

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON SEPTEMBER 26, 2022 WITH PRESIDENT 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
MR. KELLY RICKLIC
MR. JIM SELDENRIGHT

EXCUSED ABSENSES

MRS. CHERYL RAMOS

➤ MRS. LANZER MOTIONED TO ADD ORDINANCE 19-2022, ORDINANCE 20-2022, AND RESOLUTION 31-2022 TO TONIGHT’S AGENDA FOR 1st Reading
MR. PACE SECONDED THE MOTION
5 YEAS, 1 ABSTAINED (MR. HOLLAND)
ORDINANCE 19-2022, ORDINANCE 20-2022, AND RESOLUTION 31-2022
HAVE BEEN ADDED TO TONIGHT’S AGENDA

➤ MR. RICKLIC MOTIONED TO ADD RESOLUTION 27-2022 AND RESOLUTION 30-2022 TO TONIGHT’S AGENDA FOR 1st Reading
MRS. MAY SECONDED THE MOTION
6 YEAS
RESOLUTION 27-2022 AND RESOLUTION 30-2022 HAVE BEEN ADDED TO TONIGHT’S AGENDA

*President Kemp requested a motion to move the Legislative Agenda after the Administrative Reports during tonight’s Council Meeting.

➤ MRS. RICKLIC MOTIONED TO MOVE THE LEGISLATIVE AGENDA DURING TONIGHT’S COUNCIL MEETING TO BE AFTER THE ADMINISTRATIVE REPORTS AT THE REQUEST OF PRESIDENT KEMP
MR. SELDENRIGHT SECONDED THE MOTION
6 YEAS
THE LEGISLATIVE AGENDA WILL BE AFTER THE ADMINISTRATIVE REPORTS DURING TONIGHT’S COUNCIL MEETING

➤ MRS. LANZER MOTIONED TO ACCEPT THE AGENDA WITH THE ADDITIONS AND CHANGES
MRS. MAY SECONDED THE MOTION
6 YEAS
THE AGENDA WITH THE INCLUSION OF THE ADDITIONS AND CHANGES HAS BEEN ACCEPTED

➤ MR. SELDENRIGHT MOTIONED TO APPROVE THE MINUTES FROM THE SEPTEMBER 12, 2022 REGULAR SESSION OF COUNCIL
MR. PACE SECONDED THE MOTION
6 YEAS
MINUTES FROM THE SEPTEMBER 12, 2022 COUNCIL MEETING HAVE BEEN APPROVED

CORRESPONDENCE CLERK, JULIE COURTRIGHT

1. *To Clerk of Council from Treasurer Gerber, dated September 13, 2022. This is the City of New Philadelphia August 2022 Deposits to the General Account.*
2. *To President Kemp from Law Director Fete, dated September 24, 2022. This is an email titled “Please Assign to the Finance Committee” with Resolution 30-2022 as the attachment. President Kemp asked Mr. Ricklic to take this issue into his Committee.*
3. *To President Kemp from Law Director Fete, dated September 24, 2022. This is an email titled “Urgent: Please assign to the Public Works and Economic Development Committee” with Ordinance 19-2022 and Resolution 31-2022 as the attachments. President Kemp asked Mr. Lanzer to take both pieces of Legislation into his Committee.*

MAYOR'S REPORT/REQUESTSMAYOR JOEL B. DAY

Mayor Day had the following report:

- Asking City Council to Approve Special Signage to Designate Battle Motors Road: I'm requesting that Council suspend its rules and vote to approve Ordinance 19-2022 tonight (Monday), so that a special "Battle Motors Road" sign can be placed under the Reiser Avenue SE street sign on the road that leads to the Battle Motors plant. I presented the sign to Company CEO Mike Patterson at last week's ribbon-cutting ceremony at the plant. The ceremony marked the completion of the company's \$40 million dollar expansion, which increased the size of the plant to 325,000 square feet and tripled its production capacity. Mr. Patterson said Battle Motors' goal is to produce 16 trucks per day by the end of 2023. Currently the plant employs nearly 300 workers and intends to significantly increase that number by the first of the year. We are very fortunate to have this level of industrial investment and commitment to New Philadelphia and Tuscarawas County.
- City is Given the Green Light to Proceed with Building Demolitions: *With the help of State Representative Brett Hillyer, New Philadelphia is receiving \$48,873.00 to demolish five dilapidated houses targeted by the Fire Inspector and Building and Zoning Code Administrator. The release of the grant money was delayed by the State Department of Development for unknown reasons. Representative Hillyer contacted DoD officials, who then released the funding to the County's Community and Economic Development office for distribution to New Philadelphia and the other county communities who applied for the grant money. The list of properties to be demolished in New Philadelphia include:*
 - 252 St. Clair Avenue SW
 - 451 Ray Avenue NW
 - 607 Ray Avenue NW
 - 1142 Tuscarawas Avenue NW

