

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JUNE 23RD, 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

MS. COX MADE A MOTION TO ACCEPT TONIGHT'S AGENDA
MRS. RAMOS SECONDED THE MOTION.

ROLL CALL 7 YEAS
MOTION PASSED

MS. COX MADE A MOTION TO APPROVE THE MINUTES FROM THE SPECIAL COUNCIL MEETING HELD MONDAY, JUNE 16TH, 2014 AND THE MINUTES FROM THE PREVIOUS REGULAR SESSION OF COUNCIL HELD ON MONDAY, JUNE 9TH, 2014.
MS. WALKER SECONDED THE MOTION.

ROLL CALL, 7 YEAS
MINUTES WERE APPROVED

CORRESPONDENCE CLERK, PATRICIA A. MCKAY

1. The 37th Annual First Town Days Festival 2014 Schedule of Events Booklet.
2. Mayor's Report to Council June 23rd, 2014
3. Public Works & Economic Development Committee Meeting Minutes from June 9th, 2014
4. Request dated June 17th, 2014 to the President of Council from Dan Lanzer, Special and Contact Committee Chairperson, asking that all assignments relating to the NP2R Trail Project be assigned to the Special and Contact Committee.
5. Notice of a Public Hearing from Dan Lanzer dated June 20th, 2014 for Monday July 14th, 2014 at 6:15 PM through 6:45 PM in Council Chambers to discuss the development of the NP2R Trail.
6. Request dated June 19th, 2014 to Sam Hitchcock, President of Council from Jim Parrish, Fire Chief, to assign to the Safety, Health, and Service Committee the Automatic Mutual Aid Agreement.

PRESIDENT OF COUNCIL, SAM HITCHCOCK ANNOUNCED THAT THE SAFETY DIRECTOR, GREG POPHAM AND THE TREASURER, AARON HILLYER ARE EXCUSED FROM TONIGHT'S MEETING.

ADMINISTRATIVE REPORTS:

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

The Mayor addressed the following:

1. Met with the Kimble Company.
The Mayor requested the President of Council assign to Committee the Tax Abatement for Kimble.
2. Attended the Mayor's Conference in Marietta.
3. Spoke with Jared Bigler regarding gas aggregation.
4. The Mayor and the Service Director attended the Tolloty Center Dedication, Tuesday June 17th, 2014.
The Mayor being the President of Council during the Planning Phase and Construction Phase, the Mayor and a few other City Council people that were present are aware of our commitment to the High Tech Park. After returning to City Hall the Mayor was amazed to find out just how vested the City of New Philadelphia has been in the great facility and opportunity to build a long lasting job base right here in the City.
The streets to the complex, the water hook up, the sewer hookup, the hours and hours of man power and New Philadelphia was barely mentioned at the ceremony.

The Mayor wanted to reassure our citizens that we have made a significant investment in the Tech Park. The Mayor is proud of what we have done and proud of those who worked on it.

5. Traveled to Steubenville for the monthly OMEGA Meeting.
6. Swore in Jarod Lawver as our newest Firefighter/Paramedic with New Philadelphia Fire Department.
7. Met with Mr. and Mrs. Wes (Jodi) Hughes about the New Philadelphia Pee Wee Baseball Program.

Mayor Johnson then updated Council with approximate numbers of the trash survey.

About 350 citizens wanted to keep it and pay more
100 said to farm it out.

By the end of this week the Mayor informed Council a decision will be made as to where we will dump our trash and award the contract.

All was given a copy of a Purchase Agreement.

(For a piece of land for the future building of a Fire Station.)

It is on Front Street, right beyond the car lot.

It is almost an acre.

It has everything we need to build a Fire Station when we are ready.

If Council approves it, we are paying \$250,000.00 for that acre.

On the other side that faces Broadway they want a million dollars.

The place we looked at before was \$650,000. We felt we cannot by-pass this.

“Three years with no interest.”

The Mayor requested President Hitchcock assign to Committee the following:

The Kimble Tax abatement

The Dog Ordinance (needs to be updated and strengthened.)

Some dog owners are not controlling their dogs.

The Mayor informed the Media and everyone else that he did not appreciate the City of New Philadelphia being labeled methadelphia and wanted it stopped. The reason you hear so much about methamphetamine is because we are trying to educate the General Public. It is a big problem.

Mayor reminded everyone if they see something that looks suspicious call the safety forces and they will handle it.

Question from Councilperson Mr. Lautenschleger:

How many accounts were sent the survey in the City of New Philadelphia?

The Mayor replied:

About 7,500 were sent the survey with their Water/Sewer and Sanitation Bill.

Approximately 450 were returned.

Comment from Councilperson Mrs. Ramos:

Mrs. Ramos spoke with the Water Office and reported that the number that was billed for garbage was 7,553.

