

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MAY 28TH, 2015 WITH PRESIDENT OF COUNCIL, SAM HITCHCOCK, PRESIDING.

MR. HITCHCOCK OFFERED A PRAYER, AND MENTIONED THAT COUNCIL IS MEETING ON AN ALTERNATE DAY WHICH HAS BEEN SET ASIDE THROUGH LEGISLATION TO SHOW RESPECT AND HONOR THE MEMORY OF THOSE WHO HAVE UNSELFISHLY GIVEN THEIR LIVES IN BATTLE SO THAT WE MAY ENJOY THE FREEDOMS THAT WE HAVE TODAY. HE SAID WE ASK IN PRAYER THAT YOU CONTINUE TO BLESS THE SOULS OF THESE BRAVE SOLDIERS AND TO KEEP SAFE THOSE WHO ARE STILL IN SERVICE OF THIS GREAT COUNTRY.

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

EXCUSED ABSENCE:

AUDITOR BETH GUNDY  
LAW DIRECTOR MARVIN FETE

- MS. COX MADE A MOTION TO ACCEPT THE AGENDA FOR TONIGHT'S MEETING  
MR. ZUCAL SECONDED THE MOTION.  
ROLL CALL, 7 YEAS  
MOTION PASSED
- MS. COX MADE A MOTION TO APPROVE  
THE MINUTES FROM THE COUNCIL MEETING HELD ON MONDAY, MAY 11TH, 2015  
MS. WALKER SECONDED THE MOTION.  
ROLL CALL, 7 YEAS  
THE MINUTES WERE APPROVED.

**CORRESPONDENCE** . . . . . CLERK, PATRICIA A. MCKAY

1. Mayor's Report to Council for May 28th, 2015
2. Special & Contact Committee Meeting Minutes from Monday, May 11th, 2015
3. City of New Philadelphia Police Monthly Activity Report for the Month of April 2015
4. Dave Yost, Auditor of the State Bulletin 2015-005  
Date issued May 18th, 2015, to all Public Offices and Independent Public Accountants,  
From Dave Yost Ohio Auditor of the State, Subject: Abuse Standards.

**ADMINISTRATIVE REPORTS**

MAYOR'S REPORT/REQUESTS ....MAYOR DAVID JOHNSON

Mayor Johnson reported on the following:

- May 9th, 2015 Held the Monthly Staff Meeting discussed was upcoming events and projects that are being worked on.
- May 13th, 2015 met with the Board of Control to award material bids.
- May 14th, 2015 opened the CDBG/NRG bids for Tuscarawas Avenue.
- May 15th, 2015 Mayor Johnson attended "Leader In Me" luncheon at West Elementary. Mayor Johnson publicly thanked Principal Christina Ziga Budd and the teaching staff for the wonderful job they are doing with our youth.
- May 19th, 2015 Attended the monthly CIC Meeting at Union Hospital. Interviewed With Derek From Rea & Associates to Review The Current Audit. The City Was Prompted To Make Needed Changes (Mayor Will Cite an Example.)
- May 21st, 2015 Met With Brandon Bartell with Verizon to Discuss and Rework Our Cell Phone Plan and Current Monthly Costs to save money.
- May 25th, 2015 Participated in the Annual Memorial Day Parade and Service on the Square.

One of the things that the Auditor brought to the Mayor's attention:

We do not have any offsite storage for our computer.  
They recommend two miles or more.  
So in other words, if this City should be destroyed by fire we would not be able to reconstruct our records. The Mayor has a proposal from Pioneer-360 for \$3,500.  
The Mayor requested that President Hitchcock assign this to a Committee for review.  
We need extra money to do this.  
They will take care of everything we need to do.  
The Mayor mentioned they have not answered his question yet as to whether or not we have to pay separate for setup.

We opened our Landfill Bid and awarded it today to the Kimble Company.