Also, the City is using Service Department funds to take down the buildings and car wash at the old Puritan Laundry property on the west side of Mill Avenue SW.

- *Recognizing the Volunteers at Schoenbrunn Village: Prior to tonight's (Monday's) Council meeting, I attended the annual Schoenbrunn Village Volunteer Dinner to thank the volunteers for their efforts to make this year's 250th Anniversary celebration one to remember. The events they planned reminded all of us of the historic significance of Schoenbrunn and why the village and its story must be preserved for future generations to learn.*
- *Honoring the Philanthropy of John and Peggy Stratton: Last week at the Quaker Foundation's building dedication ceremony, I presented John and Peggy Stratton with a proclamation honoring their philanthropy, which established the Quaker Foundation in 1993. To date, the organization has provided New Philadelphia High School graduates and teachers with over \$2.4 million dollars in scholarships and grants. The Strattons purchased the former Diamond Shop Jewelers building on North Broadway in 2007 to be the Foundation's headquarters, and last year donated the building to the Foundation.*
- *Meeting with ODOT to Discuss Creation of a Truck Route: Tomorrow (Tuesday), members of the City administration are meeting with ODOT District 11 officials to discuss the creation of a truck route to guide semis and other large vehicles away from the downtown area. City police have noted an increase in heavy truck traffic through the square over the past two years. Downtown merchants and restaurants have also complained about the noise level created by the traffic, particularly during the summer months. In a related matter, the equipment ordered has finally arrived and soon, pedestrian crossing flashing lights will be installed at the mid-block cross walk at Allen Lane and South Broadway. The flashers will be similar to the pedestrian lights installed on Wabash Avenue by Woody Hayes Quaker Stadium.*

Service Director Ron McAbier:

Mr. McAbier had the following report:

On September 15 we opened bid openings for the Franklin Square Storm Sewer Project. We've seen four bids ranging from \$649,000 to \$1,418,000.00. The bid for \$649,000 we have to look at a couple line items, then we'll have a Board of Control meeting. Hopefully by the next meeting we'll announce who that will be awarded to, and we'll move on and have a better date as to when that project will start. The Parklane Drive Project, I spoke to Tucson today, I did not get a return date as of now, so I don't have anything to report as to when they may be done on Parklane Drive. Once I have a report on that I'll also share that at the next Council meeting. Also we got the Summer salt prices back. It was actually \$57.34 from \$53.12 of last year. We'll be getting 2200 tons of salt this year. That's a difference of \$9,284 more this year. They'll start shipping that in the middle of November so we should have it in plenty of time.

AUDITORMS. BETH GUNDY.....NO REPORT

SAFETY DIRECTORMR. GREG POPHAM.....NO REPORT

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

LAW DIRECTOR . . . MR. MARVIN FETE

Mr. Fete had the following report:

My office recently signed a contract with Westlaw for our legal research. In the past it hadn't been economically feasible, so we've been using books for research this whole time. I told them we're not a big law firm, we're not Columbus, we're not Cleveland. You've got to make it feasible and worth our while and we'll agree. This actually is going to cost us \$700 less than what we're paying for the books, and they'll be updated annually. This is going to save the City money and be a lot more user-friendly for myself and my Prosecutors to use. Mr. President, I'd like you to assign to the Special and Contact Committee, I had a discussion at a meeting with Josh Mathias to include trailers as recreational vehicles.

Mr. Ricklic had the following question:

What is the price for the Westlaw research?

Mr. Fete replied:

It's the exact price as what's in the budget for my books.

