

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON APRIL 25, 2022 WITH PRESIDENT DON KEMP PRESIDING. PRESIDENT KEMP OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE

MR. DEAN HOLLAND
MR. DAN LANZER
MRS. AIMEE MAY
MR. MITCH PACE
MRS. CHERYL RAMOS
MR. JIM SELDENRIGHT

EXCUSED ABSENCES

MR. KELLY RICKLIC
SAFETY DIRECTOR GREG POPHAM
LAW DIRECTOR MARVIN FETE

- MRS. MAY MOTIONED TO ADD ORDINANCE 8-2022 TO TONIGHT'S AGENDA FOR 1st Reading
MR. HOLLAND SECONDED THE MOTION
6 YEAS
ORDINANCE 8-2022 HAS BEEN ADDED TO TONIGHT'S AGENDA
- MR. HOLLAND MOTIONED TO ADD ORDINANCE 9-2022 TO TONIGHT'S AGENDA FOR 1st Reading
MRS. MAY SECONDED THE MOTION
6 YEAS
ORDINANCE 9-2022 HAS BEEN ADDED TO TONIGHT'S AGENDA
- MR. HOLLAND MOTIONED TO ADD ORDINANCE 10-2022 TO TONIGHT'S AGENDA
MRS. MAY SECONDED THE MOTION
6 YEAS
ORDINANCE 10-2022 HAS BEEN ADDED TO TONIGHT'S AGENDA
- MR. LANZER MOTIONED TO ADD RESOLUTION 14-2022, RESOLUTION 17-2022, AND RESOLUTION 18-2022 TO TONIGHT'S AGENDA
6 YEAS
RESOLUTION 14-2022, RESOLUTION 17-2022, AND RESOLUTION 18-2022 HAVE BEEN ADDED TO TONIGHT'S AGENDA
- MR. SELDENRIGHT MOTIONED TO ADD RESOLUTION 13-2022 TO TONIGHT'S AGENDA AND PASS ON 1st Reading
MR. HOLLAND SECONDED THE MOTION
6 YEAS
RESOLUTION 13-2022 HAS BEEN ADDED TO TONIGHT'S AGENDA
- MR. HOLLAND MOTIONED TO APPROVE TONIGHT'S AGENDA AS AMENDED
MR. LANZER SECONDED THE MOTION
6 YEAS
TONIGHT'S AGENDA HAS BEEN APPROVED
- MRS MAY MOTIONED TO APPROVE THE MINUTES FROM THE APRIL 25, 2022 REGULAR SESSION OF COUNCIL
MRS. RAMOS SECONDED THE MOTION
6 YEAS
MINUTES FROM THE APRIL 25, 2022 COUNCIL MEETING HAVE BEEN APPROVED

CORRESPONDENCE CLERK, JULIE COURTRIGHT

1. *To Clerk of Council from Treasurer Tom Gerber, dated April 30, 2022. This is the April 2022 Deposits to the General Account.*
2. *To Council and Administration from Income Tax Administrator Vickie Daniels, dated May 4, 2022. This is the April 2022 Income Tax Report.*

3. *To President Kemp from Mayor Day, dated May 5, 2022. This is an email titled "Appointing Matt Tharp to fill the Unexpired Term of the New Philadelphia Board of Health". Mayor Day requested in the email that the issue be placed in the Safety, Health, and Service Committee. President Kemp asked Mr. Holland to take this issue into his Committee.*
4. *To President Kemp from Law Director Fete, dated May 6, 2022. This is an email titled "Please assign to the Public Works and Economic Development Committee" with Resolution 18-2022 as the attachment. President Kemp asked Mr. Lanzer to take this issue into his Committee.*
5. *To President Kemp from Law Director Fete, dated May 6, 2022. This is an email titled "Please assign to the Public Works and Economic Development Committee" with Resolution 17-2022 as the attachment. President Kemp asked Mr. Lanzer to take this issue into his Committee.*
6. *To Council Clerk from Treasurer Tom Gerber, dated May 9, 2022. This is the Investment and Savings Report for April 2022.*
7. *To Council and Administration from Mayor Day, dated May 9, 2022. The Mayor's Report.*

MAYOR'S REPORT/REQUESTS ...MAYOR JOEL B. DAY

Mayor Day had the following report:

County Commissioners Purchase Land to Relocate the Board of Elections The Tuscarawas County Board of Elections is going to have a new home. The County Commissioners have purchased parcels at 933 East High Avenue and on 10th Street NE on which to build a new office for the County Board of Elections. According to the Commissioners, the office building will be located on the East High Avenue parcel. The parcels behind it on 10th Street will be used for parking and for development of green space. They also give the Board of Elections office room for future growth if needed. Service Director McAbier and I recently met with the Commissioners to confirm the City utilities available to the site. They asked if we would be interested in using the parcel that fronts Ray Avenue NE for green space, since floodplain regulations prohibit building construction on it. We welcomed the idea and will work with the County to perhaps develop the parcel into a small park.

OMEGA Hosts a Broadband Stakeholder Meeting The Ohio Mid-Eastern Governments Association (OMEGA) has invited citizens to participate in a Broadband Stakeholders Public Meeting. It will be held on Wednesday, May 18th from 9 to 11am at the William E. Winters Boardroom on the second floor of the County Office Building. The purpose of the meeting is to share the information gathered from the Broadband Feasibility Study that is being conducted for OMEGA by Reid Consulting Group. The meeting will give you an opportunity to help OMEGA's effort to have Federal and State construction dollars directed into those areas of Tuscarawas County currently underserved by high-speed broadband Internet connections. You can learn more about the study by following this link: <https://omegadistrict.org/wp-content/uploads/2022/04/tuscarawas.pdf>.

We are Blessed to be Living in New Philadelphia and Tuscarawas County Last week, I attended several ceremonies that reminded me of how blessed we are to be living in such a special community. On Tuesday, the kick-off event was held to begin the year-long celebration of the 250th anniversary of the founding of Schoenbrunn Village. On May 3, 1772, Moravian missionary David Zeisberger and his Delaware Christian congregation arrived at the village location and forever changed the course of history for the Tuscarawas Valley and maybe America. History indicates that New Philadelphia's founder John Knisely knew Missionary Zeisberger, and that friendship could have been a key reason why Knisely bought the land on which our City was built. Plan to attend as many 250th anniversary events as you can and take the family to see "Trumpet in the Land" at the Schoenbrunn Amphitheater to experience the drama that resulted from the settling of five Moravian missions along the Tuscarawas River. On Thursday at the annual Tuscarawas County Heritage Home Association's annual awards ceremony, I had the honor of presenting a Heroes of History award to Don and Susie Whittingham of New Philadelphia. They were the major contributors to the funding necessary to restore the Welcome to Our City sign atop the House of Stones building. Plus, the Whittinghams have funded construction of the parklet on South Broadway and the painting of several public murals in the downtown area and at Harry Clever Field. It was only proper that they received special recognition for their commitment to the arts in New Philadelphia and to downtown revitalization. Then on Friday, the Quaker Foundation held its annual recognition banquet at the KSU Performing Arts Center. Awards were given to distinguished teachers and alumni of New Philadelphia High School. And this year the Foundation awarded \$266,900.00 in scholarships to NPHS graduating seniors. Each of the distinguished alumni credited their success to the education and upbringing they received in New Philadelphia. One hallmark of New Philadelphians is how we continue to invest in the futures of our young people through organizations like the Quaker Foundation and the Buckeye Career Center Foundation. Which brings to mind the fact that a child born in New Philadelphia never has to leave the City limits to earn a skill certificate or college degree. Our school systems and the KSU-Tusc campus give us that advantage over other communities in Eastern Ohio.

The Grass Parking Lots are Now Open at the Southside Community Park Now that the grass is firmly rooted, the Parks Department has opened the two grass parking lots at the Southside Community Park. The first lot is located on the right side of the entrance road near the pollinator garden and restroom. The second lot is located beside the dog park. The lots have a geo-grid and grass base as required by Clean Ohio grant criteria. Please utilize these parking areas during your visits to the park.

