

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON APRIL 13, 2009 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  
MS. ESPENSCHIED  
MR. DARRIN LAUTENSCHLEGER  
MS. WINNIE WALKER  
MR. ROB MAURER

MR. LOCKER WAS ABSENT DUE TO ILLNESS.

MS. ESPENSCHIED MADE A MOTION TO ADD ORDINANCE 16-2009 TO TONIGHT'S AGENDA. MR. LAUTENSCHLEGER SECONDED THE MOTION. MR. CONNER SAID THE ORDINANCE WAS NOT RECEIVED 72 HOURS PRIOR TO COUNCIL MEETING. ROLL CALL, 3 YEAS 4 NAYS (CONNER, COX, WALKER, AND DAY), MOTION FAILED.

MS. COX MADE A MOTION TO APPROVE THE MINUTES OF THE MARCH 23, 2009 COUNCIL MEETING. MR. CONNER SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED.

CORRESPONDENCE . . . . . CLERK DIANE ROUDEBUSH

1. Safety, Health, and Service Committee meeting minutes of March 23, 2009.
2. All Fire incidents by incident number for February 2009.
3. February 2009 and March 2009 Month End Summary Report for the Fire Department.
4. The New Philadelphia Police Monthly Activity Report for March 2009.
5. Special/Contact Committee meeting minutes of March 23, 2009.
6. The Auditor's Monthly Statement of Revenue for the General Fund for March 2009.
7. The Auditor's Financial Statement for March 2009.
8. Mayor's Monthly Statement to Council for March 2009.
9. Public Works & Economic Development Committee meeting minutes of March 31, 2009.
10. Finance Committee meeting minutes of March 23, 2009.
11. The New Philadelphia Municipal Court 2008 Annual Report.

ADMINISTRATIVE REPORTS:

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

Reported that a third check, for \$8,257, has been received from FEMA for the September 2008 storm damage. The total reimbursement is nearly \$100,000.00, with another small check to come. Commended the Tuscarawas County Chamber of Commerce for their quick response to the bankruptcy of the company responsible for honoring Certifichcks that the Chamber sold. The Chamber is honoring on all outstanding checks that were sold. Reported that the meeting with the new director of ODOT in Columbus regarding the former ODOT site on West High has been rescheduled for April 29. Reported meeting on April 2 to discuss the Reiser Avenue force main project. Grant monies have been received, and it is hoped that the project can be completed this year. Reported that an educational meeting on interest based bargaining was held last week with the city's four unions. Reported that there have been many issues relating to the Central Business District, so he is announcing that he will be forming a Mayor's Advisory Committee to address these issues. Since the Central Business District is in Mr. Lautenschleger's Ward, he has agreed to serve on this Committee. Mayor Taylor addressed some of the recommendations that came out of the Performance Audit, and explained steps taken by the Administration to address some of those concerns. Mr. Conner requested a copy of the recent audit of city property for insurance purposes. Mayor Taylor will provide a copy.

SERVICE DIRECTOR . . . . . MR. JIM ZUCAL

Reported that he and Assistant Service Director Amy Gilland met recently with Michael Baker Co., the city's aviation engineering firm and Superior Paving concerning the ramp rehabilitation project at the airport, which is to begin Mid-May. Reported that the Street Department continues to patch potholes and use the street sweeper. Reminded the public that all new construction and demolitions require a building permit, and garage sale permits can be obtained by Citizens Service Representative Vicki Daniels at the Information Desk.

SAFETY DIRECTOR.....MR. GREG POPHAM

Reported that a Civil Service Examination will be given on April 29, 2009 at Tuscora Park for police patrolman. Mr. Conner asked the condition of the recently wrecked police cruiser. Mr. Popham said he has been away, but will get that information.

AUDITOR. . . . .MS. BETH GUNDY . . . . . NO REPORT

TREASURER . . . . . MR. DAVE JOHNSON

Reported that he is working with the Water Department to provide estimates to implement the billing technology systems, and on the utilization of credit/debit cards within the City.

LAW DIRECTOR . . . . . MR. MIKE JOHNSON

Reported that he reviewed a request by the West Virginia Corvette Club to hold a skilled driving competition at the airport. He requested that this be assigned to a Committee.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MIKE TAYLOR

Reported that the April meeting was cancelled because there were no submissions. The next meeting will be May 12, 2009 at 1:00 P.M. in Council Chambers.