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

- 16-2022 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO PERMANENTLY REZONE PARCEL 43-04799-000 IN THE CITY OF NEW PHILADELPHIA, OHIO FROM INDUSTRIAL TO BUSINESS ZONE.
2nd Reading

17-2022 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NEW PHILADELPHIA, OHIO, TO ENTER INTO AN AGREEMENT WITH THE TUSCARAWAS 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.
2nd Reading

19-2022 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO HAVE AN HONORARY DESIGNATION OF A PORTION OF REISER AVE. SE DESIGNATED IN HONOR OF BATTLE MOTORS, SPECIFICALLY AT THE INTERSECTION OF REISER AVE. SE AND 21ST STREET SE TO HAVE SIGNAGE PLACED UNDER THE STREET NAME THAT WOULD READ "BATTLE MOTORS RD." THE STREET NAME ITSELF WOULD REMAIN UNCHANGED.
1st Reading

MR. LANZER MOTIONED FOR SUSPENSION OF RULES ON ORDINANCE 19-2022
MR. PACE SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON ORDINANCE 19-2022

MR. LANZER MOTIONED FOR APPROVAL OF ORDINANCE 19-2022
MR. RICKLIC SECONDED THE MOTION
6 YEAS
ORDINANCE 19-2022 HAS BEEN APPROVED

20-2022 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO DESIGNATE APPROXIMATELY 1450 FEET OF AN UNNAMED ALLEY OF WHICH APPROXIMATELY 525 FEET IS UNDEVELOPED ON THE WEST SIDE OF 5th STREET NW TO ANOTHER UNNAMED ALLEY, AS LOCKSMITH LANE SW.
1st Reading

RESOLUTIONS:

27-2022 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO, AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT WITH SOUTHEASTERN EQUIPMENT COMPANY FOR THE PURCHASE OF A 2022 CASE CE 580SN AND EQUIPMENT FOR THE SAME, AT A COST NOT TO EXCEED \$92,305,000, UNDER THE OHIO STATE TERM SCHEDULE PURCHASING PROGRAM.
1st Reading

MR. RICKLIC MOTIONED FOR SUSPENSION OF RULES ON RESOLUTION 27-2022
MRS. MAY SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON RESOLUTION 27-2022

MR. RICKLIC MOTIONED FOR APPROVAL OF RESOLUTION 27-2022
MRS. MAY SECONDED THE MOTION
6 YEAS
RESOLUTION 27-2022 HAS BEEN APPROVED

30-2022 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO APPROPRIATE FUNDS RECEIVED FROM TUSCARAWAS COUNTY PER THE ODOD BUILDING DEMOLITION AND SITE REVITALIZATION GRANT FOR THE PURPOSES OF DEMOLISHING EXISTING DILAPIDATED AND UNSAFE STRUCTURES IN THE CITY OF NEW PHILADELPHIA.
1st Reading

31-2022 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO, AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEW PHILADELPHIA TO ACT AS THE SIGNATURE DESIGNEE AND TO SUBMIT A GRANT APPLICATION TO THE OHIO DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$7,500.00 FOR THE PARALLEL TAXIWAY A RELOCATION PROJECT AND ONCE GRANT OFFER IS RECEIVED FROM THE OHIO DEPARTMENT OF TRANSPORTATION FURTHER AUTHORIZING THE MAYOR TO ACCEPT AND EXECUTE THE GRANT CONTRACT AS NECESSARY INCLUSIVE OF SUBMISSION OF APPLICATION FOR PAYMENT ASSOCIATED WITH THE GRANT AS REQUIRED BY THE OHIO DEPARTMENT OF TRANSPORTATION.
1st Reading

MR. LANZER MOTIONED FOR SUSPENSION OF RULES OF RESOLUTION 31-2022
MR. PACE SECONDED THE MOTION
6 YEAS
RULES HAVE BEEN SUSPENDED ON RESOLUTION 31-2022

MR. LANZER MOTIONED FOR APPROVAL OF RESOLUTION 31-2022
MR. PACE SECONDED THE MOTION
6 YEAS
RESOLUTION 31-2022 HAS BEEN APPROVED

Battle Motors Representatives Kelleigh Ash and Cody Boggs thanked City Council for all of their support.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR JOEL DAY
The Planning Commission will be meeting the second Tuesday of next month at 1:00 PM in Council Chambers. We're still developing the Agenda.

