

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MARCH 9, 2020 WITH PRESIDENT OF NEW PHILADELPHIA CITY COUNCIL PRO TEM ROB MAURER PRESIDING. COUNCILMAN ZUCAL OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE

MR. DEAN HOLLAND  
MR. DAN LANZER  
MR. ROB MAURER  
MRS. AIMEE MAY  
MRS. CHERYL RAMOS  
MR. KELLY RICKLIC  
MR. JOHN ZUCAL

EXCUSED ABSENSES

PRESIDENT OF COUNCIL DON KEMP  
SAFETY DIRECTOR GREG POPHAM  
SERVICE DIRECTOR RON MCABIER  
AUDITOR BETH GUNDY

- MRS. RAMOS MOTIONED TO ADD ORDINANCE 7-2020 TO TONIGHT’S AGENDA  
MRS MAY SECONDED THE MOTION  
7 YEAS  
ORDINANCE 7-2020 HAS BEEN ADDED TO TONIGHT’S AGENDA
  
- MR. ZUCAL MOTIONED TO ACCEPT THE MINUTES FROM THE FEBRUARY 24, 2020  
REGULAR SESSION OF COUNCIL  
MR. HOLLAND SECONDED THE MOTION  
7 YEAS  
MINUTES FROM THE FEBRUARY 24, 2020 REGULAR SESSION OF COUNCIL HAVE BEEN  
APPROVED

CORRESPONDENCE . . . . . CLERK, JULIE COURTRIGHT

1. *To Clerk of Council from Treasurer Tom Gerber, dated February 25, 2020. This is the January 2020 Deposits.*
2. *To Clerk of Council from the Ohio EPA, dated February 28, 2020. This is a public notice, receipt of 401 application. In summary it states “Public Notice hereby given that the Ohio Environmental Protection Agency, Ohio EPA Division of Surface Water DSW has received an application for and has begun to consider whether to issue or deny a clean water act section 401 Water Quality Certification for a project to expand an existing coal refuse disposal facility.” The application was submitted by Rosebud Mining Company. The project was located at 5600 Pleasant Valley Road NE, Uhrichsville, Oh. 44683.*
3. *To Councilman Zucal from Anita and Michael Exley, dated March 4, 2020. This is an email with the subject “please support Issue 4”*
4. *To Councilman Zucal from Mandy Mushrush, dated March 4, 2020. This is an email with the subject Issue 4 for New Philadelphia City Schools.*
5. *To Councilmembers from Tanya Dickey, dated March 5, 2020. This is an email with the subject and the attachments “Statement of Cash Position with MTD Totals for February 2020, Expense*

*Report with Encumbrance Details for February 2020, Bank Report for February 2020, and Statement of Cash Position from Revenue and Expense for February 2020.”*

6. *To Mayor Day from Becky Palloto, dated March 5, 2020. This is an email with the subject New Philadelphia School Levy.*
7. *To Councilman Zucal from Brian Sears, dated March 5, 2020. This is an email titled “Support for Issue 4”.*
8. *To Council and Administration from Income Tax Administrator Vicki Daniels, dated March 5, 2020. This is the Income Tax Report, with the attachment February Report.*
9. *To Council and Administration from President of Council Don Kemp, dated March 5, 2020. This is an email with the subject March 9 Council Meeting. It says “I will be out of state next week and will not be at the Council Meeting. Have talked to Councilman Maurer and he will preside over the Meeting.*
10. *To Councilman Zucal from Cory Brinton, dated March 5, 2020. This is an email titled Right Plan Right Time.*
11. *To Councilman Zucal from Erin Neff, dated March 5, 2020. This is an email titled Ballot Issue 4.*
12. *To Council and Administration from Auditor Gundy, dated March 6, 2020. This is an email with the subject February 2020 with the attachments SAFER OT and Auditor’s Financial Statement for February 2020.*
13. *To Councilman Holland from Dave Franz, dated March 9, 2020. This is an email titled “Letter to the Editor”.*
14. *To Council and Administration from President of Council Kemp, dated March 9, 2020. This is an email that states “I am not feeling well. I will not be able to go to the Council Meeting tonight.”*
15. *To Council and Administration from Mayor Day, dated March 9, 2020. This is the Mayor’s Report.*

