

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON FEBRUARY 14, 2005 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: MS. SANDRA COX
MR. BILL ELLWOOD
MR. SAM HITCHCOCK
MR. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER

THE MINUTES OF JANUARY 24, 2005 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Mayor's Monthly Statement to Council for January 2005.
2. The Treasurer's Reconciliation for January 2005.
3. The Treasurer's Summary of Transactions for the General Checking Account for January 2005.
4. The Treasurer's Statement of Transactions of all city funds for January 2005.
5. Tuscora Park Board meeting minutes of January 18, 2005.
6. The 2004 Annual Report of the New Philadelphia City Health District.
7. The Auditor's Monthly Statement of Revenue for the General Fund for January 2005.
8. The Auditor's Financial Statement for January 2005.
9. A notice from the Ohio Division of Liquor Control requesting a D5 permit to Danny's Grill LLC, dba Danny's Grill, 110 Ashwood Ln., New Philadelphia, transferred from Dan E. Swinderman, dba Danny's Bar & Grill, same address, and asking that objections be made no later than March 14, 2005.
10. A notice from the New Philadelphia Safety Forces Pride Committee notifying Council that their next meeting will be February 16, 2005 at 6:00 p.m. in the Police Dept. Conference Room.
11. Airport Commission meeting minutes of January 11, 2005.
12. Planning Commission meeting minutes of February 9, 2005.
13. New Philadelphia Police Monthly Activity Report for January 2005.

President of Council Dave Johnson said he visited the scene of a fire in neighboring Dover that took 3 businesses, and damaged others, and he credited all fire departments involved.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from January 25 through February 14, 2005. Reported that he met on January 26 with representatives of Pipes Insurance and Aultcare, where it was announced that the city's cost will increase 10%, approximately \$80,000.00. Reported meeting with several individuals concerning changes at the airport, which will be discussed later in the meeting. Reported meeting on February 2 with the Army Corps of Engineers concerning dredging of Beaver Dam Creek. Several issues must be addressed before the dredging can take place. Reported that he was a judge at the "Chocolate Love Affair" on February 5 sponsored by Hospice. Congratulated Kent State Tuscarawas Campus Assistant Dean Agnes Swigart, who recently retired. Reported meeting with the Salvation Army, who are planning to construct a new facility on Union Avenue. Also commended all fire departments for the fine job they did recently in the Dover fire, and congratulated them for no loss of life. Requested emergency passage of Ordinance 7-2005 and Resolution 4-2005. Mayor Brodzinski relinquished the floor to the following department supervisors who gave reports on their individual activities for 2004: Park Superintendent, Rod Miller; Cemetery Department, Doug Demattio; Health Department, Commissioner Joan Robis; Wastewater Department, Bill Seibold; and Airport Commission, Jim Zucal. Mayor Brodzinski announced that the Governor is proposing cuts to local government funds for 2006, and urged everyone to notify their legislators in opposition.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Thanked all department supervisors for their excellent reports, and thanked Assistant Service Director Jim Zucal for all the help he gives with the Airport Commission, Tree Commission, etc. Reported that bids will be opened February 24 for the County Road 21 sanitary sewer project.

SAFETY DIRECTORMR. GREG POPHAM

Commended all of the fire departments for the fine job they did in assisting in the major fire at Dover recently.

AUDITORMS. BETH GUNDY

Requested approval of her January reports, and requested emergency passage tonight of Ordinance 6-2005.

TREASURERMR. MIKE TAYLOR

Requested approval of his January reports. Mr. Houston made a motion to approve the Treasurer's and Auditor's Reports. Mr. Locker seconded the motion. Roll call, 7 yeas, motion passed.

LAW DIRECTORMR. MIKE JOHNSON

Welcomed home his daughter, Lt. Beth Johnson, who recently spent 7 months in Iraq. Explained Ordinance 7-2005 and recommended its emergency passage tonight. Explained the change in language on Ordinance 3-2005, and recommended that it be amended tonight. Amended Resolution 3-2005 must be amended and passed tonight in order to get on the May primary ballot. Reported that Common Pleas Judge O'Farrell ruled that the case of the three firefighters who were laid off on January 1 must go before the Civil Service Commission, and a hearing will be set up soon.

MAIN STREET REPRESENTATIVE MS. PAULINE WYRIE

Reported on the activities of Main Street for 2004, and outlined proposed plans for 2005.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Will meet March 9, 2005 at 1:00 P.M. in Council Chambers.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Reported meeting February 1, 2005. One variance was granted and approved.

AIRPORT COMMISSION MR. JIM LOCKER NO REPORT

Reported meeting January 11. All fees and rents due to the city are current. Mr. Locker relinquished the floor to Bob Smith, owner of Smith Ambulance, who gave a presentation on his proposal for a medivac helicopter service to be located at the airport. He is asking approval for a modular unit for living quarters and an office to be placed on airport land. Ordinance 7-2005 is before council for approval tonight.

