

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MARCH 28, 2011 WITH PRESIDENT OF COUNCIL JOEL DAY PRESIDING. MR. DAY OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

PRESIDENT OF COUNCIL, JOEL DAY ANNOUNCED COUNCIL MEMBER, MR. JIM LOCKER IS EXCUSED FROM TONIGHT'S COUNCIL MEETING. THE AUDITOR, BETH GUNDY IS ALSO EXCUSED FROM TONIGHT'S COUNCIL MEETING.

COUNCIL MEMBERS IN ATTENDANCE:

MS. SANDY COX  
MS. COLLEEN ESPENSCHIED  
MR. DARRIN LAUTENSCHLEGER  
MR. ROB MAURER  
MS. WINNIE WALKER  
MR. JOHN ZUCAL

MS. COX MADE A MOTION TO ACCEPT TONIGHT'S AGENDA. MR. ZUCAL SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED.

MS. ESPENSCHIED MADE A MOTION TO APPROVE THE MINUTES OF THE PREVIOUS SESSION HELD MARCH 14, 2011. MS. COX SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED.

CORRESPONDENCE . . . . . CLERK, PATRICIA MCKAY

1. Finance Committee Meeting Minutes Monday, March 14, 2011.
2. Salary Committee Meeting Minutes from Monday, March 14, 2011.
3. Housing Review Team Meeting Minutes from March 15,2011
4. Board of Control Meeting Minutes from March 15,2011
5. Ad Hoc Committee Report dated March 21,2011

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT/REQUEST.....MAYOR MICHAEL TAYLOR

The Mayor addressed Council on the following:

Mayor Taylor reported the following:

- The Mayor reported that the New Philadelphia City Health Board received the Health Commissioner's, Keith Eames, resignation for retirement effective May 31, 2011. This position, at the direction of the Board of Health has been advertised and the Board will move forward towards filling this upcoming vacancy.
- The Mayor announced that he will be meeting with AFSCME union representatives later this week to discuss wages for 2011 and 2012.
- The Mayor announced that Constellation New Energy has mailed out the gas aggregation solicitation letter for the 12 month fixed rate of \$5.89 per Mcf. The Mayor said that he will follow up with them towards the end of April to determine what citizen interest they had in this locked in 12 month rate.
- The Mayor announced that April is Safe Digging Month and he reminded all citizens to call 811 before they dig which is required to avoid damaging any underground wires, pipelines or cables. The Mayor said that the season for outside building projects is beginning and this is an important first step.
- The Mayor congratulated and welcomed Scott Robinson as the new President of the Tuscarawas County Chamber of Commerce. The Mayor said that Scott has been an exemplary leader for the last 15 years of the United Way of Tuscarawas County and will be a valuable and positive face for the Chamber. The Mayor said that he looks forward to working with him.

The Mayor yielded the floor to Mr. Tom Farbizo, Airport Commission Chairman, who addressed the Council Members on the required 2010 Annual Report for Harry Clever Field

A list of the capital improvements that took place in 2010  
Ramp Rehabilitation Project Phase B (95%/5% cost share w/FAA) \$270,574.00

The City has collected the following revenue from the airport facilities  
Leases Rivendell Farms & Seikel \$1,647.89  
Fuel Farm \$1,146.03  
Maintenance Fees \$9,225.00  
Resources Energy (Oil/Gas Wells) \$3,938.95  
Airport Restaurant \$18,174.48

Tom Farbizo, Airport Commission Chairman, stated that this was the Summary of the Activities at Harry Clever Field 2010 with the revenue received by the City.

The Mayor and President of Council, Joel Day thanked Mr. Farbizo for the report.

SERVICE DIRECTOR.....MR. JIM ZUCAL

The Service Director reported the following:

- The Housing Review Team met on March 15, 2011, reviewed and evaluated six structures. Mr. Zucal stated that he put a copy of the minutes from that meeting in every ones mail box
- Kelly Ricklic, Water superintendent, Amy Gilland and the Service Director accepted and opened five requests for qualifications for the Back Flow Prevention Program that was advertised and administered by W. E. Quicksall and Associates, Inc. Mr. Zucal stated that the requests are going to be evaluated and a recommendation will be made.
- The Service Director read a Press Release and put a copy of that Press Release in everyone’s mail box on a recent complaint about out of town garbage being brought into the City. And a reminder to all constituents and the public that out of town garbage for pick up is a violation of New Philadelphia city Code 971.02 (h) and there are penalties involved in the form of a fine. All reports of such incidences can be reported to the Fred Neff, General Service Superintendent at 330-339-2121.

