

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MARCH 24, 2008 AT 7:30 P.M. WITH PRESIDENT OF COUNCIL JOEL DAY PRESIDING. MR. DAY OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE: MR. ROBERT CONNER
MS. SANDY COX
MR. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER
MS. WINNIE WALKER

MR. HOUSTON MADE A MOTION TO ACCEPT TONIGHT'S AGENDA. MR. CONNER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

MR. CONNER MADE A MOTION TO APPROVE THE MINUTES OF THE MARCH 10, 2008 COUNCIL MEETING. MS. COX SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. A corrected copy for the Treasurer's Reconciliation for February 2008.
2. Zoning & Annexation Committee meeting minutes of March 12, 2008.
3. Safety, Health, and Service Committee meeting minutes of March 11, 2008.
4. Planning Commission meeting minutes of March 11, 2008.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT.....MAYOR MIKE TAYLOR

Reported that he was very pleased with the handling by the EMA during recent flooding. Reported that the sidewalks on West High Avenue should be completed soon, weather permitting. Reported that he is interviewing for the position of Service Director, and hopes to announce his selection by mid-April. Reported that he attended the annual meeting of the Tax Incentive Review Council to discuss the Annual Enterprise Zone Agreement reviews/recommendations, and requested that it be assigned to Committee for Council's approval. Requested council's approval of the re-appointment of 2 members to the Airport Commission. Requested emergency passage tonight of Resolution 9-2008.

SERVICE DIRECTOR NO REPORT

SAFETY DIRECTOR.....MR. GREG POPHAM

Reminded Council that the Civil Service Test will be administered on April 1 for the vacant Fire Chief's position.

AUDITOR.MS. BETH GUNDY NO REPORT

TREASURER MR. DAVE JOHNSON

Submitted a corrected copy of his February reconciliation.

LAW DIRECTOR MR. MIKE JOHNSON

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MIKE TAYLOR

Will meet April 8, 2008 at 1:00 P.M. in Council Chambers.

BOARD OF ZONING APPEALS NO REPORT

AIRPORT COMMISSION.....MR. JIM LOCKER NO REPORT

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Reported meeting March 19, 2008. Minutes will follow.

HEALTH BOARD.....MS. SANDY COX

Will meet April 16, 2008 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDY COX NO REPORT

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . MR. ROB MAURER

Reported meeting March 11 with the Finance Committee to discuss police cruisers. Reported meeting tonight to discuss Ordinance 10-2008, advertise for bids for sanitary landfill. The Committee approved both issues. Mr. Day assigned a request by the Acting Fire Chief to apply for a grant for radios in the fire department.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. MR. DARRIN LAUTENSCHLEGER

Reported meeting tonight to discuss Ordinance 8-2008, authorizing the application for the FY2008 CHIP grant. The Committee recommends passage at the April 14 council meeting. Also discussed was Ordinance 38-2007, increase water/sewer rates. The Committee requested additional information, and hopes to have this information during April so that collection of updated rates can begin in May 2008.

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON

Reported meeting March 12 to discuss a proposed annexation on Baltzley Valley Road, and again, this morning. The Committee recommends that this be approved. Resolution 9-2008 is before Council tonight, and Mayor Taylor has requested emergency passage. Mr. Day assigned a request for an alley dedication.

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER NO REPORT

PARKS & CEMETERY COMMITTEE MS. WINNIE WALKER

Reported meeting tonight to discuss commendations for certain city employees. Legislation will be prepared and brought before Council for consideration.

MAIN STREET REPRESENTATIVE MS. ANITA EDWARDS

Reported that the banner program is complete. Announced that Main Street, along with the Quaker Club, will be sponsoring a fundraiser on April 19 at the New Philadelphia Elks Club.

VISITOR'S COMMENTS:

Greg Miller, 567 Donald Dr. SW, New Philadelphia, said he has reviewed the access management program, and he voiced concerns regarding certain language within the regulations.

AT 8:00 P.M. COUNCIL ADJOURNED FROM REGULAR SESSION INTO PUBLIC HEARING TO DISCUSS ORDINANCE 5-2008.

