

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON MAY 9, 2011 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:

MS. SANDY COX
MS. COLLEEN ESPENSCHIED
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER
MS. WINNIE WALKER

PRESIDENT OF COUNCIL, JOEL DAY ANNOUNCED COUNCIL MEMBER, MR. JOHN ZUCAL, IS EXCUSED FROM TONIGHT'S COUNCIL MEETING

MS. COX MOVED THAT WE ADD ORDINANCE 6-2011 AND RESOLUTION 17-2011 TO THE AGENDA AND MS. ESPENSCHIED SECONDED THE MOTION FOR THE ADDITION TO TONIGHT'S AGENDA. ROLL CALL, 6 YEAS, MOTION PASSED.

MR. LAUTENSCHLEGER MADE A MOTION TO APPROVE THE MINUTES OF THE PREVIOUS SESSION HELD APRIL 25, 2011 AND MR. LOCKER SECONDED THE MOTION. ROLL CALL, 6 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK, PATRICIA MCKAY

1. Finance Committee Meeting Minutes from April 25, 2011
2. The Salary Committee Meeting Minutes from April 25, 2011
3. Public Works & Economic Development Committee Meeting Minutes from April 25, 2011
4. Special and Contact Committee Meeting Minutes from April 26, 2011
5. Auditor's Monthly Statement of 2011 Revenue for the General Fund for April 2011
6. Auditors Financial Statement for the Month of April 2011
7. City of New Philadelphia Treasurer's Reconciliation for the period ending January 2011 and for Treasurer's Reconciliation for the period ending February 2011
8. New Philadelphia Fire Department Month-end Summary for February and for the Month-end Summary for April 2011
9. Mayor's Monthly Statement to Council for the Month of April 2011
10. Police Monthly Activity Report for the Month of April 2011
11. A Notice to Council from the Ohio Division of Liquor Control to Hootie Bear, Ltd. dba Maggoos & Patio, 1816 East High Avenue, New Philadelphia, Ohio 44663 for transfer of D-1, D-2 and D-3 permit from Oh Holly Corporation dba Perfect Landing & Patio, 1816 East high Avenue New Philadelphia, Ohio 44663. Asking objection be made no later than June 6, 2011.
12. New Philadelphia Memorial Day Parade and Program May 30th 2011 invitation from New Philadelphia Veterans Coordinating Committee, Linus Kilchenman, Chairman phone 330-339-3419 to participate in the parade which will assemble at 10:15 AM at the first Christian Church Parking Lot on West High Avenue. The parade will move out at

10:45 AM and go to Courthouse Plaza where the Memorial Day Program will be held. A Luncheon for all veterans, guests and honorees participating in program will be held at the New Philadelphia VFW Post 1445. In case of inclement weather the parade will be canceled and the program will be held in New Philadelphia High School Gymnasium.

ADMINISTRATIVE REPORTS:

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

The Mayor addressed Council on the following:

Mayor Taylor reported:

- Over 200 residences have signed up for the city’s gas aggregation program. Residents can still sign up for the fixed \$5.89 per Mcf for the balance of the original 12 months with Buckeye Energy.
- The Mayor attended the annual Quaker Foundation Scholarship Banquet and Recognition Dinner. The Quaker Foundation financially supports the graduates of New Philadelphia High School in their continuing educational pursuits as well as recognizes New Philadelphia graduates and teachers who have given to their community.
- The New Philadelphia Health Board is moving forward in the process of determining the next Health Commissioner. Interviews for both internal and external candidates are underway.
- The Mayor attended the dedication and naming ceremony for the completed renovation of the Muskingum Lakes Chapter building on 4th St. NW. It will serve the Red Cross well for many years.
- Income surveys for the FY 2011 CDBG Project which will be done in 2012 have been successfully completed. The project will be done on Ray Avenue NW from Third Drive to Fourth Street NW and on Fourth Street NW from Ray Avenue to Beech Lane. This will be the Southside of Ray and the Eastside of Fourth Street. This will be sidewalk, storm sewer upgrade, curbs and driveway approaches. The City will look at possibly partnering with the school to do the Southside of Ray Avenue from Third Street NW to Third Drive NW. This area is not income eligible for CDBG since there is only one residence a business and parking lots. The Mayor announced that he would be happy to finish the upgrades on Ray Avenue between Second and Fourth Street NW in the eligible areas for the CDBG Projects.