Council Member Darrin Lautenschleger thanked Mr. Zucal for the information about the out of town garbage being brought into the City Mr. Lautenschleger stated that he has received a few calls on that subject.

SAFETY DIRECTOR.....MR. GREG POPHAM

Mr. Popham thanked Joe Mizer for his article titled Dover Aids Phila Firefighters subtitled Free loan of truck saves city thousands of dollars, which was in The Times Report Monday March 28, 2011 in reference to the Dover Fire Department loaning their fire truck to New Philadelphia Fire Department while New Philadelphia’s fire truck is out of service being refurbished.

New Philadelphia firefighters are using a borrowed Dover Fire tuck  
Because of Dover’s generosity, some of New Philadelphia’s residents thought that the Dover Fire Department responded with two trucks at a fire in New Philadelphia when actually it was New Philadelphia firefighters arriving first in a Dover Fire Truck.

AUDITOR . . . . .MS. BETH GUNDY.....NO REPORT  
EXCUSED ABSENCE

TREASURER . . . . .MR. DAVE JOHNSON

Mr. Johnson reported that he met with the representative that is taking care of the Treasurer’s part of the books and stated that there has been a delay but they should have them completed within the the next couple of weeks.

LAW DIRECTOR.....MR. MICHAEL JOHNSON..... NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

The Mayor announced that the next scheduled Planning Commission meeting will be Tuesday, April 12, 2011, at 1:00 PM in Council Chambers pending an agenda.

Board of Zoning Appeals.....Mr. Jim Zucal

Mr. Zucal announced the Board of Zoning Appeals will meet Tuesday, April 12 2011, at 5:00 PM in Council Chambers pending an agenda.

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

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger reported that the Park Board met on March 23, 2011 and the minutes from that meeting should be forwarded soon.

HEALTH BOARD.....MS. SANDY COX

Ms. Cox reported that the Health Board will meet Wednesday, April 20, 2011 at 12:00 noon at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. ....MS. SANDY COX.....NO REPORT

SALARY COMMITTEE . . . . .MR. JIM LOCKER.....NO REPORT  
EXCUSED ABSENCE

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . . . MR. ROB MAURER.....NO REPORT

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . MR. DARRIN LAUTENSCHLEGER...NO REPORT

ZONING & ANNEXATION COMMITTEE .....MS. COLLEEN ESPENSCHIED

Ms. Espenschied reported that the Zoning & Annexation Committee met tonight at 7:15 PM to discuss authorizing the Mayor to act as a signature designee and to file for application for financial assistance for the CDBG for 2011 construction and 2012. The committee moved to have the Law Director give the proposed resolution a number and put the resolution on the agenda for the next council meeting. The committee also recommended the rules be suspended and legislation be passed on the first reading. Meeting was adjourned at 7:19 PM.

CONTACT & SPECIAL COMMITTEE .....MR. JOHN ZUCAL.....NO REPORT

PARKS & CEMETERY COMMITTEE .....MS. WINNIE WALKER.....NO REPORT

VISITOR’S COMMENTS

Jennifer Rowland, 2641 Possum Hollow Road SE, New Philadelphia, Ohio 44663 (Ms. Rowland has done extensive research on Natural gas drilling.)

Ms. Rowland gave the President of Council, Joel Day packets of information she had collected on Hydraulic fracturing or fracking (a means of natural gas extraction employed in deep natural gas well drilling) to be distributed to Council Members and the Administration. Ms Rowland addressed council on that subject and requested council review the information she had provided.

After listening to Ms. Rowland’s concern President Joel Day requested that the Service Director, Jim Zucal and the Water Superintendent, Kelly Ricklic do research and report back “if deep natural gas well drilling poses a threat to our water supply.”

