

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON OCTOBER 27, 2003 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: MR. ART CICCONETTI  
MS. SANDRA COX  
MR. JOEL DAY  
MR. SAM HITCHCOCK  
MR. GEORGE HOUSTON  
MR. JIM LOCKER  
MR. ROB MAURER

MR. DAY MADE A MOTION TO ADD RESOLUTION NO. 25-2003 TO TONIGHT'S AGENDA. MR. HOUSTON SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

THE MINUTES OF OCTOBER 13, 2003 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE . . . . . CLERK DIANE ROUDEBUSH

1. Finance Committee meeting minutes of October 13, 2003.
2. Zoning & Annexation Committee meeting minutes of October 21, 2003.
3. The Treasurer's Summary of Transactions for the General Checking Account for September 2003.
4. The Treasurer's Statement of Transactions for all City funds for September 2003.
5. The Treasurer's Reconciliation for period ending September 30, 2003.

MR. JOHNSON SAID HE HAD A REQUEST FOR EXECUTIVE SESSION TONIGHT TO DISCUSS PERSONNEL. MR. HITCHCOCK MADE A MOTION, SECONDED BY MR. DAY, TO GO INTO EXECUTIVE SESSION IMMEDIATELY FOLLOWING THE READING OF LEGISLATION. ROLL CALL, 7 YEAS, MOTION PASSED.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT . . . . . MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from October 14 through October 27, 2003. Reported that the dedication of the John Knisely Municipal Centre was held October 15, 2003, and said he hopes to move city offices within the next week. Reported that city employees participated in a free flu shot clinic held by the health department.

SERVICE DIRECTOR . . . . .MR. GARY ESPENSCHIED

Reported that a citywide trash pickup was held last week. Reported that the equipment for leaf pickup is being tested, with the actual pickup to begin at a later date. Relinquished the floor to Building Inspector Bill Richesson, who reported that he attended a Fair Housing meeting recently with Tony Danzo of Municipal Services. Reported that a letter was sent to the resident at 915 West High Ave. notifying him to either repair his garage or tear it down. Reported that he continues to review all building permits. Mr. Cicconetti asked what happened to the three-unit apartment building on Ray Ave. N.E. Mayor Brodzinski said the owner had it tore down.

SAFETY DIRECTOR . . . . .MR. GREG POPHAM

Informed Council at Firefighter Steve Burns resigned effective October 19. A current test is in effect, and interviews are being set up.

AUDITOR . . . . .MS. BETH GUNDY

Requested that her reports be approved tonight with those of the Treasurer.

TREASURER . . . . .MR. MIKE TAYLOR

Requested that his reports be approved tonight. Reported that banks within the city are responding to the proposals for depository purposes. Reported that the Municipal Investment Committee will meet soon to make a recommendation. Ms. Cox made a motion to approve the Auditor’s Reports and the Treasurer’s Reports. Mr. Day seconded the motion. Roll call, 7 yeas, motion approved.

LAW DIRECTOR . . . . .MR. MIKE JOHNSON

Informed Council that if Resolutions 25-2003 and 26-2003 are passed tonight, the city will not need to take additional action to annex if approved by County Commissioners. Informed Council that Ordinance 50-2003, rezoning of land for the hi-tech park, needs to be passed tonight; however, a Public Hearing is needed and council will need to re-pass the ordinance following the hearing. Scheduled a Public Hearing for November 24, 2003 at 8:00 P.M. Mayor Brodzinski said he neglected to request emergency passage tonight of Resolutions 27 and 28-2003.

MAIN STREET REPRESENTATIVE . . . . . MS. PAULINE WYRIE

Reported that the new website is up and running. Reported that holiday decorations will be put up on November 9. Reported that the Family Safety Day held October 11 was a great success. Informed everyone that the downtown Christmas Lighting Ceremony will be held November 21, and the Holiday Open House will be observed at many downtown businesses on November 22. Main Street at Midnight New Years’ Eve services are in need of more volunteers.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION . . . . .MAYOR BRODZINSKI

Will meet November 12, 2003 at 1:00 p.m. in the John Knisely Municipal Centre

BOARD OF ZONING APPEALS . . . . .MR. GARY ESPENSCHIED

Will meet Wednesday November 5, 2003 at 5:00 p.m. in the John Knisely Municipal Centre.

AIRPORT COMMISSION . . . . .MR. JIM LOCKER . . . . . NO REPORT

PARK BOARD . . . . .MR. ART CICONETTI

Will meet Wednesday, October 29 at 7:30 p.m. in the Park office.

HEALTH BOARD. . . . .MS. SANDRA COX

Will meet November 12, 2003 at noon in the John Knisely Municipal Centre.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE . . . . . MS. SANDRA COX

Reported meeting tonight to discuss tree removal at the airport in 2002. Money was taken from the Street Department for the project, and the state has reimbursed the money to the city, and thus back into the Street Department. Also discussed was a revision of the state traffic code, which goes into effect January 2004. The Committee must decide if all city hard copy books must have the new revision, or if it can be provided on CD-Rom. The Committee voted to table the issue until more information is available.

SALARY COMMITTEE . . . . . MR. JIM LOCKER . . . . . NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . . . MR. SAM HITCHCOCK

Mr. Hitchcock updated Council on the status of the tattoo ordinance to comply with state code. The issue will remain in Committee until the Health Department furnishes additional information. President of Council Dave Johnson assigned the issue of skateboards in the downtown area.