SERVICE DIRECTOR.....MR. JAMES ZUCAL

The Service Director reported the following:

Attended the Tree City USA Program in St. Clairsville, Ohio and the City of New Philadelphia has been named Tree City USA for the 24th year.

Repairs are being done on this building which includes cracked ceiling, caulking and concrete work at the back of the structure to stop water from running in the building. The repairs were planned for and are part of the budget.

The Housing Review Team met May 2, 2011 in regard to the demolition of two structures; 320 East High Avenue and 408 Front Avenue SW. They are both scheduled for demolition in the month of June.

Material bids were open last Thursday; Mr. Zucal is compiling the data and will provide a handout for the next Council meeting.

SAFETY DIRECTOR.....MR. GREG POPHAM

Mr. Popham requested that Resolution 13-2011 be passed tonight.

AUDITORMS. BETH GUNDY.....NO REPORT

TREASURERMR. DAVE JOHNSON

Treasurer, Mr. Dave Johnson handed out the final work done by Moore & Neidental Inc. the January and February 2011 Fund Reconciliation Reports. The February report has a hand written number to the side. This number is the amount of adjustments to balance that is needed by a resolution or ordinance so the Auditor can adjust her books accordingly and the Treasurer will then be in balance with the Auditor.

The balance problem occurred because of the mis -posting of items.

Mr. Johnson requested that this proposed adjustment to balance be assigned to the Finance Committee and have the Committee put it on the next meeting’s agenda, suspend the rules and pass.

All the Treasurer’s Reports from last year are in the Treasurer’s office for Council to review or if Council wants the Treasurer can distribute printed copies, which would be costly.

Ms. Gundy added: "in relation to what the treasurer said in having a meeting at some point on that adjustment that needs to be made," Ms. Gundy wants to propose another adjustment, she has been off in one fund by \$755 for about a year, that proposed adjustment for the Auditor would be in addition to the proposed adjustment of \$6,288.25 for the Treasurer.

President Joel Day assigned the issue for the proposed adjustments to balance to the Finance Committee as was requested by the Treasurer.

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

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

The Mayor announced that the Planning Commission Meeting for the month of May was cancelled and the next Planning Committee Meeting will be Tuesday, June 14, 2011, at 1:00 PM in Council Chambers pending an agenda The Mayor is anticipating an agenda for that meeting for an overlay district to be assigned to the High-Tech Park area only. CIC is working on that and will be getting with the Law Director and requesting that it be assigned to Council after it goes thru the Planning Committee.

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

Mr. Zucal announced the Board of Zoning Appeals cancelled the May meeting because of no variances. The next meeting will meet Tuesday, June 14, 2011, at 5:00 PM in Council Chambers pending an agenda

AIRPORT COMMISSION..... MR. JIM LOCKER

Mr. Locker announced that the next meeting of the Airport Commission is scheduled for Tuesday, May 10, 2011, at 6:00 PM in the Airport meeting room.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger announced that Mr. Larry Burton will not be able to continue to be a member of the Park Board and requested passage of Resolution 7-2011 at the 4th reading tonight.

HEALTH BOARD.....MS. SANDY COX

Ms. Cox reported the next scheduled meeting of the Health Board is scheduled Wednesday, May 18, 2011 at 12:00 noon at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.....MS. SANDY COX

Mr. Cox reported that the Finance Committee met at 7:08 PM in Council Chambers with several items to discuss:

Item 1. Ordinance 6-2011 to direct the Service Director to purchase through the STS State Purchase Program 2012 International 7400 SBA 4X2 Cab and Chassis and to advertise for the lowest and best bids and enter into a contract for the purchase of a 20 Yard Rear Loader to be mounted on the 2012 Cab and Chassis to be used as a garbage truck in the City of New Philadelphia, Ohio

The committee moved to place ordinance 6-2011 on the agenda and recommend passage as an emergency this evening.

Item 2: Resolution 17-2011 to authorize the Service Director to bid and to accept the lowest and best bid for the purchase of an excavator for the Water Department not to exceed \$260,000. The Committee moved to place the resolution on the agenda and recommended passage this evening due to possible increased bank lease rates.

Item 3: A resolution to accept the Alternate Formula for distribution of Local Government and Local Government Revenue Assistance Funds as proposed by the Tuscarawas County Budget Commission as prescribed by section 5747.53 of the Ohio Revised Code. The Committee reviewed the proposed resolution and is recommending that it be put on the May 23 agenda and passed on the second reading June 13. This information must be forwarded to the County by June30th

Meeting adjourned at 7:19 PM.