Some Reminders.... If you're planning a spring cleanup around the house and your yard, please call the General Services garage at 330-339-2121 or 330-364-4491 extension 1433 to schedule a special pickup, instead of just putting your stuff on a curb strip. Art on the Alley is coming up on Sunday, May 15th from noon until 5pm in the downtown alleyways. Don't forget to check out the murals in Artagain Alley between West High Avenue and Allen Lane SW. The NPHS Graduation Ceremony will be held on Saturday, May 21st at 7:30pm at Woody Hayes Quaker Stadium. Congratulations graduating seniors. We are proud of your accomplishments and wish you the best as your life's journey continues. Tuscora Park will officially open on Saturday, May 28th during Memorial Day weekend. RTY reports that all rides passed state inspection and the restored Ferris wheel should be ready for riders that weekend

SERVICE DIRECTOR.....MR. RON MCABIER

Mr. McAbier had the following report:

First, the parking lots at the Southside Park, that's the same geo grid we have at each boat ramp. On April 19th we're to open bids again on the Glen Drive Project, no one bid on it the first or second times we opened bidding. We reached out to every contractor that grabbed a bid packet. They spoke about the fact that the budgetary number that's there wasn't going to fit the amount of project that we had. We changed the scope of the project. We were going to do 1100 feet we are now going to do 850 feet. Now we'll also have to move the timeline and give grant extensions so the new timeline will be November. We will bid in November, award in December, and look for construction February of 2023. June 30, 2022 will now be the substantial completion date. Also, bids were received on April 26th for the 2022 CDBG Project and the contract was awarded to TR Snyder Construction with a bid of \$99,549.00. We will be putting curbs on 2nd St. NW from Poplar to Minnich, over to 2nd Street NE, and sidewalk from North Ave. NE to Minnich Ave. There are a few things that need to get done on Lakeview Ave. There was a crack in one of the sidewalks. That was repaired on Thursday. Also, at Schoenbrunn Meadows Cemetery, the new chain link fence was installed. I want to talk about the OMEGA Grant for the Kent State Connector Trail. We received that grant in the amount of \$210,187.

Mr. Holland had the following question:

One of the things that the Mayor talked about in 2016 was to get the Soap Box Derby back in New Philadelphia. Is there any proposal to get the sidewalk back in Lakeview.

Mr. McAbier said we can look at it for sure.

Mr. Pace had the following question:

Is there any movement on the lot on Bluebell Dr.?

Mr. McAbier said Raising Cane's can't get in contact with the owner. They decided to not do anything until Raising Cane's can contact the owner.

AUDITORMS. BETH GUNDY

Mrs. Gundy had the following report:

I did get the ARPA report sent in in plenty of time. That's the Covid Relief Fund. We have not gotten the 2nd half of that yet. I will let you know when that happens.

SAFETY DIRECTORMR. GREG POPHAM.....EXCUSED ABSENSE

TREASURER MR. TOM GERBER.....NO REPORT

LAW DIRECTOR MR. MARVIN FETE.....EXCUSED ABSENSE

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR JOEL DAY

The Planning Commission be meeting here in Council Chambers tomorrow at 1:00 PM. We've got Several items on the Agenda. We'll continue our conversation about rental property legislation and House Bill 563 which covers short-term rentals. If we have time we'll continue our discussion on the Master Vision Plan.

BOARD OF ZONING APPEALS.....MR. RON MCABIER

The Board of Zoning Appeals will be meeting tomorrow night in Council Chambers at 5:00 PM With two variance requests to be heard. I believe one of the items is a much anticipated one.

AIRPORT COMMISSION.....MR. JIM SELDENRIGHT

The Airport Commission will meet tomorrow in Council Chambers at 6:00 PM.

PARK BOARD.....MR. MITCH PACE

I have an update on the shed that caught on fire behind the 1st Base dug-out at Waterworks Park. It's a complete loss but the dug-out is still standing and is still usable. We're meeting next Wednesday, May 18 at noon at the Park Pavilion.

CEMETERY BOARD.....MR. MITCH PACE....NO REPORT

HEALTH BOARD MR. DEAN HOLLAND
The Health Board will be meeting here in Council Chambers on Wednesday, May 11 at noon.
The public is invited. I would like to now ask for a Roll Call vote for the appointment of
Assistant Fire Chief Matt Tharp to the Health Board

ROLL CALL VOTE
6 YEAS
COUNCIL APPROVES THE APPOINTMENT

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMR. KELLY RICKLIC.....EXCUSED ABSENSE

SALARY COMMITTEEMR. JIM SELDENRIGHT.....NO REPORT

PUBLIC WORKS COMMITTEE.....MR. DAN LANZER
Mr. Lanzer had the following report:

The Public Works and Economic Development Committee met at 6:30 this evening. We had 3 items to discuss. The first item was the Naturworks Grant which involves the Skate Park. We voted unanimously to add that to the Agenda tonight and have that passed on the first reading. The next item was a Puritan Laundry land donation which is also going to be added to the Agenda with recommended passage on first reading. The last thing we discussed was a grant for the storm water sewer at the intersection of West High where we have a lot of flooding issues. We voted unanimously to add that to the Agenda and have it held for three readings.

