

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JANUARY 28, 2002 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

THE MINUTES OF JANUARY 14, 2002 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. The Auditor's Monthly Statement of 2001 Revenue for the General Fund.
2. The Auditor's Financial Statement for the month of December, 2001.
3. Board of Control meeting minutes of January 15, 2002.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of the Mayor's office from January 15 through January 28, 2002. Reported that he attended a Bureau of Workers' Compensation meeting in Cambridge on January 16, and because of his attendance at that meeting, the city will receive a rebate check for \$34,000. Reported that an Insurance Board meeting was held January 17, and the city's insurance is expected to raise approximately 15%. Reported that he attended a Solid Waste District Policy Board meeting and presented the composting figures for 2001. Gave the second half of the 2001 State of the City Address. Mr. Houston asked Mayor Brodzinski to explain the figures and coverage for the city's health insurance. Mayor Brodzinski said currently the city pays approximately \$350 per employee, and they are covered for 80% of medical expenses after deductible, with some vision insurance.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that there will be a benefit spaghetti dinner on Wednesday, January 30, 2001 for General Services Mechanic Rodney DeMeo, who has a terminal illness. Reported that his office is currently reviewing building permit fees to determine if any price adjustment is necessary. Reported meeting with Quicksall & Assoc. to review fees paid to them for consulting purposes

SAFETY DIRECTORMR. GREG POPHAM NO REPORT

AUDITOR MS. BETH GUNDY

Requested emergency passage tonight of Ordinance 4-2002 and Resolutions 1-2002 and 2-2002.

TREASURER MS. TERRI DEARDORFF ABSENT NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Recommended emergency passage of Resolution 3-2002, and recommended that Ordinance 7-2002 before the end of February.

MAIN STREET REPRESENTATIVE MS. PAULINE WYRIE

Announced that New Philadelphia has been designated a nationally certified Main Street community. Reported that She has been selected to speak at neighboring communities who wish to participate in the Main Street program. Reported that a reception will be held Wednesday, January 30, 2002 from 5:00-7:00 p.m. to honor the over 100 volunteers who have donated time to Main Street, and invited council members and administration to attend. Requested that the design committee meet with the proper committee of council to address concerns of truck traffic through the downtown area because of noise.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Will meet February 13, 2002 at 1:00 p.m. at Tuscora Park.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Reported that there will be no meeting in February because no appeals have been filed.

AIRPORT COMMISSION MR. JIM LOCKER

Reported meeting January 15, 2002, with various issues being addressed.

PARK BOARD MR. ART CICCONE

Reported meeting January 23, 2002. Minutes will be forthcoming.

HEALTH BOARD. MS. SANDRA COX NO REPORT

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX

Reported meeting tonight to discuss Resolutions 1-2002 and 2-2002, with passage recommended tonight. Passage was also recommended on Resolution 5-2002, Ordinance 4-2002, and Resolution 6-2002.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

Mr. Johnson assigned a request to review travel expenses for employees, and Resolution 6-2002.

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK

Reported meeting January 7 to discuss Codified Ordinance Section 351.18, which deals with snow emergency. A problem exists in the city's cul-de-sacs, not only with snow removal, but also garbage and safety equipment. The Committee voted to delay plowing the cul-de-sacs until the smaller trucks are available after plowing hills and bridges. He said he and the Safety Director will look at some of the areas in the city to determine if any changes need to be made. Mr. Johnson assigned the request by Main Street to discuss re-routing truck traffic out of the downtown area.

PUBLIC WORKS COMMITTEE.MR. JOEL DAY

Reported meeting tonight to continue reviewing the Adelphia franchise agreement. Another meeting was scheduled for Monday, February 4 at 6:30 p.m. to go into executive session to review the contract.

ZONING & ANNEXATION COMMITTEEMR.GEORGE HOUSTON NO REPORT

Mr. Johnson assigned the annexation requested by Fisher and Stocker.