PUBLIC WORKS COMMITTEE . . . . . MR. JOEL DAY . . . . . NO REPORT

ZONING & ANNEXATION COMMITTEE . . . . . MR. GEORGE HOUSTON

Reported meeting October 21 to discuss the rezoning of the hi-tech park land. The Committee approved the issue, and the Law Director will prepare legislation for Council’s consideration.

CONTACT COMMITTEE . . . . . MR. ART CICONETTI

Reported that the Bicentennial Committee will meet November 20 at 6:30 p.m. at Buckeye Career Center.

SPECIAL COMMITTEE . . . . . MR. ROB MAURER

Scheduled a meeting for Monday, November 10, 2003 at 7:00 P.M. to discuss a proposed technical board and records retention.

VISITOR’S COMMENTS:

Paul Mishler, 1006 3<sup>rd</sup> St N.W., New Philadelphia, congratulated the mayor and council on the new John Knisely Municipal Centre. He said he thinks it is a great asset to the city. He also congratulated council and administration and Ms. Wyrle for the beautification of the downtown area. He said, back in 1992, improvements were made to Franklin Square at 4<sup>th</sup> St. N.W. and West High Avenue. He said volunteers donated time and money on the project, but a light pole was put in the middle and it is unsightly. He asked if there are any plans to move it, and if the city wishes to maintain the area.

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, said she hopes that the city will continue to maintain Franklin Square, since it is a big part of New Philadelphia history. She asked if the new gas station on property currently occupied by the Days Inn is still to be put in there. She said there is a tree on Fair Ave. across from Sacred Heart Church that needs to be trimmed and a house on West High Avenue just down from Five Points needs to be repaired. Ms. Slough said, in doing research at the library, she found where the land for the hi-tech park was deeded to the County Commissioners “forever”. She asked when city utilities would be put in there. Mayor Brodzinski said, in regards to Franklin Square, the city does wish to maintain both Franklin and Market Square, and the Bicentennial Committee intends to place a permanent marker at both places. Concerning the gas station on the West end, demolition of the Days Inn should be happening soon, and new construction will proceed. Mr. Richesson will look at the house on West High Avenue, and the tree that needs trimming will be given to the person in charge of trees.

Mr. Hitchcock commended Mr. Mishler and Mr. Dunn for all the work they did at Franklin Square, and said he is sure the city will address concerns.

#### ORDINANCES AND RESOLUTIONS:

#### ORDINANCES:

50-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to rezone certain land owned by Community Improvement Corporation of Tuscarawas County, Ohio and being known as Tuscarawas Regional Technology Park, from Residential to Industrial, and declaring an emergency. (1<sup>st</sup> Reading)

Motion to suspend the rules made by Mr. Hitchcock, seconded by Mr. Houston. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Day. Ms. Slough, 616 Sandpiper S.E. asked when city utilities would be going in there. Mayor Brodzinski said it would be approximately mid to late summer when it begins. Roll call, 7 yeas, ordinance passed.

#### RESOLUTIONS:

25-2003 A resolution by the Council of the City of New Philadelphia, Ohio to enter into an annexation agreement with the Dover Township Trustees for certain real estate owned by S.S.T. Enterprises, Inc. located in Dover Township, Ohio, and declaring an emergency. (1<sup>st</sup> Reading)

Motion to suspend the rules made by Mr. Houston, seconded by Mr. Day. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Hitchcock. Ms. Slough, 616 Sandpiper, S.E., asked who is S.S.T. Enterprises. Law Director Mike Johnson said it is a local Corporation, which owns land behind Job & Family Services on old Route #21. Roll call, 7 yeas, resolution passed.

26-2003 A Resolution by the Council of the City of New Philadelphia, Ohio to notify the Tuscarawas County Commissioners of utility services that the City of New Philadelphia can make available to the annexation presently offered by S.S.T. Enterprises for certain real estate owned by S.S.T. Enterprises, Inc. located in Dover Township Ohio and being 9.308 acres, and declaring an emergency. (1<sup>st</sup> Reading)

Motion to suspend the rules made by Mr. Day, seconded by Mr. Houston. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Day. Roll call, 7 yeas, resolution passed.

27-2003 A resolution authorizing the Mayor of the City of New Philadelphia, Ohio, to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program(s) and to executive contracts as required, and declaring an emergency. (2nd Reading)

Motion to suspend the rules made by Mr. Hitchcock, seconded by Mr. Day. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Mr. Houston, seconded by Mr. Hitchcock. Ms. Slough, 616 Sandpiper, S.E., asked what the purpose of this is. Mayor Brodzinski said it is to apply for Issue 2 funds to sewer lines on Glen Drive N.E. Roll call, 7 yeas, resolution passed.

28-2003

A resolution authorizing the Mayor of the City of New Philadelphia, Ohio, to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program(s) and to executive contracts as required, and declaring an emergency. (2nd Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Maurer. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Houston. Roll call, 7 yeas, resolution passed.

AT 8:23 COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:31 P.M.

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS:

Mr. Johnson assigned a review of the enterprise zone to Mr. Houston's Zoning & Annexation Committee. Mayor Brodzinski invited all administration and council to tour the John Knisely Municipal Centre.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:32 P.M.

CLERK OF COUNCIL \_\_\_\_\_

APPROVED November 10, 2003

PRESIDENT OF COUNCIL \_\_\_\_\_