SALARY COMMITTEE.....MR. JIM LOCKER

President Joel Day assigned to Jim Locker and his Committee a retirement commendation resolution for the retirement of Dan Llewlyn as Park Board Member.

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. ROB MAURER

Mr. Maurer announced on behalf of Mr. John Zucal/ Contact & Special Committee: Resolution 13-2011 and Resolution 15-2011 needs to be passed this evening as an emergency.

Mr. Maurer/ Safety, Health, and Service Committee reported that in regard to the Tuscarawas Central Catholic Ditch Project that there is not any news for Council. Attorney Steve Anderson was supposed to get back with Mr. Maurer but Mr. Anderson became ill.

Mr. Maurer and his Committee are hoping to hear something in the next day or two as far as a proposal.

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

Assignment by Council President Joel Day: Airport Ramp Rehab Project 2011.

President Joel Day requested that Mr. Lautenschleger take this assignment into his Committee.

ZONING & ANNEXATION COMMITTEEMS. COLLEEN ESPENSCHIED....NO REPORT

CONTACT & SPECIAL COMMITTEE MR. JOHN ZUCALNO REPORT

EXCUSED ABSENCE

Assignment by Council President Joel Day to Mr. Zucal and his Committee the Liquor permit for Hootie Bear, Ltd dba Maggoos & Patio for transfer of D-1, D-2 and D-3 permit from Oh Holly Corporation dba Perfect Landing & Patio

PARKS & CEMETERY COMMITTEEMS. WINNIE WALKER.....NO REPORT

VISITOR'S COMMENTS

None

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCE:

6-2011 An ordinance by the Council of the City of New Philadelphia, Ohio directing the Service Director to purchase through the STS State Purchase Program a 2012 International 7400 SBA 4x2 Cab and Chassis and to advertise for the lowest and best bids and enter into a contract for the purchase of a 20-Yard Rear Loader to be mounted on the 2012 Cab and Chassis to be used as a garbage truck in the City of New Philadelphia Ohio, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Locker
Roll call, 6 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Lautenschleger
Roll call, 6 yeas, ordinance passed.

7-2011 An ordinance by the Council of the City of New Philadelphia, Ohio to categorize and list the department heads, assistant department heads and other non union employees and declaring an emergency. (1st Reading)

RESOLUTIONS:

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 (4th Reading)

Motion to vote on passage made by Mr. Lautenschleger, seconded by Mr. Locker
Roll call, 6 yeas, resolution passed.

12-2011 A resolution by the Council of the City of New Philadelphia, Ohio to modify Resolution No. 1-2011 to allow the cost for the refurbishment of the Fire Engine to be paid from Fund 715 and declaring an emergency.

(2nd Reading)

13-2011 A resolution by the Council of the City of New Philadelphia to authorize the New Philadelphia Police Department to hold the Annual Police Auction on June 6, 2011 at 5:00 P.M., and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Maurer, seconded by Ms. Cox
Roll call, 6 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Locker
Roll call, 6 yeas, resolution passed.

15-2011 A resolution by the Council of the City of New Philadelphia, Ohio to approve and adopt the Tuscarawas County Tax Incentive Review Council's Recommendations to the Enterprise Zone Annual Report for Fiscal Year 2011, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Maurer, seconded by Mr. Lautenschleger
Roll call, 6 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Mr. Maurer
Roll call, 6 yeas, resolution passed.

17-2011 A resolution by the Council of the City of New Philadelphia, Ohio to authorize the Service Director to bid and to accept the lowest and best bid for the purchase of an excavator for the Water Department not to exceed \$260,000.00, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Ms. Walker
Roll call, 6 yeas, rules suspended.

Motion to vote on passage made by Ms. Cox, seconded by Ms. Espenschied
Roll call, 6 yeas, resolution passed.

19-2011 A resolution by the Council of the City of New Philadelphia, Ohio to increase wages for certain non-bargaining employees retroactive to January 1, 2011 and declaring an emergency. (1st Reading)

UNFINISHED OR OLD BUSINESS:None

NEW BUSINESS :None

MOTION TO ADJOURN MADE BY MS COX, MEETING ADJOURNED AT 7:55 PM

CLERK OF COUNCIL_____

APPROVED _____

PRESIDENT OF COUNCIL_____