Three year price is \$703,092 from May 2015 through May 2017  
This year the price went down. (We are going to save at least \$60,000 this year.)  
By going for the Three Year Contract we now can take our Recyclables to Dover and we no longer have drive to Canton, this is another savings which we did not figure into this.

**President Hitchcock assigned the Mayor's Request, offsite storage for our computer (Proposal from Pioneer-360 for \$3,500) to the Special and Contact Committee.**

SERVICE DIRECTOR.....MR. JAMES ZUCAL

Service Director reported the following:

- Mr. Zucal distributed to Council a paving list for this year. Mr. Zucal said we did have a favorable interest in the paving. We received only one bid from Newton Asphalt, a local contractor from Strasburg. They have been successful in the past and have done an excellent job for us. That bid was awarded to them so they will be our paving contract this year. Mr. Zucal requested that everyone take the time to look at the list. Mr. Zucal thinks we are doing a very progressive milling/paving for positive drainage. We are working in phases in certain areas we are trying to do the most we can with the amount of money we have. Our paving this year will exceed a little over \$300,000.
- Mr. Zucal had an Industrial Appraisal Company review and update our list of assets. The Service Director worked with the Auditor and Don Kennedy, from Kennedy Insurance our insurance provider, on that. So we now currently have an updated list of valuables that are insured; buildings, monumental vehicles, structures and such that we carry on the rooster, so if there would be a reason, we do have a current list.
- The Service Director requested that the President assign to Committee a new section of the Ohio Revised Code Chapter 5722 of the Land Reutilization Program. The Service Director, the Mayor, and the Team of Building Officials are looking at several structures in the City and we would like this new program to be studied and possibly be used; as the purpose of the program is to foster the Return of Non Productive Tax Delinquent Land to Tax Revenue Generating Status for public use. The Service Director said that he would like to pursue that program if you would please assign that.

**President Hitchcock assigned the Service Director's Request, Ohio Revised Code Chapter 5722 of the Land Reutilization Program to the Safety Health and Service Committee.**

AUDITOR .....MS. BETH GUNDY .....NO REPORT  
EXCUSED ABSENCE

SAFETY DIRECTOR.....MR. GREG POPHAM.....NO REPORT

TREASURER . . . . .TOM GERBER

Mr. Gerber reported as the Mayor indicated the Audit is complete. Derek has met with us met with the Mayor and has gone over some things. We are waiting for the final report. Next meeting you will be receiving the 2014 Bank Reconciliation, it goes by months. We have not been able to go into 2015 because we had to wait until everything was done on the Audit. The Audit is done now we can start going into January and clearing these checks. Mr. Gerber announced, "Each one of you will be receiving this report at the next meeting." Mr. Gerber felt the Audit was definitely a learning experience.

LAW DIRECTOR . . . . .MR. MARVIN FETE .....NO REPORT  
EXCUSED ABSENCE

**BOARD/COMMISSION REPORTS:**

PLANNING COMMISSION.....MAYOR DAVID JOHNSON

The Mayor announced the next Planning Commission meeting is tentatively set for Tuesday, June 9th, 2015 pending items for the agenda.

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

Mr. Zucal announced the Board of Zoning Appeals is scheduled for Tuesday, June 9th, 2015 at 5:00 PM in Council Chambers.

AIRPORT COMMISSION.....MR. JOHN ZUCAL

Mr. Zucal announced the next regular scheduled Airport Commission Meeting will be held at 6:00 PM, Tuesday, June 9th, 2015 at the Harry Clever Field Meeting Room.

Mr. Zucal reported that he is very pleased with what has transpired:

Our Airport Commission and the new membership are working very well together.

Announced they have had great discussions, some thoughtful discussions about the future of the Airport.

Mr. Zucal said he is excited about the direction the Commission is headed.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger reported the Park Board Meeting met Wednesday, May 20th, 2015 at noon at Tuscora Park Pavilion.

