

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON OCTOBER 26, 2020 WITH PRESIDENT OF NEW PHILADELPHIA CITY COUNCIL DON KEMP PRESIDING. PRESIDENT KEMP OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE

MR. DAN LANZER
MR. ROB MAURER
MRS. AIMEE MAY
MRS. CHERYL RAMOS
MR. KELLY RICKLIC
MR. JOHN ZUCAL

EXCUSED ABSENSES

COUNCILMAN DEAN HOLLAND
MAYOR JOEL DAY
SERVICE DIRECTOR RON MCABIER
SAFETY DIRECTOR GREG POPHAM
LAW DIRECTOR MARVIN FETE
TREASURER TOM GERBER

- MR. MAURER MOTIONED TO ADD ORDINANCE 16-2020 AND ORDINANCE 17-2020 TO TONIGHT'S AGENDA
MR. ZUCAL SECONDED THE MOTION
6 YEAS
ORDINANCE 16-2020 AND ORDINANCE 17-2020 HAVE BEEN ADDED TO TONIGHT'S AGENDA

- MR. ZUCAL MOTIONED TO ACCEPT TONIGHT'S AGENDA
MRS. MAY SECONDED THE MOTION
6 YEAS
THE AGENDA WAS ACCEPTED

- MRS RAMOS MOTIONED TO ACCEPT THE MINUTES FROM THE OCTOBER 12, 2020 REGULAR SESSION OF COUNCIL
MR. LANZER SECONDED THE MOTION
6 YEAS
MINUTES FROM THE OCTOBER 12, 2020 REGULAR SESSION OF COUNCIL HAVE BEEN APPROVED

CORRESPONDENCE CLERK, JULIE COURTRIGHT

1. *To Council Clerk from Treasurer Tom Gerber, dated October 13, 2020. This is the City of New Philadelphia September 2020 Investment and Savings Report and the City of New Philadelphia September 2020 Deposits.*
2. *To City Council from Mayor Day, dated October 21, 2020. This is a forwarded email from the Tuscarawas County Chamber of Commerce. This is an email with the subject "ribbon cutting" and it says: "We have a scheduled ribbon cutting on October 29 at 3:00 PM outside of New Towne Mall at the new mural behind the main entrance and JoAnne Fabrics."*
3. *To Council and Administration from Law Director Fete, dated October 21, 2020. This is an email, the subject is "New Stadium Lease Draft" It has the attachments "New Stadium Lease 2020 Documents and Quaker Stadium Arial 3"*
4. *To Councilman Zucal from Councilwoman Ramos, dated October 25, 2020. This is an email titled "Public use of City Property".*

5. *To President of New Philadelphia City Council Don Kemp from Service Director Ron McAbier, dated October 26, 2020. This is a letter that states "Dear Don, please accept my absence from the Monday, October 26, 2020 Council Meeting. I plan to attend the next Council Meeting.*
6. *To Council and Administration from Mayor Day, dated October 26, 2020. This is the Mayor's Report.*

Administrative Reports.....

MAYOR'S REPORT/REQUESTSMAYOR JOEL B. DAY.....EXCUSED ABSENSE

Mayor Day had the following report:

- OYO Motel Faces a Multitude of Citations from the State Fire Marshall: In response to complaints by customers and neighboring lodging operators, the State Fire Marshal recently inspected the OYO Motel on Bluebell Drive NW and found 63 fire and building code violations. A return visit on October 14th found that only 19 of the violations had been corrected. I was present for that inspection and was appalled by the condition of the rooms, bedding, fixtures and lack of safety measures. The OYO Motel has been a problematic business. There have been reports to our Police Department of illegal activities there and the business has been delinquent in paying its local lodging tax. I am encouraged by the actions taken by the State Fire Marshal, Law Director Fete and our Police and Fire Chiefs to force OYO to change its ways or face having the business shutdown.
- New Philadelphia Police Auxiliary Unit is Now Up and Running: Last Thursday I had the honor of giving oaths of office to seven new members of the New Philadelphia Police Department's auxiliary unit. Among the seven as Pam Hawthorne, a Crisis Intervention Counselor from Community Mental Healthcare. Her work alongside our police officers is already generating very positive comments from law enforcement and the Municipal Court. The police auxiliary is now at full strength and will work together with our regular police force to improve the safety and security of our streets and neighborhoods. I want to thank Captain Ty Norris for his work to reorganize the auxiliary unit and volunteering to be its supervisor.
- Creative Drive-Thru Events are Helping Us Weather the Pandemic: The Great Pumpkin Glow Drive-Thru event held this past weekend at Schoenbrunn Village was a perfect example of how we can still celebrate and have fun while adhering to the coronavirus pandemic's restrictions. Hats off to the Schoenbrunn staff for coming up with a unique way to celebrate Halloween and raise much needed funds for the City's key tourism attraction. I encourage all local businesses and organizations to continue to think "out of the box" to give all of us a sense of normalcy during a public health emergency.
- Being Mindful of COVID-19 Protocols during Trick or Treat Night: With the reported COVID-19 cases on the rise in Tuscarawas County, it's important to remain mindful of the protocols put in place to limit the spread of the coronavirus in New Philadelphia. Include those protocols if you are planning to participate in Saturday's Halloween Trick or Treat Night. On the City Health Department's Facebook page are good ideas for safe ways to hand out candy. The Trick or Treat hours are from 6pm to 8pm. Also keep an extra eye out for kids and parents crossing streets. And if you are celebrating at a local bar or restaurant, please follow their COVID guidelines.
- New Businesses Open in Downtown New Philadelphia Two new businesses have opened in downtown New Philadelphia. Antique Barnwood Creations on North Broadway at the gazebo quadrant sells antique barnwood furniture and whiskey barrel creations. Art and Soul Gallery at 118 West High Avenue features the work of local artists and crafters. Stop by and welcome them to our City and include them in your holiday shopping plans.
- Remember to Rake your Leaves to the Curb strip, Not into the Street The Street Department will begin gathering up raked leaves this week. So, I want to remind residents and businesses of their responsibilities to rake leaves to

curb strips, and not into City streets. Section 521.08 of the City's Codified Ordinances states: (h) Grass Clippings and Foliage. (1) No grass clippings or foliage shall be deposited onto public sidewalks or public streets. Grass clippings or foliage are to be removed from the public street and/or public sidewalk immediately following mowing or trimming. (2) Grass clippings or foliage shall not be dumped or washed into municipal storm drains or into the municipal storm system. (3) The property owner shall be responsible for ensuring all tenants, vendors, or third parties comply with this ordinance. (4) Whoever violates this section is guilty of a misdemeanor of the fourth degree. (Ord. 24-2018. Passed 2-25-19.) The purpose of the ordinance is to keep our sidewalks and streets free of leaf pile and grass hazards, and to prevent damage to the City's storm water drainage system.

SERVICE DIRECTOR.....MR. RON MCABIER.....EXCUSED ABSENSE

AUDITORMS. BETH GUNDY

Mrs. Gundy had the following report:
The deadlines to get you the temporaries for the budget are not going to be met. I don't have everybody's budget so I can't do it.

SAFETY DIRECTORMR. GREG POPHAM.....NO REPORT

TREASURER . . . MR. TOM GERBER.....EXCUSED ABSENSE

LAW DIRECTOR MR. MARVIN FETE.....EXCUSED ABSENSE

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR JOEL DAY.....EXCUSED ABSENSE

BOARD OF ZONING APPEALS.....MR. RON MCABIER.....EXCUSED ABSENSE

AIRPORT COMMISSION.....MR. JOHN ZUCAL.....NO REPORT

PARK BOARD.....MRS. AIMEE MAY.....NO REPORT

CEMETERY BOARD.....MRS. AIMEE MAY.....NO REPORT

HEALTH BOARD MR. JOHN ZUCAL.....NO REPORT

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMR. ROB MAURER

Mr. Maurer had the following report:

The Finance Committee met tonight to discuss two Ordinances. Ordinance 16-2020 which was in increase in three fund appropriations, one was for the fire department, the other was a Coronavirus relief, and one was master capital. We added Ordinance 16-2020 to tonight's Agenda and we're asking that that be passed as an emergency. We also talked about Ordinance 17-2020 which was adding a second SAFER Grant fund. We asked that this be placed on tonight's Agenda and passed on 3rd Reading. We also briefly discussed the stadium lease which involves a Council Committee, City Council, and also the School Board. This is the second meeting we've had. I thought the best way to approach this after tonight's meeting is to have a City Council member, a couple school officials and the Law Director have a general meeting on their own, try to find out where each other is at, and bring those ideas back to the Committee, get the Committee's feeling, and go from that point.

