

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JUNE 27, 2005 AT 7:30 P.M. WITH PRESIDENT OF COUNCIL DAVE JOHNSON PRESIDING. MR. JOHNSON OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE: MS. SANDRA COX
MR. BILL ELLWOOD
MR. GEORGE HOUSTON
MR. DARRINLAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER

COUNCILMAN SAM HITCHCOCK WAS ABSENT.

THE MINUTES OF JUNE 13, 2005 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. A letter dated June 10, 2005 from Time Warner Cable notifying Council that Time Warner NY Cable has entered into an agreement with Adelphia Communications Corporation to purchase the cable system in New Philadelphia. The transaction is to be complete in late 2005 or early 2006.
2. Airport Commission meeting minutes of June 14, 2005.
3. Board of Control meeting minutes of June 17, 2005.
4. Minutes of the Municipal Treasury Investment Board meeting of June 16, 2005.
5. The May 2005 Summary of Reports for the New Philadelphia Fire Dept. EMS.
6. Finance Committee meeting minutes of June 13, 2005.
7. A notice from the Ohio Division of Liquor Control requesting a D1, D2, and D3 permit to Bud & Tooties Inc., 601 West High Ave., New Philadelphia, OH 44663, and asking that objections be made no later than July 14, 2005.
8. Board of Zoning Appeals meeting minutes of June 7, 2005.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from June 14 through June 27, 2005. Reported that bids were opened on June 15 for new police cruisers. Reported meeting with the Service Director and representatives of ODOT to discuss a safety problem on West High Avenue. Reported that the Annual Soap Box Derby was held June 26. Reported that he attended a Ribbon Cutting Ceremony at the new Senior Center. Requested an executive session to discuss property acquisition. Relinquished the floor to Tony Danzo of Municipal Services Corp. who gave a presentation of the Fair Housing Program.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Announced that applications are being accepted for the Sidewalk Replacement Program until the end of the week. Reported that bids are being taken until July 12 for sanitary sewer work in a couple of locations. Mr. Locker asked for an update on the Beaverdam Creek cleaning. Mr. Espenschied said he hopes that cleaning can begin the second week of July.

SAFETY DIRECTORMR. GREG POPHAM

Reported that the police cruiser bid was awarded to Ferris Chevrolet. Requested that the Ambulance Committee be assigned the matter of reviewing rates for 2005-2006. Mr. Houston asked why only one bid was received. Mr. Popham said he did not know; others picked up bid information but did not submit a bid before the deadline. Ms. Cox asked about bullet-proof vests, since a particular material was the item of discussion as being not effective. Mr. Popham said the Police Chief stays current with information concerning matters such as this. Mr. Ellwood asked how many cars were traded. Mr. Popham said three were traded. Mr. Houston asked, in light of media reports of taser guns, has the Police Department reviewed this matter. Mr. Espenschied said Chief Urban did an intense study of the tasers, and he feels that if something needs to be changed, he will come to Council.

Mr. Lautenschleger made a motion to go into Executive Session to discuss property acquisition. Mr. Ellwood seconded the motion. Roll call, 6 yeas, motion passed.

AUDITOR. MS. BETH GUNDY

Requested passage tonight of Ordinance 24-2005 and Resolutions 16-2005 and 21-2005.

TREASURER MR. MIKE TAYLOR NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Explained Ordinances 19-2005 and Resolutions 16-2005 and 18-2005.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSIONMAYOR BRODZINSKI

Will meet July 13, 2005 at 1:00 P.M. in Council Chambers.

BOARD OF ZONING APPEALSMR. GARY ESPENSCHIED

Will meet July 5, 2005 at 5:00 P.M. in Council Chambers.

AIRPORT COMMISSIONMR. JIM LOCKER

Reported meeting June 14.

PARK BOARD MR. DARRIN LAUTENSCHLEGER NO REPORT

HEALTH BOARD.MS. SANDRA COX

Will meet July 13, 2005 in the Health Department at noon.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE MS. SANDRA COX NO REPORT

SALARY COMMITTEE MR. JIM LOCKER

Reported meeting tonight to discuss Ordinance 21-2005, authorizing payment to the Mayor for health insurance cost. The Committee voted to send it to council for vote.

SAFETY, HEALTH, AND SERVICE COMMITTEE . . MR. SAM HITCHCOCK . . .ABSENT. . . NO REPORT

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . . MR. ROB MAURER

Reported meeting tonight to discuss curb strips on Goshen Ave. The Committee voted to take no action, so as not to set a precedence in the matter. Scheduled a meeting for Monday July 11 at 7:00 P.M. to discuss Resolution 20-2005.