SAFETY HEALTH & SERVICE COMMITTEE... MR. DEAN HOLLAND

Mr. Holland had the following report:

The Safety, Health and Service Committee met this evening at 7:00 to discuss 3 items. The first item was an appointment by Mayor Day of Assistant Fire Chief Matt Tharp to the Health Board to serve the remainder of an unexpired term of a previous Health Board Member. The matter was sent to full Council and full Council just confirmed that by a floor vote. We also discussed Ordinance 9-2022 which pertained to fire damage structures. It created the opportunity for the City to receive the some of the proceeds from insurance companies which would normally be paid to a structure owner. The amount would be held in Escrow. The purpose is to maintain sufficient funds in the event the homeowner walks away from a fire damaged structure and adequate funding would be available to cover the cost of building demolition without the burden being placed on New Philadelphia tax payers. We also discussed Ordinance 10-2022 which covers consumer grade fireworks discharged within the City limits of New Philadelphia. The State of Ohio recently passed Legislation making it easier to purchase these high grade explosives that are creating an unsafe environment for our Community. The option for municipalities to opt out of this State Legislation is provided by the State and Ordinance 10-2022 comes with this option making our Community safer. Both Ordinances 9-2022 and 10-2022 were passed out of Committee and placed on tonight's Agenda for 1st Reading. Ordinance 10-2022 was recommended for passage upon 1st Reading. We were adjourned at 7:16 PM.

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

SPECIAL & CONTACT COMMITTEEMRS. AIMEE MAY

Mrs. May had the following report:

The Committee met this evening at 7:15 PM to discuss Ordinance 8-2022, which is basically a typo on the Codified Ordinances. It was voted to add Ordinance 8-2022 to tonight's Agenda and pass on 3rd Reading.

PARKS & CEMETERY COMMITTEE.....MR. MITCH PACE

Mr. Pace had the following statement:

No report but we are meeting this Thursday at 8:00 PM in Council Chambers.

VISITOR'S COMMENTS: NONE

COUNCIL COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

4-2022 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO INCREASE ALL SANITATION ACCOUNTS BY FIFTY CENTS (\$0.50)8 PER MONTH. SANITATION ACCOUNT BILLS MAILED IN THE MONTH OF JUNE 2022 SHALL REFLECT THE RATE INCREASE.
2nd Reading

5-2022 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO APPROVE MODIFICATIONS TO THE NON-BARGAINING SALARY SCALE FOR NON-BARGAINING CITY EMPLOYEES
3rd Reading

MR. SELDENRIGHT MOTIONED FOR APPROVAL OF ORDINANCE 5-2022
MRS. MAY SECONDED THE MOTION
5 YEAS 1 NAY (Mrs. Ramos)
ORDINANCE 5-2022 HAS BEEN APPROVED

7-2022 AN ORDINANCE TO ALLOCATE FUNDS COLLECTED UNDER THE CITY OF NEW PHILADELPHIA INCOME TAX ORDINANCE FOR THE 2022 FISCAL YEAR
3rd Reading

MR. LANZER MOTIONED FOR APPROVAL OF ORDINANCE 7-2022
MR. PACE SECONDED THE MOTION
6 YEAS
ORDINANCE 8-2022 HAS BEEN APPROVED

8-2022 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO AMEND AND CORRECT CERTAIN SPECIFIC

SECTIONS OF THE HOUSING CODE IN CODIFIED ORDINANCE
1335 DUE TO APPARENT TYPOS WHEREIN IT APPEARS THE NUMBER
4 WAS IMPROPERLY INSERTED WHERE THERE SHOULD INSTEAD BE
THE NUMBER 5
1st Reading

