

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON DECEMBER 11, 2006 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. ROBERT CONNER
MS. SANDY COX
MR. JIMMY EICHEL
MR. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER

THE MINUTES OF NOVEMBER 27, 2006 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Special/Contact Committee meeting minutes of December 4, 2006.
2. The Auditor's Financial Statement for November 2006.
3. The Auditor's Monthly Statement of Revenue for the General Fund for November 2006.
4. The Treasurer's Reconciliation for November 2006.
5. The Treasurer's Statement of Transactions of all City funds for November 2006.
6. The Treasurer's Summary of Transactions for the General Checking Account for November 2006.
7. A letter dated November 29, 2006 from the Tuscarawas County Port Authority announcing their 2007 Public meeting dates.
8. A letter dated November 29, 2006 from Patty Levengood, Director of the Tuscarawas County EMA, explaining the opportunity to apply for the 2007 Pre-Disaster Mitigation Competitive grant program.
9. Finance Committee meeting minutes of December 7, 2006.
10. A notice from the Ohio Division of Liquor Control requesting a transfer of a D1, D2, and D3 permit to Bigfoot Acquisitions LLC, dba Gavins, 110 S. Broadway & Patio, New Philadelphia, Ohio transferred from Fly Boys Bar & Grill LLC, dba Fly Boys Grill, same address, and asking that objections be made no later than January 8, 2007.
11. Annexation & Zoning Committee meeting minutes of December 4, 2006.
12. Airport Commission meeting minutes of November 21, 2006.

Mr. Johnson recognized members and leaders of Boy Scout Troop #181 of the New Philadelphia Presbyterian Church.

ADMINISTRATIVE REPORTS:

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

Submitted a written report of the activities of his office from November 27 through December 11, 2006. Reported meeting December 6 with the EMA concerning the Dover Dam. Congratulated Main Street for the beautiful downtown Christmas decorations and Sue Kimble and Rick Recco for the successful and first night time Christmas Parade.

SERVICE DIRECTOR.....MR. GARY ESPENSCHIED

Reported that the Union Avenue storm sewer project should be complete by the end of December. Announced that the City Employees' Christmas Luncheon will be held December 20, at a cost of \$8.50. Anyone wishing to attend should see Mayor's Administrative Assistant Mary Jo. Relinquished the floor to General Services Superintendent Fred Neff, who reported that the leaf pickup is ahead of schedule, and will finish this week. Mr. Neff also asked that Mr. Johnson assign to Committee the issue of a possible grant for traffic light signalization.

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

Mayor Brodzinski informed Council that the son of Fireman Brian Graham and the brother of Fireman Matt Graham passed away recently.

AUDITOR. MS. BETH GUNDY

Requested approval of her November reports, and she distributed attachments to the 2007 temporary appropriations. Ms. Gundy reported that Ordinance 45-2006 needs to be amended to add an increase in appropriations.

TREASURER MR. MIKE TAYLOR

Requested approval of his November reports, and informed Council that he continues to encourage employees to participate in direct deposit. Ms. Cox made a motion to approve the Auditor's and Treasurer's reports. Mr. Lautenschleger seconded the motion. Roll call, 7 yeas, motion passed.

LAW DIRECTOR MR. MIKE JOHNSON

Distributed an amended copy of Resolution 35-2006. Explained Resolutions 37-2006, 38-2006, and 39-2006.

MAIN STREET REPRESENTATIVE MS. JESSICA KOPELWITZ ABSENT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR BRODZINSKI

Will meet December 13, 2007 at 1:00 P.M. in Council Chambers.

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

Reported that there were no appeals to be heard in December.

AIRPORT COMMISSION.....MR. JIM LOCKER

Reported meeting November 21. The future of the airport and additional hangar space were discussed.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER NO REPORT

HEALTH BOARD.....MS. SANDY COX

Will meet December 13, 2006 in the Health Department at 12:00 PM.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDY COX

Reported meeting December 7, 2006 at 6:30 P.M. to discuss Ordinance 42-2006, a contract with Kimble Mixer; Ordinance 45-2006, amending the permanent appropriations for 2006; Ordinance 46-2006, the temporary appropriations for 2007, and Resolution 36-2006, designating depository institutions. All issues were approved by Committee. Ms. Cox made a motion to amend Ordinance 45-2006. Mr. Conner seconded the motion. Roll call, 7 yeas, motion passed.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . MR. ROB MAURER

Scheduled a meeting for December 28 at 6:45 P.M. to discuss the contract with the Public Defender and permanent cosmetics. Mr. Johnson assigned the traffic light issue.

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

Reported meeting tonight to discuss Ordinance 40-2006, to authorize collection of the monthly fee for garbage pickup. The Committee recommends that Amended Ordinance 40-2006 be approved.

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON

Reported meeting December 4 to discuss Ordinance 44-2006 and Resolution 35-2006. The Committee voted to recommend passage of both items to full Council.