Christine Giumentì, 415 West 12<sup>th</sup> Street, Dover, Ohio 44622

Ms. Giumentì addressed council on her concerns on the drilling in Central Ohio. Both ladies were concerned with the safety of our water, air pollution and the effects of the chemicals that are used in deep natural gas well drilling. President Joel Day thanked both ladies and stated that we appreciated the information and that we would look further in to this issue.

## READING OF ORDINANCES AND RESOLUTIONS:

### ORDINANCE:

- 2-2011 An Ordinance by 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 2011, and declaring an emergency. (2<sup>nd</sup>Reading)
- 3-2011 An ordinance by the Council of the City of New Philadelphia authorizing the Service Director to advertise for bids and enter into a contract with the lowest and best bidder for Sanitary Landfill Services for a term beginning May 15, 2011 and ending May 15, 2014, and declaring an emergency. (2<sup>nd</sup>Reading)
- 4-2011 An ordinance by the Council of the City of New Philadelphia, Ohio to cap the current income tax revenue received into the Master Capital Fund at \$450,000.00 for the Fiscal Year 2011 with any amount above \$450,000.00 to be deposited into the General Fund, and declaring an emergency. (2<sup>nd</sup>Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Ms. Walker  
Roll call, 6yeas, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Ms. Walker  
Roll call, 6yeas, ordinance passed.
- 5-2011 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, 2011 and declaring an emergency. (3<sup>rd</sup>Reading)
- Motion to vote on passage made by Ms. Cox, seconded by Ms. Espenschied  
Roll call, 6yeas, ordinance passed

### RESOLUTIONS:

- 2-2011 A resolution by the Council of the City of New Philadelphia, Ohio to thank the City of Dover Fire Department for coverage for fire protection provided by the City of Dover through the use of its ladder truck during the time period the City of New Philadelphia fire truck was out of service being refurbished such offer of equipment in spirit of cooperation should be commended, and declaring an emergency. (3<sup>rd</sup>Reading)
- Motion to vote on passage made by Mr. Maurer, seconded by Ms. Espenschied  
Roll call, 6yeas, resolution passed
- 5-2011 A resolution by the Council of the City of New Philadelphia, Ohio to commend Joan F. Robis for her 30 years of service as Health Commissioner for the City of New Philadelphia, and declaring an emergency. (1<sup>st</sup>Reading)
- 6-2011 A resolution by the Council of the City of New Philadelphia, Ohio to commend Pamela Patacca for her 14 years of service as Park Board Member for the City of New Philadelphia, and declaring an emergency. (1<sup>st</sup>Reading)
- 7-2011 A resolution by the Council of the City of New Philadelphia, Ohio to commend Larry Burton for his 14 years of service as Park Board Member for the City of New Philadelphia, and declaring an emergency. (1<sup>st</sup>Reading)

UNFINISHED OR OLD BUSINESS: .....None

NEW BUSINESS

Assignments by Council President Joel Day:

- Mayor Michael Taylor requested that Council President assign to the proper committee for review. Tax Incentive Review Council (TIRC) Annual Enterprise Zone Agreement Reviews/ Recommendations. President Joel Day assigned this request to Mr. John Zucal /Special Contact Committee
- Service Director, James Zucal requested that Council President assign to the proper committee the following request from Mr. Martinelli, who would like the City to consider a method where he would address some of the water concerns at the Tuscarawas Central Catholic High School Athletic Complex for providing water to them. President Joel Day assigned the request to Ms. Winnie Walker / Parks and Cemetery Committee and suggested that Ms. Walker get with the Service Director.

For the second time, Council Member, Mr. John Zucal extended an invitation to Council, Administration and Guests to the Quakers for Excellence Meeting hosted by the New Philadelphia Schools, Superintendent Robert Alsept, April 5, 2011 at the Administration Building at 7:00 PM.

Mr. Zucal announced that the Mayor is part of the Strategic Planning Committee for the district for developing a 5 year plan and also stated that the Superintendent Alsept invited all members of Council that would be available, to serve on that Strategic Planning Committee.

Mr. Alsept has asked Mr. Zucal to remind folks that the meeting is open to the general public.

MOTION TO ADJOURN MADE BY MS COX, MEETING ADJOURNED AT 8:05 PM

CLERK OF COUNCIL\_\_\_\_\_

APPROVED \_\_\_\_\_

PRESIDENT OF COUNCIL\_\_\_\_\_