10-2022

AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW
PHILADELPHIA, OHIO OPTING-OUT OF H.B. 172 AND REAFFIRMING
THE BAN ON DISCHARGING, IGNITING OR EXPLODING FIREWORKS
IN THE CITY OF NEW PHILADELPHIA, AS SET FORTH IN CHAPTER
1519 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW
PHILADELPHIA.
1st Reading

MR. HOLLAND MOTIONED FOR SUSPENSION OF RULES ON
ORDINANCE 10-2022
MR. SELDENRIGHT SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON ORDINANCE 10-2022

MR. HOLLAND MOTIONED FOR APPROVAL OF ORDINANCE
10-2022
MR. SELDENRIGHT SECONDED THE MOTION
6 YEAS
ORDINANCE 10-2022 HAS BEEN APPROVED

RESOLUTIONS:

13-2022

A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA,
OHIO TO ADOPT AN AGREEMENT BETWEEN THE CITY OF NEW
PHILADELPHIA, OHIO AND AFSCME LOCAL 1958 AND OHIO COUNCIL
8, SERVICE, MAINTANANCE, AND TECHNICAL EMPLOYEES CHAPTER
TO BE EFFECTIVE JANUARY 1, 2022 THROUGH DECEMBER 31, 2024.
1st Reading

MR. SELDENRIGHT MOTIONED FOR SUSPENSION OF RULES ON
RESOLUTION 13-2022
MR. LANZER SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON RESOLUTION 13-2022

MR. SELDENRIGHT MOTIONED FOR APPROVAL OF RESOLUTION 13-2022
MR. LANZER SECONDED THE MOTION
6 YEAS
RESOLUTION 13-2022 HAS BEEN APPROVED

14-2022

A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA,
TUSCARAWAS COUNTY, OHIO, AUTHORIZING AND DIRECTING THE
MAYOR TO SUBMIT A GRANT APPLICATION WITH THE OHIO
DEPARTMENT OF NATURAL RESOURCES, THROUGH THE OHIO

NATURWORKS GRANT PROGRAM FOR ASSISTANCE FOR PUBLIC RECREATION PURPOSES, AND ONCE THE GRANT OFFER IS RECEIVED, FURTHER AUTHORIZING THE MAYOR TO EXECUTE THE GRANT CONTRACT AND ALL RELATED DOCUMENTS AND AUTHORIZING THE CITY OF NEW PHILADELPHIA TO ACCEPT ANY GRANT MONEY AWARDED TO THE CITY OF NEW PHILADELPHIA.
1st Reading

MR. LANZER MOTIONED FOR SUSPENSION OF RULES ON RESOLUTION 14-2022
MR. HOLLAND SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON RESOLUTION 14-2022

MR. LANZER MOTIONED FOR APPROVAL OF RESOLUTION 14-2022
MR. HOLLAND SECONDED THE MOTION
6 YEAS
RESOLUTION 14-2022 HAS BEEN APPROVED

17-2022 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO, ACCEPTING AND APPROVING A REAL PROPERTY DONATION AS FURTHER DESCRIBED HEREIN.
1st Reading

MR. LANZER MOTIONED FOR SUSPENSION OF RULES ON RESOLUTION 17-2022
MRS. MAY SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON RESOLUTION 17-2022

MR. LANZER MOTIONED FOR APPROVAL OF RESOLUTION 17-2022
MRS. MAY SECONDED THE MOTION
6 YEAS
RESOLUTION 17-2022 HAS BEEN APPROVED

18-2022 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO AUTHORIZING THE CITY OF NEW PHILADELPHIA TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION (OPWC) STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS. EXECUTE CONTRACTS AS REQUIRED, AND UPON AWARD OF THE GRANT TO ACCEPT ANY GRANT MONEY AND TO AUTHORIZE AND DIRECT THE SERVICE DIRECTOR TO ADVERTISE FOR BID AND AWARD BIDS FOR THE 4th St. SW STORM WATER IMPROVEMENT PROJECT- PHASE 2.
1st Reading

UNFINISHED OR OLD BUSINESS: NONE

NEW BUSINESS: NONE

With no other business to discuss Mr. Holland motioned to adjourn at 8:09 PM.

CLERK OF COUNCIL _____
Julie Courtright

APPROVED _____

PRESIDENT OF COUNCIL _____
Don Kemp