Ordinance 5-2008 An ordinance by the Council of the City of New Philadelphia, Ohio to vacate an Unnamed, unopened alley running between the Baltimore and Ohio Railroad from West High Avenue, New Philadelphia, Ohio to 11th Street NW, New Philadelphia, Ohio and Bordered on the East side by property owned by Investment Realty Properties, LTD., And declaring an emergency.

THERE BEING NO COMMENTS, FOR OR AGAINST, THE PUBLIC HEARING WAS ADJOURNED AT 8:01 P.M. COUNCIL RECONVED INTO REGULAR SESSION AT 8:01 P.M.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

5-2008 An ordinance by the Council of the City of New Philadelphia, Ohio to vacate an unnamed, unopened alley running between the Baltimore and Ohio Railroad from West High Avenue, New Philadelphia, Ohio to 11th Street NW, New Philadelphia, Ohio and bordered on the East side by property owned by Investment Realty Properties, LTD., and declaring an emergency. (5th Reading)

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

7-2008 An ordinance by the Council of the City of New Philadelphia, Ohio to adopt an Access Management Regulation Program within the City of New Philadelphia, Ohio, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Mr. Houston, seconded by Ms. Cox. Mr. Lautenschleger thanked Mr. Miller for his comments concerning this ordinance, and suggested that Council hold this until more information is researched. Law Director Mike Johnson recommended that the ordinance be passed, and then amended later. Rico Pietro, realtor for the Baltzley Valley annexation, said Council should have more input into this ordinance since they are elected by the people, not the Service Director, which is an appointed position. Roll call, 7 yeas, ordinance passed.

8-2008 An ordinance by the Council of the City of New Philadelphia authorizing the Mayor to submit an application for a FY 2008 Community Housing Improvement Program (CHIP) grant and to enter into an agreement with the successful proposer to prepare such application and to administer and implement the CHIP should the City receive the grant, and declaring an emergency. (1st Reading)

9-2008 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, 2008 and declaring an emergency. (3rd Reading)

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

10-2008 An ordinance authorizing the Director of Public Service to advertise for bids, receive bids, and enter into a contract with the lowest and best bidder to provide the City of New Philadelphia, Ohio with a state approved sanitary landfill facility and solid waste water disposal site for the receipt and disposal of all solid waste and semi-solid waste of the municipality for a period of one year commencing _____ and to receive alternate bids for a contract for a period of three years commencing _____ and appropriating money therefore and declaring an emergency. (1st Reading)

11-2008 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, and declaring an emergency. (1st Reading)

RESOLUTIONS:

38-2007 A resolution by the Council of the City of New Philadelphia, Ohio to authorize the Service Director to increase water and sewer rates charged by the City of New Philadelphia commencing April 1, 2008, and declaring an emergency. (5th Reading)

Mr. Lautenschleger requested that this resolution be put back into his Public Works Committee for more review.

9-2008 A resolution by the Council of the City of New Philadelphia, Ohio to enter into an agreement with the Goshen Township Trustees to permit real estate taxes pursuant to Ohio Revised Code Section 709.023 for the annexation of an adjacent 5.12 acre tract of land located in Goshen Township to remain with the Township for real estate taxes for a period of fifteen (15) years in the amount of sixty percent (60%) and authorizing annexation of this tract, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Houston, seconded by Mr. Maurer. Roll call, 7 yeas, rules suspended. Mr. Maurer to explain the importance of suspending the rules. Mr. Johnson said, in order for Rico Pietro, 14281 Sweetbriar Lane, Cleveland, Ohio said there is a deadline for certain government services.

Motion to vote on passage made by Mr. Houston, seconded by Mr. Locker. Mr. Conner questioned certain language within the resolution. Law Director Mike Johnson said he is content with the current wording. Roll call, 7 yeas, resolution passed.

UNFINISHED OR OLD BUSINESS:

Mayor Taylor asked for approval of the re-appointment of 2 members to the Airport Commission. Mr. Day assigned this to the Special/Contact Committee.

NEW BUSINESS: NONE.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 8:26 P.M.

CLERK OF COUNCIL _____

APPROVED April 14, 2008

PRESIDENT OF COUNCIL _____