BOARD OF ZONING APPEALS.....MR. RON MCABIER
The Board of Zoning Appeals will be meeting October 11th in Council Chambers at 5:00 PM. I had a call in from Petco today about some signage. I'll let everybody know at the next Meeting.

AIRPORT COMMISSION.....MR. JIM SELDENRIGHT.....NO REPORT
We will be meeting in Council Chambers on October 11th at 6:00 PM.

PARK BOARD.....MR. MITCH PACE

The Park Board met on Wednesday, September 21st and we discussed a few things. The Pickleball Courts will be completed in the next couple of weeks. On Sunday, October 16th there will be a Pickleball Court dedication as well as the 2nd annual Chicken Barbeque from 11am to 1pm at Tuscora Park. Tickets are \$15.00 and they can be purchased online on the Tuscora Park Foundation Website or by seeing any Park Foundation members. The Waterworks Baseball Fields Project will Begin next week. With the money raised by the New Phila Baseball Program and a very generous Donation by the New Phila VFW Post 1445, we'll be able to regrade and resurface fields 3, 4, 5, And 6.

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

HEALTH BOARD MR. DEAN HOLLAND.....EXCUSED ABSENSE

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMR. KELLY RICKLIC

Mr. Ricklic had the following report:

The Finance Committee met tonight to discuss two items: Resolution 27-2022, the purchase of a backhoe, and Resolution 30-2022, the grant to demo the unsafe homes. Both items were approved to be put on the Agenda tonight with the backhoe recommended to be passed on 1st Reading and the demo to be held for 2 Readings. The Meeting was adjourned at 7:11 PM.

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 this evening at 6:30 with 3 items to discuss. The first one was Proposed Resolution 31-2022 and that involved the Airport Grant. It was voted unanimously to be put on tonight’s Agenda for passage on 1st Reading. We also did Proposed Ordinance 19-2022 and that involved the honorary signage for Battle Motors. It was voted unanimously to put that on the Agenda for passage on 1st Reading also. The last Ordinance we discussed was Proposed Ordinance 20-2022, an unnamed alleyway to be named “Locksmith Lane”. That was passed unanimously through Committee and had its 1st Reading this evening.

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

ZONING & ANNEXATION COMMITTEE.....MRS. CHERYL RAMOS.....EXCUSED ABSENSE

SPECIAL & CONTACT COMMITTEEMRS. AIMEE MAYNO REPORT

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

Mr. Pace had the following comment:

I think everybody got a flyer in their water bill this past month and I think from that it spurred a couple lot sales down at the Shoenbrunn Meadows Cemetery. This worked and it was a good idea.

VISITOR’S COMMENTS:

Scout Master of the last boyscout troop in New Philadelphia Jason Miller, with the boy scouts in attendance at the meeting, had the following comment:

I urge you, Council, to support us, if you have kids or grandkids who want to get involved. It is exactly what you think it is. We meet each month and you can do service projects. If there’s something that you need help with contact us and we will help you.

Mr. Miller introduced all the boys to Council

Pastor Ben Lippert from Schoenbrunn Moravian Church had the following comment:

My wife and I have lived here for 5 years and we love this Community. The main reason I came here to speak tonight though is to speak on behalf of our homeless shelter. I’m not feeling a lot of the Community spirit. I know the Administrators in the City wrote a letter to push the proposed new homeless shelter to Dover. I know a lot of our faith community take pride in supporting the homeless shelter. We need to rally support around the homeless shelter. Many of the people I have spoken to who work with the homeless population support having it in this City. I have been communicating through emails with Mr. Seldenright and he has told me the hundreds of service hours that the police have invested in the homeless population, but a lot of those homeless are not being helped by the shelter. I’ve seen New Phila rally around so many things and I think this is something we definitely need to rally around.

COUNCIL COMMENTS: NONE

UNFINISHED OR OLD BUSINESS:

Mr. Fete had the following comment:

I was asked by Councilman Ricklic the cost of the West Law Contract. I didn't have it readily available, I looked it up. It is \$289 per month, a total of \$3,470 per year. We're currently paying \$4366 per year for the hard copied books and their replacements. It's a 3 year contract.

NEW BUSINESS: NONE

With no other business to discuss Mr. Ricklic motioned to adjourn at 8:05 PM.

CLERK OF COUNCIL _____
Julie Courtright

APPROVED _____

PRESIDENT OF COUNCIL _____
Don Kemp