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER

Reported meeting December 4 to discuss a liquor permit transfer from JNG Grill to TGC. The Committee had no objection to the transfer. Mr. Johnson assigned the liquor transfer request for Gavins.

PARKS & CEMETERY COMMITTEE MR. JIMMY EICHEL NO REPORT

Mr. Johnson assigned the issue of the possibility of steps on the Wabash side of Quaker Stadium.

VISITOR'S COMMENTS:

Larry Arnold, 526 Avon Ave. SW, New Philadelphia, asked for explanation of the sanitation fee ordinance.

Darlene Swinderman, 1111 11th Dr. New Philadelphia, asked about the purchase of screens at the Park. Mr. Lautenschleger said screens are needed at the concession stand at a cost of \$11,000.00. Ms. Swinderman asked if bids were taken. Mr. Lautenschleger said only one quote was received. Ms. Swinderman asked why ball fields have not been installed at the South Side Park, but soccer fields were installed. Mayor Brodzinski said a grant was received to help develop soccer fields, but ball fields are quite expensive. He said he hopes to have fields installed in the future as money allows.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

Amended 40-2006 An ordinance by the Council of the City of New Philadelphia, Ohio to enact Section 971.06 of the Codified Ordinances in the City of New Philadelphia, Ohio to allow for and authorize collection of the monthly fee for garbage and trash picking up by the City of New Philadelphia for all residential premises and for those non-residential premises that elect to receive this service within the City of New Philadelphia, Ohio and declaring an emergency. (3rd Reading)

Motion to amend made by Mr. Lautenschleger, seconded by Mr. Eichel. Roll call, 7 yeas, ordinance amended.

Motion to vote on passage made by Mr. Lautenschleger, seconded by Mr. Locker. Roll call, 7 yeas, amended ordinance passed.

42-2006 An ordinance by the Council of the City of New Philadelphia to authorize the Mayor of the City to enter into a contract with Kimble Acquisition Company, dba Kimble Mixer Company, to offer a three-year tax credit for income taxes as the result of new jobs created within the City for the calendar year 2008, 2009, and 2010, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by ms. Cox, seconded by Mr. Maurer. Mr. Jim Cahill, President of Kimble Acquisition Company thanked Council for their consideration of this ordinance. Roll call, 7 yeas, ordinance passed.

44-2006 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize the Service Director to sell by public auction the parcel of land located at Bowers Avenue NW and Kelly Street NW containing 0.6152 acres as demonstrated in the attached map and survey, and declaring an emergency. (2nd Reading)

Amended 45-2006 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2006 and declaring an emergency. (2nd Reading)

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

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

46-2006 An ordinance to make temporary appropriations for current expenses and other expenditures of the City of New Philadelphia, State of Ohio, during the fiscal year ending December 31, 2007, and declaring an emergency. (2nd Reading)

RESOLUTIONS:

35-2006 A resolution by the Council of the City of New Philadelphia, Ohio to enter into an agreement with the Goshen Township Trustees to permit division of real estate taxes pursuant to Ohio Revised Code Section 709.19 for the annexation of an adjacent 112+/- acre tract of land located in Goshen Township and authorizing annexation of this tract, and declaring an emergency. (2nd Reading)

Motion to amend made by Ms. Cox, seconded by Mr. Eichel. Roll call, 7 yeas, resolution amended.

Amended Resolution 35-2006 A resolution by the Council of the City of New Philadelphia, Ohio to enter into an the Goshen Township Trustees to permit real estate taxes pursuant to Ohio Revised Code Section 709.023 for the annexation of an adjacent 112+/- acre tract of lad located in Goshen Township and authorizing annexation of this tract, and declaring an emergency.

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

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

36-2006 A resolution by the Council of the City of New Philadelphia, Ohio, to designate depository institutions for the period January 1, 2007 through December 31, 2011 and to set the maximum amount allowable for such deposits, and declaring an emergency. (2nd Reading).

37-2006 A resolution by the Council of the City of New Philadelphia, Ohio to authorize Addendum No. 2 to the Ohio Enterprise Zone Agreement be entered into for Stone Container Corporation, and declaring an emergency. (1st Reading)

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

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

38-2006 A resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor, and declaring an emergency. (1st Reading)

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

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

39-2006 A resolution by the Council of the City of New Philadelphia Ohio to authorize the City Service Director to advertise for sale and sell by private sale and/or auction a centrifuge and gear box no longer used by the Wastewater Treatment Plant, and declaring an emergency. (1st Reading)

OLD BUSINESS:

Mr. Eichel suggested that the Finance Committee Chairman be added to the Investment Board. Mr. Johnson assigned this to the Zoning & Annexation Committee.

NEW BUSINESS:

Mr. Johnson announced that the next Council meeting will be held Thursday, December 28, 2006 at 7:30 P.M. due to the Christmas Holiday.

MOTION TO ADJOURN MADE BY MS. COX. MEETING ADJOURNED AT 8:25 P.M.