**Administrative Reports.....**

**MAYOR’S REPORT/REQUESTS ....MAYOR JOEL B. DAY**

Mayor Day had the following report:

- **City Health Department is Ready to Respond to any local Corona Virus Cases:** The staff of the New Philadelphia City Health Department is well prepared to respond to any reports of the Coronavirus in our City. Last Thursday Health Commissioner Vickie Ionno and Director of Nursing Nicole Bache attended a corona virus response summit in Columbus called by Governor DeWine. The Governor’s administration is doing a good job of making sure there is tight coordination between the Ohio Department of Health and local health departments in the statewide effort to minimize a virus outbreak in Ohio. Please visit the City Health Department’s Facebook page to learn the latest news on the virus and the measures you can take to prevent its spread.
  
- **The Legacy of Gary Petricola:** New Philadelphia, and communities across Tuscarawas County, are mourning the passing of Gary Petricola and remembering his efforts to improve and promote our county. Gary gave me the opportunity to work for WJER in the late 80’s and early 90’s as host of the Cable TV-2 morning show. From that experience I saw, firsthand, that his vision, and mission in life, was to truly make WJER “The Voice of the Valley”. He was the first local media owner to combine the use of radio, television and the print media to disseminate news, broadcast ballgames, promote events and advertise businesses across the county. The WJER family of employees is large and includes many persons who went on to gain key leadership positions in Tuscarawas County. His legacy will be the vision, and his deep love of our community, that he shared with all of us.

➤ The Canton City Water Department Helps with the Repair of a Major Water Main Break: I want to publicly thank Canton City Water Department Superintendent Tyler Converse and four of his employees who recently helped our water department repair a major water main break on the southside of New Philadelphia. On the morning of February 20th, a break was discovered in the twelve inch water main that runs under US Route 250 to Blake Avenue SE. Because of that location, New Philadelphia Service Director Ron McAbier recognized that the fix required equipment that we did not have on hand. S

So he called his long-time friend Joe Carbenia in Canton’s water department to ask if it had mechanical pipe cutters available. The answer was yes. So Mr. McAbier drove to the Canton department to borrow them. Once he explained the complexity of the break to Canton Superintendent Converse, without hesitation he sent Mr. Carbenia and three other crew members to assist our water department with the repair.

Had it not been for the Canton crew’s expertise and the equipment they brought with them, the repair would have been much more difficult for us to complete. I am writing a letter of thanks to Canton Mayor Tom Bernabi, Superintendent Converse and his crew members with a statement that our city is extremely grateful for their assistance and ready to return the favor at any time.

➤ Garrett Davis is Sworn In as a new Fire Department Firefighter/Paramedic: A new firefighter/paramedic has joined the ranks of the New Philadelphia Fire Department. On March 2nd, I gave the oath of office to Garrett Davis, who lives in the Carrollton area and most recently served with the Steubenville fire department. He fills a vacancy that resulted from another firefighter resigning to work closer to home. Our fire department staffing is now back to full strength.

SERVICE DIRECTOR.....MR. RON MCABIER.....EXCUSED ABSENSE

AUDITOR .....MS. BETH GUNDY.....EXCUSED ABSENSE

SAFETY DIRECTOR .....MR. GREG POPHAM.....EXCUSED ABSENSE

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

LAW DIRECTOR . . . . . MR. MARVIN FETE.....NO REPORT

**BOARD/COMMISSION REPORTS:**

PLANNING COMMISSION.....MAYOR JOEL DAY

The Planning Commission Meeting for this month has been cancelled due to a lack of an Agenda item. There are some things that we’re working on and we’ll have a meeting next month.