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON

Recommended passage tonight of Ordinance 19-2005.

CONTACT & SPECIAL COMMITTEE MR. BILL ELLWOOD NO REPORT

Mr. Johnson assigned the liquor license request for Bud & Tooties.

PARKS & CEMETERY COMMITTEE . . MR. DARRIN LAUTENSCHLEGER NO REPORT

Mr. Johnson assigned the renewal levy for the sanitation department.

VISITOR’S COMMENTS:

Paul Mishler, 1006 3rd St. NW, New Philadelphia, said he is concerned about the cleaning of Beaverdam Creek. He said he thinks the city is giving the residents the run around about when it is to be done. Mr. Johnson said there are things that need to be done before entering people’s property. Mr. Espenschied said government works slow, and there are several entities that are involved.

Dick Moss, 249 Forbes Ave., New Philadelphia, asked how long the cleaning of the Beaverdam Creek will take. Mr. Espenschied said it could take a month.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

15-2005 An ordinance to authorize the City of New Philadelphia, Ohio, to enter into a contract with Main Street New Philadelphia, Inc. for economic development of the Downtown New Philadelphia for the calendar year 2005 and to pay to Main Street New Philadelphia, Inc. the sum of five thousand dollars (\$5,000.00), and declaring an emergency. (3rd Reading)

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

- 16-2005 An ordinance 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, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Locker. Roll call, 6 yeas, ordinance passed.
- 17-2005 An ordinance to authorize the City of New Philadelphia, Ohio, to enter into an agreement for lease of land at the New Philadelphia Airport to Airspace Place, LTD. to build and rent hangars, and declaring an emergency. (3rd Reading)
- 19-2005 An ordinance by the Council of the City of New Philadelphia, Ohio accepting the M&M Gravel First Addition to the City of New Philadelphia, Ohio, and declaring an emergency. (2nd Reading)
- Motion to suspend the rules made by Mr. Houston, seconded by Mr. Ellwood. Roll call, 6 yeas, rules suspended.
- Motion to vote on passage made by Mr. Houston, seconded by Mr. Locker. Roll call, 6 yeas, ordinance passed.
- 20-2005 An ordinance to approve current replacement pages to the New Philadelphia Codified Ordinances and declaring an emergency. (2nd Reading)
- 21-2005 An ordinance to authorize additional payment to the mayor for health insurance cost, and declaring an emergency. (2nd Reading)
- 24-2005 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2005 and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Mr. Ellwood. Roll call, 6 yeas, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Ellwood. Roll call, 6 yeas, ordinance passed.

RESOLUTIONS:

- 15-2005 A resolution by the Council of the City of New Philadelphia, Ohio to commend Officer David Finley for his years of service through the New Philadelphia Police Department, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Mr. Houston, seconded by Ms. Cox. Roll call, 6 yeas, resolution passed.

- 16-2005 A resolution by the Council of the City of New Philadelphia, Ohio to create a new fund to be known as Safety Forces Operating Fund #225, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Darrin Lautenschleger. Roll call, 6 yeas, resolution passed.
- 17-2005 A resolution by the Council of the City of New Philadelphia, Ohio to commend Morris Tolotti for his years of service through the New Philadelphia Street Department, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Mr. Houston, seconded by Ms. Cox. Roll call, 6 yeas, resolution passed.
- 18-2005 A resolution by the Council of the City of New Philadelphia, Ohio to repeal existing Resolution 14-2005 and to create a new resolution for the purpose of entering into an agreement with the Goshen Township Trustees to permit division of real estate taxes based on the standard compensation pursuant to Ohio Revised Code Section 709.19 for the Ohio Department of Transportation Annexation, and declaring an emergency. (2nd Reading)
- 20-2005 A resolution authorizing cooperative agreement for construction, maintenance and operation of a state sewer project between the City of New Philadelphia, Ohio, and the Ohio Water Development Authority, and declaring an emergency. (2nd Reading)
- 21-2005 A resolution declaring the necessity to request an advance of \$850,000.00 from the County Auditor on the July 2005 Real Estate Tax Settlement, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Mr. Houston. Roll call, 6 yeas, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Ellwood. Roll call, 6 yeas, resolution passed.

COUNCIL ADJOURNED AT 8:16 P.M. INTO EXECUTIVE SESSION TO DISCUSS PROPERTY ACQUISITION. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:30 P.M.

OLD BUSINESS: NONE

NEW BUSINESS:

Mr. Johnson reminded everyone of the First Town Days Festival July 1-4. Mayor Brodzinski announced that the Tuscarawas County Terminators and the City Slickers will meet again in a softball game on Saturday July 2 at 9:00 A.M.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 8:31 P.M.