- Our new Assistant Park Superintendent Chase Hostetler was introduced. He started in the last couple of weeks he hit the ground running most people will recognize him as a smiling friendly face. I think in a few weeks and months just like with our Park Superintendent Rod Miller when people see Chase the first thing they are going to think of is Tuscora Park, so that is a good thing.
- The Park reported they had an outstanding opening weekend over the Memorial Day Holiday. Weather was ideal; the crowd was large and there were no major issues. Both RTY and the Park Concessions and Operations reported revenues for the year.
- The swimming pool they are short on life guards. They are looking for life guards. Any life guards that needs training or are interested in employment contact Cathy Casebeer at the park pool for more information.
- RTY, as most people are aware of, operates the rides and concession through an agreement with the City at

the Park. You will see, as most of you recall we updated you a few weeks ago about the new price structure, discounted ride rates Monday through Thursday there will be some aggressive marketing that will be started here in the next couple of weeks.

A bill board will go up on Wabash Avenue NW by the Times Reporter Building. There will be some signage in and around the Park area. Eventually there will be some other items that RTY is planning to help market. That an including some social media.

Aggressive marketing on their part hopefully that will draw in some larger crowds during the week days from the local community.

- Most of you are aware that the tennis courts are in poor condition. The Park Board Members and the leadership out at the Park have been looking at alternatives. They have spoken to a few potential companies and gathered some ideas they are still looking at that process. Mr. Lautenschleger hopes in the next few months to bring back some information on the direction they are looking at.
- The next Meeting of the City Park Board will be June 17th, 2015 at noon at the Tuscora Park Office.

Comment from the President, Mr. Sam Hitchcock:

Mr. Hitchcock said he had the opportunity to meet Mr. Chase Hostetler.

He is a very energetic young man; he is not afraid to work, is also very friendly, and is a people person.

Mr. Hitchcock said, "We will do very well with him as the Assistant Park Superintendent."

HEALTH BOARD..... MS. SANDY COX

Ms. Cox announced that the next scheduled meeting for the Health Board is Wednesday, June 10th, 2015 at 12:00 (Noon) at the Health Department.

### **STANDING COMMITTEE REPORTS:**

FINANCE COMMITTEE .....MS. SANDY COX

Ms. Cox reported that the Finance Committee met immediately following the Public Hearing this evening at 7:00 PM which was in regards to the CDBG Grant for next year. The application is filed for this year.

The propose is to replace the curbs, sidewalk, and curb ramps on both sides of Fair Avenue NE (from the intersection of Beaver Avenue at Fair to 445 Fair Avenue NE). This is a 2016 Project. The Resolution will be put on the Agenda for the next meeting. The Committee is requesting that it be passed so we can get on with the Project.

The meeting was adjourned at 7:06 PM.

SALARY COMMITTEE .....MR. JOHN ZUCAL....NO REPORT

SAFETY HEALTH & SERVICE COMMITTEE.....MR. ROB MAURER

Mr. Maurer announced that the second meeting in June he is looking to call a Safety Health & Service Committee Meeting in reference to the excess trash, we are going to revisit that since we are looking at a several year contract. Reminded everyone we do have the Animal and Fowl Ordinance pertaining to the Canadian Geese on the Agenda tonight for Third Reading. The Committee is asking for passage on that. (It deals with feeding geese only, not ducks, for a period from October through April to try to help eliminate the geese from frequenting the Park and maybe they will look for other sources of food.

Mr. Maurer thanked Ms. Rosemary Hafliger for her expertise and advice through this process.

Mr. Maurer said he read an article in the paper a year or so ago and had no idea the things she does,

It is really a thankless job and he doesn't think people realize what she does do.

For example if there is an issue, Rod Miller said he will call her and she will be there within five minutes.

Mr. Maurer reported that Ms. Hafliger has offered to feed the ducks in the winter when the geese go away at night to nest she is willing to take the time to do that. She does need about \$40 dollars a week for food to do so. (This is about \$1,100 to \$1,200 dollars needed for that 6 month period.)