BOARD OF ZONING APPEALS . . . . . MR. JIM ZUCAL

Will meet April 14, 2009 at 5:00 P.M. in Council Chambers.

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

Will meet April 14, 2009 at 6:00 P.M. at the airport.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER . . . . . NO REPORT

HEALTH BOARD.....MS. SANDY COX

Will meet April 15, 2009 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. . . . . MS. SANDY COX

Reported meeting March 23 to discuss a video service provider fee to be paid by any provider offering video service in the city. An ordinance will be prepared and before council at the next council meeting, and emergency passage requested. Also discussed was an ordinance to advertise and award bids for the 2009 CDBG. The Law Director was asked to prepare legislation, and the Committee recommends emergency passage at the April 13 meeting. Mr. Day assigned the Reiser Ave. sanitary sewer bids.

SALARY COMMITTEE . . . . . MR. JIM LOCKER . . . . . ABSENT . . . . . NO REPORT

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

Mr. Day assigned a resolution for new signage on SR250, and the W. Va. Corvette Club’s request for a driving skills competition at the Airport.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . . . . MR. DARRIN LAUTENSCHLEGER

Reported meeting March 31 and April 9 to discuss water, wastewater, and sanitation rates. Ordinances have been prepared and will be on the agenda at the next Council meeting.

ZONING & ANNEXATION COMMITTEE . . . . . MS. COLLEEN ESPENSCHIED . . . . . NO REPORT

CONTACT & SPECIAL COMMITTEE . . . . . MR. ROBERT CONNER

Will meet April 29 to discuss the solicitor’s ordinance and information concerning Enterprise Zones.

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

VISITOR’S COMMENTS: NONE

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

11-2009 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize and direct the Service Director to advertise for bids, receive bids, and to enter into a contract with the lowest and best bidder for the JKMC pillar replacement project, and declaring an emergency. (2nd Reading)

- 12-2009 An ordinance by the Council of the City of New Philadelphia to repeal Section 973.01 – Park Regulations and to enact new Section 973.01 – Park Regulations, and declaring an emergency. (2nd Reading)
- 13-2009 An ordinance by the Council of the City of New Philadelphia to repeal Codified Ordinance Section 149.02 and to enact new Section 149.02 of the Codified Ordinances of the City of New Philadelphia, Ohio, and declaring an emergency. (2nd Reading)
- 14-2009 An ordinance establishing a video service provider fee to be paid by any video provider offering video service in the City, authorizing the Mayor to give notice to the video service provider of the video service provider fee, and declaring an emergency. (1<sup>st</sup> Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Mr. Conner. Roll call, 6 years, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Ms. Walker. Roll call, 6 years, ordinance passed.
- 15-2009 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize and direct the Service Director to advertise for bids, receive bids and to enter into a contract with the lowest and best bidder and award the 2009 CDBG project, and declaring an emergency. (1<sup>st</sup> Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Mr. Conner. Roll call, 6 years, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Ms. Walker. Roll call, 6 years, ordinance passed.

**RESOLUTIONS:**

- 3-2009 A resolution by the Council of the City of New Philadelphia, Ohio to transfer funds from the General Fund (101) to the Cemetery Operating Fund (209) to supplement cash needed to fund current operations, and declaring an emergency. (2nd Reading)
- 4-2009 A resolution by the Council of the City of New Philadelphia, Ohio to authorize and direct the Auditor of the City of New Philadelphia to transfer up to \$25,000.00 from the General Fund #101 to the Sidewalk Improvement Fund #285, and declaring an emergency. (2nd Reading)
- 5-2009 A resolution by the Council of the City of New Philadelphia, Ohio to approve the transfer of interest revenue in an amount up to \$20,000.00 from the Cemetery Endowment Fund (#812) to the Cemetery Operating Fund (#209) for the 2009 fiscal year. (2nd Reading)
- 8-2009 A resolution by the Council of the City of New Philadelphia, Ohio to commend Douglas J. Demattio for his years of service an dedication to the City of New Philadelphia during his 35 years serving the City of New Philadelphia including 17 years serving as Cemetery Superintendent. (2<sup>nd</sup> Reading)

UNFINISHED OR OLD BUSINESS: NONE

NEW BUSINESS:

Dan Rice of the Ohio & Erie Canal Coalition updated Council on the project to develop the towpath trail through Tuscarawas County.

MOTION TO ADJOURN MADE BY MS. COX. MEETING ADJOURNED AT 8:14 P.M.

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

APPROVED April 27, 2009

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