SALARY COMMITTEEMR. JOHN ZUCAL.....NO REPORT

PUBLIC WORKS COMMITTEE.....MR. DEAN HOLLAND.....EXCUSED ABSENSE

Mr. Zucal had the following report:

We met tonight to discuss the potential legislation that requires an application for participation of individuals or groups on public property. We had a lengthy and interesting discussion regarding that topic and we adjourned late at 7:05.

SAFETY HEALTH & SERVICE COMMITTEE... .MR. KELLY RICKLIC

Mr. Ricklic had the following report:

The Safety, Health, and Services Committee met this evening at 6:03 in Council Chambers. Members were Kelly Ricklic, Dan Lanzer, and Rob Maurer. The topic of the discussion was the purchase of a new fire truck for the Fire Department's current 1995 fire truck. After some discussion from Council and a presentation by the Fire Chief the decision was made that the Chief would get with the Mayor and Auditor to get dollar numbers together and it would be paid on in 2022, but we would do the legislation now because it takes 12 months to build the fire truck. The Law Director would put legislation together after November's presentation. The vote was 3-0 to have the Law Director draw the legislation up after the numbers are presented. Meeting adjourned at 6:18 PM.

ZONING & ANNEXATION COMMITTEE.....MRS. CHERYL RAMOS

Mrs. Ramos had the following report:

We will have a Committee Meeting on November 9, 2020 at 6:45 PM to discuss the Kinsey Annexation.

SPECIAL & CONTACT COMMITTEEMR DAN LANZER.....NO REPORT

PARKS & CEMETERY COMMITTEE.....MRS. AIMEE MAY.....NO REPORT

VISITOR'S COMMENTS: NONE

COUNCIL COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

- 15-2020 THE FOLLOWING ORDINANCE IS ENACTED BY THE CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY (LPA), IN THE MATTER OF THE DESCRIBED PROJECT. THIS PROJECT IS LOCATED IN GOSHEN TOWNSHIP AT THE INTERCHANGE OF IR 77, US 250 AND SR 39 (WEST HIGH AVENUE). THE PROJECT WILL REPAIR THE EXPANSION JOINTS ON STRUCTURE TUS-250-1232 R (SFN 7904835) CARRYING US 250 OVER IR 77.
2nd Reading

16-2020 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, AMENDING AND ADJUSTING THE PERMANENT APPROPRIATIONS ORDINANCE FOR THE YEAR 2020.
1st Reading

MR. MAURER MOTIONED FOR SUSPENSION OF RULES ON ORDINANCE 16-2020
MRS. RAMOS SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON ORDINANCE 16-2020

MR. MAURER MOTIONED FOR APPROVAL OF ORDINANCE 16-2020
MR. ZUCAL SECONDED THE MOTION
6 YEAS
ORDINANCE 16-2020 HAS BEEN APPROVED

17-2020 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO CREATE THE NEW PHILADELPHIA 2019 SAFER GRANT FUND #223 FOR THE PURPOSES OF MANAGING ALL FUNDS RECEIVED FROM FEMA PURSUANT TO THE CITY'S AWARD UNDER THE 2019 SAFER GRANT PROGRAM.
1st Reading

RESOLUTIONS: NONE

UNFINISHED OR OLD BUSINESS: NONE

NEW BUSINESS: NONE

Mr. Maurer motioned to adjourn at 7:48pm

CLERK OF COUNCIL _____
Julie Courtright

APPROVED _____

PRESIDENT OF COUNCIL _____
Don Kemp