If anyone has any fund raising ideas or can help out that would be appreciated.

Mr. Maurer thanked Mr. Hitchcock for allowing her to have a booth at First Town Days where she possibly will receive some donations for the project.

*The President echoed Mr. Maurer's comments and said,*

*"We are very fortunate to have Ms. Hafliger as a member of our Community."*

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

ZONING & ANNEXATION COMMITTEE .....MRS. CHERYL RAMOS....NO REPORT

SPECIAL & CONTACT COMMITTEE ..... MR. DAN LANZER

Mr Lanzer reported the Special & Contact Committee met this evening at 6:50 PM with two items to discuss.

All Committee Members were present Mr. Maurer, Ms. Walker, and Mr. Lanzer, Chair.

Alternate Mr. John Zucal was also present.

- A Notice to Council from the Ohio Division of Liquor Control, Dated May 8th 2015, From: South Philly Drive thru LLC 729 South Broadway New Philadelphia, Ohio 44663 To: Strykers Drive thru LLC 729 South Broadway New Philadelphia, Ohio 44663 For Type TRFO C2 and C2X Permit Class And asking that objections be made no later June 8th, 2015
- A Notice to Council from the Ohio Division of Liquor Control, Dated May 8th 2015,

To: 5DUBCO DBA Brickyard Dining Co.  
140 Commercial Ave SE  
New Philadelphia, Ohio 44663  
For Type New  
D1 Permit Class  
And asking that objections be made no later June 8th, 2015

After a brief discussion the committee recommended, by a 3-0 vote to move forward, to have both brought before full Council for a vote tonight.

"To authorize the Clerk of Council to date, sign and to immediately forward the notice to the Ohio Division of Liquor Control designating we do not request a hearing postmark no later than June 8th, 2015."

MR. LANZER MADE THE MOTION AND  
MR. MAURER SECONDED THE MOTION  
ROLL CALL 7-0  
MOTION PASSED.

PARKS & CEMETERY COMMITTEE .....MS. WINNIE WALKER....NO REPORT

**VISITOR'S COMMENTS:**

Concerns and Comments from  
Mr. Paul Beitzel  
3616 Crooked Run Road  
New Philadelphia Ohio 44663

Paul Beitzel said he was born and raised in New Philadelphia for the first ten years of his life. His parents moved to his Grandparent's farm about five miles out of town and that is where he has lived ever since.

At one time our town was the number two place to do business for a town our size.

The thought occurred to him what would these outsiders think if they would drive down one of the main streets of our town today. Some of the houses are in total disrepair. The case and point is West High Avenue Between Five Points and the Railroad Tracks.

"The City and State are putting the finishing touches on a job we can all be proud of did you know there are house there that haven't been lived in for three years. According to the neighbors one of these is at 902 and the other one is beside it and on the corner of 9th and Front is a house with the doors and windows all boarded up he was told nobody has been living there for a year. I've talked to Mayor Johnson several times I feel he is open to any idea you have to improve the City. Yesterday I handed him a copy of an ordinance which was designed as a tool to clean up a town.

I would hope that all the Council Members would go on on their computers to see how other Cities are handling these same problems we have.

Most Cities have the same problem but it is how you handle these things that make a difference."

He has had several discussions with Mayor Johnson.

He requested Council Members to think outside the box walk around their district and see if someone is living in the houses or what is going on there.

"I'm an outsider but I have a big desire to see the City improved and you are the people that can do it.

I hope you will do your best to come up with some ideas and pass them on to the Mayor so our town will look better."