PARK BOARD MR. DARRIN LAUTENSCHLEGER

Will meet February 23, 2005 at 7:30 p.m.,

HEALTH BOARD. MS. SANDRA COX

Will meet March 9, 2005 in the Health Department at noon.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX

Announced that Budget Hearings will be held Tuesday March 1 and Wednesday March 2 from 12:30 p.m. to 4:30 p.m. Reported that she is requesting a resolution opposing the Governor's proposed cuts in the 2006 budget. Mr. Johnson assigned the purchase of three new police cruisers to the Finance Committee.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

Mr. Johnson assigned the lease renewal at the Airport Restaurant.

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK NO REPORT

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . . MR. ROB MAURER . . . NO REPORT

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON

Scheduled a meeting for February 22, 2005 at 6:00 p.m. to discuss the condominium ordinance.

CONTACT & SPECIAL COMMITTEE MR. BILL ELLWOOD NO REPORT

Mr. Johnson assigned a proposed increase in electric service, and also tipping fees at the landfill.

PARKS & CEMETERY COMMITTEE MR. DARRIN LAUTENSCHLEGER NO REPORT

VISITOR'S COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 1-2005 An ordinance by Council for the City of New Philadelphia, Ohio to repeal existing Chapter 931.03 and Chapter 933.031 and enacting new Section 931.03 and new Chapter 933.031, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Mr. Maurer, seconded by Mr. Lautenschleger. Roll call, 7 yeas, ordinance passed.
- 3-2005 Ms. Cox made a motion to amend Ordinance 3-2005. Mr. Ellwood seconded the motion. Roll call, 7 yeas, ordinance amended.
- Amended 3-2005 An ordinance amending Sections 1,3, 5, 7 and 16 of Ordinance No. 51-2003 providing for an increase of one-half percent (1/2%) in the existing income tax levied by the City of New Philadelphia, effective July 1, 2005 and continuing until revoked, for the purpose of providing funds for the provision of municipal fire and police services. (2nd Reading)
- 4-2005 An ordinance by the Council of the City of New Philadelphia authorizing and directing the Safety Director to advertise for bids, receive bids and to enter into a contract with the lowest and best bidder for the purchase of three (3) motor vehicles properly equipped for use in the Police Department, in 2005, and declaring an emergency. (1st Reading)
- 5-2005 An ordinance to allocate funds collected under Ordinance 51-2005, Income Tax Ordinance, and declaring an emergency. (1st Reading)
- Mr. Johnson assigned this ordinance to the Finance Committee.
- 6-2005 An ordinance amending and adjusting the temporary appropriations ordinance for the year 2005 and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Mr. Lautenschleger, seconded by Mr. Locker. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Mr. Lautenschleger, seconded by Mr. Hitchcock. Roll call, 6 yeas 1 nay (Houston), ordinance passed.
- 7-2005 An ordinance by the Council of the City of New Philadelphia to authorize the Mayor to enter into written lease agreement with Professional Aviation Municipal Management Group, Inc., the Fixed Base Operator at the New Philadelphia Airport, and Smith Ambulance Service Inc., an Ohio Corporation, and to allow a modular living/office unit to be placed at the Airport, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Mr. Locker, seconded by Ms. Cox. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Mr. Locker, seconded by Ms. Cox. Roll call, 7 yeas, ordinance passed.

RESOLUTIONS:

- 1-2005 A resolution by the Council of the City of New Philadelphia, Ohio to commend Frank Fitzpatrick for his years of service through the New Philadelphia Civil Service Commission, and declaring an emergency. (3rd Reading)

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

- 3-3005 Ms. Cox made a motion to amend, seconded by Mr. Lautenschleger. Roll call, 7 yeas, resolution amended.

Amended 3-3005 A resolution declaring the necessity of an election on the question of approving the passage of an ordinance amending Ordinance No. 51-2003, providing for an increase of one-half (1/2%) in the existing income tax levied by the City of New Philadelphia, effective July 1, 2005 and continuing until revoked, for the purpose of providing funds for the provision of municipal fire and police services, and declaring an emergency. (2nd Reading)

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

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

- 4-2005 A resolution enacting legislation proposing cooperation with the Director of Transportation for the resurfacing on State Route 416 from the western south corporation limit to 0.27 miles south of South Broadway Avenue, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Locker, seconded by Mr. Maurer. Roll call, 4 yeas, 3 nays (Cox, Ellwood, & Houston), suspension of rules failed.

Mayor Brodzinski called for a Special Council Meeting on Tuesday, February 15, 2005 at 9:05 P.M. to take action on Resolution 4-2005 because it needs to be in Columbus by February 18 in order to go on the project list for this year. Council members said they were not aware there was a deadline for passage.

OLD BUSINESS: NONE
NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 9:05 P.M.

CLERK OF COUNCIL _____

APPROVED February 28, 2005

PRESIDENT OF COUNCIL _____