Mayor Johnson reported, “This is the largest return of any survey that we have ever had. The people out there are standing up for what they believe.”

Comment from President Hitchcock on a couple of things the Mayor has said.

Mr. Hitchcock resented the label as well and felt it is very inaccurate.

The Methadelphia label, wherever it came from, is pretty characteristic when law enforcement uncovers a problem in a community. The Media covers it well.

As a former Police Officer and a Narcotic Investigator for eleven years, he dealt with this kind of label whenever we would do raids, do investigations that engaged in multiple people getting arrested it made headlines in the newspaper it was supposed to make headlines we wanted to get the message out. It was not too uncommon that I would get asked if we had a serious drug problem in this area. And Mr. Hitchcock said he would respond “no more than any other community. You’re seeing it here because we are doing something about it. If we were not working the cases you would not hear anything.” The law enforcement is working the cases and responding to complaints they are short circuiting some of these activities as they are supposed to do in representation of the community.

On the Tolloty Incubator Mr. Hitchcock was not able to make it down for the guided tour he did make it a little later he had a nice conversation with Dr. Gregg L. Andrews, Dean and Chief Administrative, about the building and later talked with Gary Little and regardless of the oversight in the credit given to New Philadelphia he did remember when

we voted for a million dollar contribution into that Tech Park. Regardless of that oversight he thinks it is a great opportunity for new businesses to come to the park. Mr. Hitchcock felt only positive things can come from the event.

Councilperson John Zucal:

Mr. Zucal did have the pleasure of attending Tolloty Center Dedication, Tuesday June 17th, 2014 and felt Mr. Tolloty would be very proud of what has been accomplished.

President of Council and Councilperson John Zucal announced that Mr. Gary Little, Director of the CIC will come before Council in the near future to update Council on what the CIC is doing and the Tech Park.

Mr. Zucal did report that Mr. Little is appreciative of what the City has done and continues to do.

SERVICE DIRECTOR.....MR. JAMES ZUCAL

The Service Director reported on the following:

- REM Construction, Bob Martinelli and Kathy Pietro are working daily on the West High Market Place. This is off of West High Avenue and a great addition to the City. Formerly the old ODOT building There will be a new City Street and utilities. Future business is a welcome addition to New Philadelphia.
- After the passage of Oak Shadows IV Mr. Martinelli is also working on that property. We have an inspector on the job. We are moving forward with that So we are seeing some business and some residential development which is a good thing.
- The paving company, Newton Asphalt, will be back in the City this week to finish a little bit of paving that is left. We have an area on Beech Lane NE next to the Dairy Queen that has to be paved. North Broadway a portion of that North of Donahey, And University Drive will also see some paving this week.
- Our Crews continue to patch pot holes. It has been very costly We will continue to work on the pot holes until we get them done.

Question from Councilperson Mrs. Ramos:

You mentioned that our garbage trucks need to be replaced

How much does it cost to replace them?

How would we pay for that?

Reply from Service Director, Mr Zucal:

“I’m not in the position to answer that tonight.

I certainly can go back and look up the information from our last purchase.”

I will tell you what the cost of our last truck was and what the approximate cost of a new truck is tomorrow.”

I think our last truck was around a \$160,000. I am sure they have gone up this is only a ball park figure.

Comment from Councilperson Mrs. Ramos:

You had said earlier that you would have to ask for a rate increase in November around \$2.00 a month,

Of course we know we are already paying \$13.25 per month for trash pickup.

We also had talked about fee increases for the people that are causing all of the tipping fees to go up like the landlord clean outs.

What is the progress for charging the people who use it more money?

Reply from Service Director, Mr Zucal:

To answer the first question: potentially, as per City Code by November 1st, 2014. He is to make a rate increase. Potentially he said it could be between one and two dollars. He doesn’t know the exact figure he will know more after the Third Quarter. That is being looked at and watched.

The other issue was assigned to Mr. Maurer’s Committee Safety Health and Service.

That is a problem as he expressed before the tonnage has increased because when this landlord who are running a business take everything out to the curb strip and we pick that up with a back hoe and two dump trucks and take all that tonnage out to a land fill to be weighed that goes beyond our residential base. That is why we are seeing more tonnages. That is in Committee and can be looked at.

Deciding where we are going with Sanitation we have to do a Board of Control on awarding the Contract is where we are right now. As the Mayor mentioned we will have an answer by the end of the week.

Question from Councilperson Mrs. Ramos:

Wanted to know when Orchard Avenue NW would have pot holes repaired

Reply from Service Director, Mr. Zucal:

There has been a Work Order forwarded to the Street Department to patch the pot holes on Orchard Avenue NW.