**Comment from the President Sam Hitchcock:**

**Thanked Mr. Beitzel for coming to Council and expressing his concerns.**

**READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCES:**

10-2015 AN ORDINANCE AMENDING CODIFIED ORDINANCE CHAPTER 505 ANIMALS AND FOWL, OF THE CITY OF THE NEW PHILADELPHIA, OHIO, TO INCLUDE A PROHIBITION AGAINST FEEDING AND MAINTAINING CANADIAN GEESE ON PUBLIC PROPERTY WITHIN THE CITY OF NEW PHILADELPHIA, AND DECLARING AN EMERGENCY. (3RD READING)

Motion to vote on passage by Mr. Maurer  
Seconded by Mr. Lanzer  
Roll call, 6 yeas and 1 nay (Mrs. Cheryl Ramos)  
Ordinance 10-2015 has passed

**RESOLUTIONS:**

13-2015 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO COMMEND TOM FARBIZO FOR HIS 14 YEARS OF SERVICE AS AIRPORT MEMBER AND CHAIRMAN TO THE NEW PHILADELPHIA AIRPORT COMMISSION FOR THE CITY OF NEW PHILADELPHIA. (3RD READING)

Mr. Zucal made a motion to pass Resolution 13-2015  
Ms. Cox seconded the motion

**Comment from Councilperson John Zucal**

Mr. Zucal serving as chair of the Airport Commission this year recognized Mr. Farbizo for his leadership thoughtful and intentional way of directing the Airport Commission for fulfilling the potential it potentially has each and every year.

Mr. Farbizo loved being a member of the Airport Commission and was truly and asset to that group as well as the City of New Philadelphia in numerous ways.

“I am very pleased we are able to recognize him this evening.”

Comment from President of Council Mr. Sam Hitchcock:

I heard your comments Mr. Zucal I've known Tom Farbizo for many years. I think he has been a very big asset to our community in many different ways whether it be as Athletic Director or service on the Airport Commission or just supporting of the many things that go on in our community, we are very fortunate to have him as a resident.

Comment from the Mayor:

Mr. Farbizo has done a marvelous job and he is an asset to our City He didn't walk away he is on the Park Board now and is working hard for the tennis courts and different things and continuing his service to our community.

Roll Call 7 yeas  
Resolution 13-2015 has passed

**UNFINISHED OR OLD BUSINESS:**

Comment from Mr. James Zucal:

As Service Director, I would like to thank Mr. Beitzel for his comments. "I've talked with Mr. Beitzel in the past and he has some very good ideas. Mr. Zucal reminded Council that the Housing Review Team meets monthly, which is the Fire Chief Jim Parrish, Lee Finley Director of Environment Health, Assistant Service Director Amy Gilland and himself and we go out and look at structures. I encourage Council; as Mr. Maurer looks into the new Ohio Law Land Reutilization Program. It will give us a little more teeth, power, and ability by law to look at some of these vacant structures. I think it is going to be a wonderful tool for us to take some of this structures that have been razed.

The President agreed the legislation is going to take care of some those concerns

The Service Director and the Mayor talked with other communities, Mr. Stephenson from the County Prosecutors Office, and to a lot of people. The Service Director is very positive about this new law.

Comment from Councilperson John Zucal:

John thanked all who were involved with the Memorial Day Celebration down on the City Square. It was well attended; he mentioned how proud he was of all the membership that showed up and the participation from our area students with something that honors those Veterans. We can't say thank you enough to those who served in the past, present and future to protect the freedoms we all enjoy. Mr. Zucal said he is pleased to be a citizen of New Philadelphia for those events. "We do have that care and concern for those who have dedicated their lives for our freedom."

**NEW BUSINESS:**

A Comment from Mayor Johnson:

The Mayor and his wife frequently visit Tuscora Park they love to watch the ducks. Mayor Johnson reported that a couple of months ago they spotted 2 brown ducks and a white duck. One of the brown ducks and the white duck became friends. They have become inseparable; they are always together every single day. The Mayor's Wife, Nancy named them Lucy and Desi.

MS.COX MADE A MOTION TO ADJOURN THE MEETING AT 8:03 PM

CLERK OF COUNCIL \_\_\_\_\_  
Patricia A. McKay

APPROVED \_\_\_\_\_

PRESIDENT OF COUNCIL \_\_\_\_\_  
Sam R. Hitchcock