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

AIRPORT COMMISSION.....MR. JOHN ZUCAL

We were able to have a meeting, the Mayor, Myself, Mr. McAbier, and Mr. Hubbard our Fixed Base Operator from Harry Clever Field. We have agreed to a contract in principle to have Mr. Hubbard operate the airport for the next five years with a five year option after that. The Law Director is in the process of completing that agreement and we should be able to complete that shortly.

PARK BOARD.....MRS. AIMEE MAY.....NO REPORT

CEMETERY BOARD.....MRS. AIMEE MAY

The Cemetery Board meets this Thursday, March 12 at 8:00am in the Service Director’s Meeting Room.

HEALTH BOARD..... MR. KELLY RICKLIC.....NO REPORT

**STANDING COMMITTEE REPORTS:**

FINANCE COMMITTEE .....MR. ROB MAURER

Mr. Maurer had the following report:

I’m asking for consideration and passage of Ordinance 8-2020 which is the Budget.

SALARY COMMITTEE .....MR. JOHN ZUCAL

Mr. Zucal had the following report:

Just a reminder that the Salary Committee will be meeting on March 23, 2020 at 6:45 PM. Our guest for that Meeting will be Trina Woodland from OMEGA. She’s going to be talking to us about the grant opportunities and some of the steps we need to take to expand the downtown and historic downtown designations. Trina is going to prepare a power point and she’ll be utilizing my time as the Salary Committee to present that to us. I think this could have a great impact on the future of our community.

PUBLIC WORKS COMMITTEE.....MR. DEAN HOLLAND.....NO REPORT

SAFETY HEALTH & SERVICE COMMITTEE... .MR. KELLY RICKLIC.....NO REPORT

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

Mrs. Ramos had the following report:

The Zoning and Annexation Committee did meet tonight to discuss accepting the final plat for the Deerfield Subdivision Development. After we got our questions answered we are accepting that and it's on the Agenda for 1<sup>st</sup> Reading tonight.

SPECIAL & CONTACT COMMITTEE .....MR DAN LANZER.....NO REPORT

PARKS & CEMETERY COMMITTEE .....MRS. AIMEE MAY

Mrs. May had the following report:

The Parks and Cemetery Committee met this evening regarding Resolution 5-2020 and Resolution 6-2020. The Resolutions were to reappoint Mike Ernest and Courtney Shalosky to the Park Board for a term of 5 years. A motion was made to add both Resolutions to the March 24, 2020 Agenda and pass it on the 3<sup>rd</sup> Reading. The meeting adjourned at 6:38 PM.

**VISITOR'S COMMENTS:**

Paul Beitzel of 3616 Crooked Run Rd. New Phila had the following comment:

I was born and raised in New Phila and I think it's one of the best places you could live on the face of the earth. I appreciate our little small towns, but we still have a few problems. What I'm here to talk about tonight is the downtown angle parking. We have a lot of oversized pickup trucks that are parking in the downtown area. When you go to back out in the traffic lane you can't safely see. This is an accident waiting to happen. I talked to the First Methodist Church minister and they said they have this big lot at Jim's Place which is open for public parking. You also have a City Parking lot right across from Alley Cats. I was wondering if some spaces there could be designated for large vehicles. Another City need I want to talk about is the repair and upgrade of Old Route 21. Every time it rains there you have water running everywhere. There's really no drainage there. The traffic count on this road is over 2000 vehicles a day.

John Zion had the following comment:

Anybody ever notice when you're driving through town at night how the center lines seem to disappear? It gets worse when it's raining. The interstate has reflective markers. That might be a good idea for downtown Phila.