AUDITORMS. BETH GUNDY.....NO REPORT

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

TREASURERMR. AARON HILLYER.....NO REPORT
EXCUSED ABSENCE

LAW DIRECTORMR. MARVIN FETE

The Law Director reported the following:

- o The Law Director mentioned that he wanted to share with what the Mayor had said: The request for the updating of the Dog Ordinance and to have the President of Council assign the request to a Committee.
- o Worked on the Purchase Agreement for the land for the Fire Station.
- o Prepared a motion for an amended entry in regard to the West High Widening that he filed with the Courts.
- o Prepared a motion to declare value of vest title on property owned by Mr. Steven Spring Which is also part of the West High Widening Project.
- o Finalized work on the York Township Fire Agreement.
(Requested that be assigned to a Committee as well)
- o Had a number of contacts with Bob Martinelli ,Jim Zucal and the Attorneys representing Oak Shadows, we did a lot of work on that to get it done and completed in a timely manner.

Tomorrow he has a meeting with Beth Gundy and New Philadelphia City Prosecutor Doug Jackson to talk about things they want to do within their Budget.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR DAVID JOHNSON

Mayor Johnson announced the Planning Commission Meeting for the month of June was cancelled. Pending an agenda, the next Planning Commission Meeting will be held Tuesday, July 8th, 2014 in Council Chambers at 1:00 PM.

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

Mr. James Zucal announced the Board of Zoning Appeals will meet Tuesday July 8th, 2014 at 5:00 PM in Council Chambers providing there is an agenda.

AIRPORT COMMISSION.....MR. JOHN ZUCAL

Mr. Zucal reported on the recent meeting:

- o Part of the discussion that took place at the June Airport Commission Meeting was The fact that we needed to formalize, to some degree, a Maintenance Plan for the Airport (In particular some of the work that needs to be done around the hangars.)
- o Ms. Loretta Snider from the Michael Baker Jr., Inc. and Airport Manager Eric Hubbard are going to come up with a formalized plan addresses more from a Capital Improvement Prospective as to what we need to do.
So each year we have a check list to follow and to work within the budget that has been given. We are talking about some cosmetic work that will come out of the payment that the pilots put into The hangar maintenance fee. So rather than doing a hit and miss we will have a formal plan.
- o The contribution comes from the rental that gets paid by the pilots on that hangar that goes into a dedicated fund that is used for reinvestment for the maintenance of the hangar.
- o Formalizing thoughts and goals into a written plan helps communicate that to everybody.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger announced the Park Board Meeting that was scheduled for Wednesday June 25th, 2014 at 7:00 PM at the Tuscora Park Office was cancelled.

HEALTH BOARD..... MS. SANDY COX

Ms. Cox announced that the next scheduled meeting for the Health Board is Wednesday, July 9th, 2014 at 12:00 (Noon) at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMS. SANDY COX

Ms. Cox reported that the Finance Committee met on Monday, June 23rd, 2014 at 7:00 PM.

The First Item that was discussed was **Resolution 21-2014**

Which is the transfer of interest \$3,500.00 from the Cemetery Endowment Fund (#812) to the Cemetery Operating Fund (#209).

It will be on the Agenda for the next meeting and the Committee is recommending passage.

The Second Item was **Resolution 22-2014**

To authorize and direct the the Auditor of the City to transfer up to \$10,000.00 from the General Fund (#101)to the Sidewalk Program Fund (#285).

It will be on the Agenda for the next meeting and the Committee is recommending passage.

The Third Item was **Resolution 23-2014**

To approve the transfer of \$50,000.00 (#219) from the Sanitation Fund to be transferred\$ 25,000.00 to the Water Operating Fund (#711) and \$25,000.00 to the Sewer Operating Fund (#713).

(The City has incurred expenses in the Water and Sewer Funds for billing for Sanitation Pickup in 2014)

It will be on the Agenda for the next meeting and the Committee is recommending passage.

The Fourth Item **Personnel Policy & Procedure Manual**

Ms. Cox reported that the Committee had a discussion up to page 16 and she is planning on calling another meeting in the near future.

The meeting was adjourned at 7:25 PM

SALARY COMMITTEEMR. JOHN ZUCAL

Mr. Zucal reported that he previously announced at our June 9th, 2014 Council Meeting that there would be a Salary Committee Meeting July 14th, 2014 At 7:00 PM in Council Chambers.

“On what we need to do to be more transparent and to open up Council Meetings to the General Public and make them more accessible and available.”

Unfortunately Mr. Zucal will be out of town and will not be able to attend Council that night.

That meeting has been rescheduled the new date is Monday July 28th, 2014 at 7:00 PM in Council Chambers.

Mr. Zucal reminded those that were looking to suspend the rules for some of the Resolutions, that were talked about this evening at the July 14th, 2014 meeting, he will be out of town.

President of Council, Sam Hitchcock assign to the Salary Committee the land acquisition for the Fire Department.

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

Mr. Maurer announced that he will have an official report for the July 14th, 2014 Meeting.