CONTACT COMMITTEE.MR. ART CICCONE NO REPORT

SPECIAL COMMITTEE MR. ROB MAURER

Reported meeting tonight to discuss Ordinance 7-2002, the Joint County Public Defender’s office contract for 2002, with passage being recommended tonight. Also discussed was a resolution of support to Gradall Co. Resolution 4-2002 is before council for consideration tonight. Mr. Johnson assigned a possible resolution commending Maintenance Superintendent Jim Shaffer for his years of service, and a possible resolution or letter to Smith Dairy asking them to retain present employees and product line.

VISITOR’S COMMENTS:

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked who is on the committee for the former Elks building, the status of the Airport Restaurant, and asked if the city’s ordinances and minutes could be stored in a fireproof location. Mr. Johnson said the Elks building committee is comprised of Sandy Cox, Joel Day, George Houston, and himself. Law Director Mike Johnson said he has been in conversation with the banker who has the lien on the property of Mr. Beachy, and they are attempting to set up a meeting to determine the value of the equipment in the restaurant. Mayor Brodzinski said he will see that the ordinance books are moved to the safe in the Clerk’s/Safety Director’s office.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 4-2002 An ordinance amending and adjusting the temporary appropriations ordinance for the year and declaring an emergency. (1st Reading)
 - Motion to suspend the rules made by Ms. Cox, seconded by Mr. Locker. Roll call, 7 yeas, rules suspended.
 - Motion to vote on passage made by Ms. Cox, seconded by Mr. Locker. Roll call, 7 yeas, ordinance passed.

- 5-2002 An ordinance b the Council of the City of New Philadelphia directing the Service Director to advertise for bids and to enter into contracts with the lowest and best bidder for the city’s requirements of various materials and supplies for 2002, and declaring an emergency. (1st Reading)
 - Mr. Johnson assigned this ordinance to Mr. Hitchcock’s Safety, Health, and Service Committee for review.

- 6-2002 An ordinance by the Council of the City of New Philadelphia authorizing and directing the Safety Director of New Philadelphia, Ohio to modify the union contract between the Fraternal Order of Police and the City of New Philadelphia to make the meter man position part-time, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this ordinance to Mr. Locker's Salary Committee for review.

7-2002 An ordinance authorizing the Mayor of the City of New Philadelphia, Ohio, to enter into an agreement with the Joint 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, and declaring an emergency. (1st Reading)

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

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

RESOLUTIONS:

1-2002 A resolution declaring the necessity to request an advance of \$150,000.00 from the County Auditor on the February, 2002 Estate Tax settlement, and declaring an emergency. (2nd Reading)

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

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

2-2002 A resolution declaring the necessity to request an advance of \$750,000.00 from the County Auditor on the February, 2002 Real Estate Tax settlement, and declaring an emergency. (2nd Reading)

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

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

3-2002 A resolution by the Council of the City of New Philadelphia, Ohio to authorize the Law Director to enter into a settlement in Tuscarawas County, Ohio Common Pleas Court, Case Number 2001CV030122, City of New Philadelphia vs. Steven A. Weaver for the amount of \$23,000.00, and declaring an emergency. (1st Reading)

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

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

4-2002 A resolution by the Council of City of New Philadelphia, Ohio to support Gradall Company, and declaring an emergency. (1st 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 Mr. Hitchcock, seconded by Ms. Cox. Roll call, 7 yeas, resolution passed.

5-2002 A resolution by the Council of City of New Philadelphia, Ohio to authorize the City of New Philadelphia, Ohio to enter into a contract with Brad Swinderman to update census information and census figures using the 2002 census for an amount not to exceed \$2,000.00 and declaring an emergency. (1st Reading)

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

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

6-2002 A resolution by the Council of City of New Philadelphia, Ohio to adopt the Memorandum of Understanding between the City of New Philadelphia and the Fraternal Order of Police Lodge #4 for the canine unit within the New Philadelphia Police Department, and declaring an emergency. (1st Reading)

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS:

Mr. Johnson scheduled a meeting of the Elks Building Committee for Tuesday, February 12, 2002 at 7:00 p.m.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:23 P.M.

CLERK OF COUNCIL _____

APPROVED February 11, 2002

PRESIDENT OF COUNCIL _____