COUNCIL COMMENTS: NONE

**READING OF ORDINANCES AND RESOLUTIONS**

ORDINANCES:

- 3-2020 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO PERMANENTLY REZONE THE ATTACHED ADDRESSES AND PARCEL NUMBERS IN THE CITY OF NEW PHILADELPHIA, OHIO FROM INDUSTRIAL TO BUSINESS ZONE  
4<sup>th</sup> Reading  
  
MRS. RAMOS MOTIONED FOR APPROVAL OF ORDINANCE 3-2020  
MR. LANZER SECONDED THE MOTION  
7 YEAS  
ORDINANCE 3-2020 HAS BEEN APPROVED
- 5-2020 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO HAVE AN HONORARY DESIGNATION OF A PORTION OF BANK LANE SE DESIGNATED IN HONOR OF JIM LOCKER FOR HIS MANY YEARS OF SERVICE TO THE CITY OF NEW PHILADELPHIA, SPECIFICALLY, THE PORTION OF BANK LANE SE FROM 3<sup>rd</sup> ST SE TO 4<sup>th</sup> ST SE WOULD HAVE SIGNAGE PLACED UNDER THE STREET NAMES THAT WOULD READ “HONORARY JIM LOCKER LANE”, THE STREET NAMES THEMSELVES WOULD REMAIN UNCHANGED.  
2<sup>nd</sup> Reading
- 6-2020 AN ORDINANCE MAENDING CODIFIED ORDINANCE CHAPTER 505 ANIMALS AND FOWL, OF THE CITY OF NEW PHILADELPHIA, OHIO, BY AMENDING SECTION 505.01.  
2<sup>nd</sup> Reading
- 7-2020 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, ACCEPTING THE FINAL PLAT FOR THE DEERFIELD SUBDIVISION AS ACCEPTED BY THE PLANNING COMMISSION.  
1<sup>st</sup> Reading
- 8-2020 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF NEW PHILADELPHIA, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020.  
1<sup>st</sup> Reading  
  
MR. RICKLIC MOTIONED FOR SUSPENSION OF RULES ON ORDINANCE 8-2020  
MR. ZUCAL SECONDED THE MOTION

7 YEAS  
RULES HAVE BEEN SUSPENDED ON ORDINANCE 8-2020

MR. ZUCAL MOTIONED FOR APPROVAL OF ORDINANCE 8-2020  
MR. RICKLIC SECONDED THE MOTION  
7 YEAS  
ORDINANCE 8-2020 HAS BEEN APPROVED

RESOLUTIONS:

1-2020 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO AUTHORIZING THE ANNEXATION OF AN ADJACENT 0.459 ACRE TRACT OF REAL ESTATE LOCATED IN GOSHEN TOWNSHIP AS DESCRIBED IN THE ATTACHED EXHIBIT A.  
4<sup>th</sup> Reading

MRS. RAMOS MOTIONED FOR APPROVAL OF RESOLUTION 1-2020  
MR. LANZER SECONDED THE MOTION  
7 YEAS  
RESOLUTION 1-2020 HAS BEEN APPROVED

2-2020 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO COMMEND JOHN ZION FOR 25 YEARS OF SERVICE AND DEDICATION TO THE CITY OF NEW PHILADELPHIA.  
4<sup>th</sup> Reading

MR. ZUCAL MOTIONED FOR APPROVAL OF RESOLUTION 2-2020  
MR. RICKLIC SECONDED THE MOTION  
7 YEAS  
RESOLUTION 2-2020 HAS BEEN APPROVED

*President of Council Pro Tem Rob Maurer presented Mr. John Zion with a framed copy of Resolution 2-2020 signed by Members of New Philadelphia City Council.*

**UNFINISHED OR OLD BUSINESS: NONE**

**NEW BUSINESS:**

Law Director Fete had the following comment:

I just wanted to take the time to introduce one of the Members of my prosecution team who's here tonight. Heidi Sanner is a resident of New Philadelphia. Heidi has been instrumental to me when it comes to legal research. In law school she was a member of the law review which is a very prestigious honor. It's only given to the best writers in the class. She played a significant role in helping me with the case that I briefed you on in regards to the gas leak on East High, and also a proposed low income housing development on the outskirts of town.

Mr. Zucal motioned to adjourn at 8:04 pm

CLERK OF COUNCIL \_\_\_\_\_  
Julie Courtright

APPROVED \_\_\_\_\_

PRESIDENT OF COUNCIL \_\_\_\_\_  
Don Kemp