President of Council, Sam Hitchcock assigned the Automatic Mutual Aid Agreement with York Township. And the Animal Control Ordinance to the Safety Health & Service Committee.

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

Mr. Lautenschleger announced that the Public Works & Economic Development Committee will have a meeting in the near future to discuss the updated Public Records Request Policy that was prepared and has been presented now by the Law Director.

President of Council, Sam Hitchcock assigned to the Public Works & Economic Development Committee The Kimble Tax Abatement.

ZONING & ANNEXATION COMMITTEEMRS. CHERYL RAMOS....NO REPORT

SPECIAL & CONTACT COMMITTEE MR. DAN LANZER

Mr. Lanzer reported that the Special & Contact Committee had a meeting this evening at 6:30 with one item to discuss A Notice to Council from the Ohio Division of Liquor Control, 6606 Tussing Road, P. O. Box 4005, Reynoldsburg, Ohio 43068-9005. Dated June 13th, 2014.

To Lancaster Wings Inc. DBA Buffalo Wild Wings Grill & Bar, 1072 West High Street, New Philadelphia, Ohio 44663, and asking that objections be made no later than July 14th, 2014 for type New and D5I permit class

Mr. Lanzer reported after a discussion, the Committee recommended Council 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.

Mr. Lanzer made that motion for a vote from full Council and Ms. Cox seconded the motion

Roll call 7 yeas

Motion passed.

The Clerk of Council will date, sign, and immediately forward the notice to the Ohio Division of Liquor Control designating we do not request a hearing before the due date of July 14, 2014.

President of Council, Mr. Hitchcock, as requested, did assign to Special and Contact Committee All future assignments relating to the NP2R Trail Project.

PARKS & CEMETERY COMMITTEEMS. WINNIE WALKER

Ms. Walker reported:

She has had several calls regarding pot holes,

Trash and garbage collection survey

Tall grass.

June 10th, 2014, spoke with Mr. Jim Zucal and Mr. Keith Limbacher in regard to the Cemetery Land.

(Any information given to her she must have the time needed to review it before any meetings)

Comment from the President of Council, Sam Hitchcock:

Do you have anything on the calendar for a Committee Meeting?

Ms. Walker replied:

“No. I’m just waiting to speak with Mr. James Zucal and Mr. Keith Limbacher again.”

President of Council, Sam Hitchcock:

Hitchcock expedited the assignment and put the assignment in the Public Works And Economical Development Committee requesting that a meeting is held on the issue July 14th , 2014 or July 28th, 2014.

VISITOR’S COMMENTS:

NONE

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

11-2014

AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO MODIFY CHAPTER 121.01 RULES OF PROCEDURE FOR COUNCIL AND DECLARING AN EMERGENCY. (3rd Reading)

Motion to vote on passage Mr. Lanzer,
Seconded by Ms. Cox

Comment from Councilperson Mrs. Ramos:

“I think that this is a great start.
Organizing and changing the Council Rules for Procedures.

We had Talked in Committee That the Rules Can Be Changed Any Time.
My concern was about clean up of the conflict of interest.
Council Members could ask or declare a conflict to interest.
Especially material benefit to blood relatives, close relatives
And/or persons living in their household.
I'm supporting this tonight on the premise that this was said,
That Council could point that out, and also that we can revisit this."

Roll call, 7 yeas,
Ordinance 11-2014 has passed

RESOLUTIONS:
NONE

UNFINISHED OR OLD BUSINESS:
NONE

NEW BUSINESS:

- Mrs. Ramos appreciated the City sending out a Survey about the trash pickup. However she did not feel the survey was worded properly. In that it did not give the consumer or the resident enough information. In other words it should have said would you agree to pay an increase of approximately 15 % (\$2.00) to keep the City Sanitation Services as opposed to a decrease of about 15% or 18% if contacting out to a private business. She feels the public did not get enough information to make an informed decision. We have a lot of information available. Mrs. Ramos is all for saving money. She feels the public needs to know more about this. They need to know the total cost involved.

Mayor Johnson invited Mrs. Ramos to come up to his office to get the correct data.

The purpose of the survey had nothing to do with whether we were going to get rid of the trash it was what the people thought about the service. The survey was just to see what they were thinking.

Councilperson Mrs. Ramos said you could have just asked "what do you think about our trash service."

- Councilperson Mr. Lautenschleger announced that he and Councilperson John Zucal will not be able to attend the Council Meeting of July 14th, 2014. There are a couple items recommended for the first reading for rules to be suspended and passed. Ms. Gundy said that will be okay. Both Councilperson Mr. Zucal and Councilperson Mr. Lautenschleger will be back in town for the July 28th, 2014 Council Meeting.

MS.COX MADE A MOTION TO ADJOURN THE MEETING AT 8:15 PM.

CLERK OF COUNCIL _____

APPROVED _____

PRESIDENT OF COUNCIL _____