

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JUNE 9, 2003 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: MR. ART CICCONETTI
MS. SANDRA COX
MR. JOEL DAY
MR. SAM HITCHCOCK
MR. GEORGE HOUSTON
MR. JIM LOCKER
MR. ROB MAURER.

THE MINUTES OF MAY 29, 2003 WERE APPROVED AS WRITTEN AND RECEIVED.

COUNCIL PRESIDENT DAVE JOHNSON COMMENDED SUE COX IN THE AUDITOR'S OFFICE FOR FINDING AN ERROR IN THE TELEPHONE BILL FOR THE POLICE DEPARTMENT. THE FINDING WAS OVER A PERIOD OF FOUR YEARS, AND THE CITY WAS OVERCHARGED \$6,800.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. The Auditor's Financial Statement for May 2003.
2. The Auditor's Monthly Statement of Revenue for the General Fund for May 2003.
3. Zoning & Annexation Committee meeting minutes of June 3, 2003.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from May 30 through June 9, 2003. Reported that he attended the ribbon cutting ceremony for the new Goodwill Store, which opened on Bluebell Drive. Reported that he met with Debbie Courtwright of the Bargain Hunter concerning a song that will be written for the City's Bi-Centennial in 2004. Reported that the TGIF music series started over the past weekend. Received notice from Ohio Business Magazine that the City of New Philadelphia was listed as 26th in 100 growth areas. Requested emergency passage tonight of Resolution 16-2003.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that he is submitting an application to the Ohio Department of Natural Resources for parking lot and drainage at Tuscora Park. Reported that he recently attended an ODOT seminar to update polices and procedures for Federal Aid projects. Reported that the traffic around New Towne Mall, which is being re-routed because of the South Broadway paving project, is moving very well. Relinquished the floor to Building Inspector Bill Richesson, who reported that he has been checking on properties at 130 Fifth St. NW, 132 Front St. SW, 139 Fair Ave. Rear, and reported that work at the Bernard property is at a standstill. Mr. Richesson reported that numerous letters have been sent to property owners concerning high grass, and he has busy checking on building permits. Mr. Espenschied relinquished the floor to General Services Superintendent Fred Neff, who reported on the recent citywide cleanup. Mr. Neff commended street and water department employees for working together on this project.

SAFETY DIRECTORMR. GREG POPHAM ABSENT

In the absence of Mr. Popham, Mayor Brodzinski reported that the traffic around the mall is moving well.

AUDITOR MS. BETH GUNDY

Also commended Sue Cox for finding the discrepancy in the telephone bill for the Police Department, and said that her employees are always looking for ways to save money for the city. She requested that her transfers be approved, and that Resolutions 10-2003, 11-2003, 12-2003, 13-2003, 14-2003, and 15-2003 be passed tonight as an emergency. Ms. Cox made a motion to approve the Auditor’s transfers. Mr. Houston seconded the motion. Roll call, 7 yeas, motion passed.

TREASURER MR. MIKE TAYLOR ABSENT NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Reported that he has been working with attorneys with the bonding company for the 2 million gallon storage tank project. The project has been completed with no problems; however, some employees have not yet been paid. Scheduled a Public Hearing for July 14, 2003 at 8:00 P.M. on Ordinance 27-2003, change of zoning at 430 Fair Ave. N.W. Reported that he has attended numerous meetings in regards to the South Broadway paving, Wastewater Treatment Plant Project, etc. Recommended passage of Resolutions 11-2003, 12-2003, and 13-2003.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Will meet June 11, 2003 at 1:00 p.m. in the Police Station Conference Room.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Met June 3 to hear 3 variance requests. Two were granted, and one was denied.

AIRPORT COMMISSIONMR. JIM LOCKER

Will meet June 10 at 6:00 p.m. in the Airport meeting room.

PARK BOARDMR. ART CICCONE NO REPORT

HEALTH BOARDMS. SANDRA COX

Will meet June 11, 2003 at noon in the Mayor’s Conference Room.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE MS. SANDRA COX

Reported meeting tonight to discuss an additional appropriation for the Sidewalk Replacement Program; Ordinance 30-2003, the purchase of a new tractor and mower; Ordinance 34-2003, amending and adjusting permanent appropriations; Resolution 10-2003, establishing fund for Access 21; Resolutions 11-2003, 12-2003, and 13-2003, concerning reconciling fund balances between the Auditor and Treasurer; and Resolutions 15-2003 and 16-2003, requesting advances from the County Auditor on the estate tax settlement and real estate tax settlement. All items were approved by Committee. Rob Murry of the State Auditor’s Office recommends that Resolutions 11-2003, 12-2003, and 13-2003 be passed. The Committee also approved the transfer of funds from the Crestview Ave. Roadway Fund to the Shade Tree Commission Fund, as requested by Assistant Service Director Jim Zucal.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

Reported meeting tonight to discuss the salary of Probation Officer Pete Toland, who has been called to active duty with the Ohio National Guard. The issue was tabled until another meeting can be held with Law Director Mike Johnson and Municipal Court Judge Mary Space in attendance.

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

PUBLIC WORKS COMMITTEE. MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEEMR.GEORGE HOUSTON

Reported meeting June 3 to discuss natural gas suppliers in the city; Ordinance 27-2003, change of zoning at 430 Fair Avenue NW; a proposal for condominiums on Goshen Ave.; and annexation of property in the Hicks Addition. The Committee was provided with information for review from Shell Energy, and another meeting will be scheduled in the future. The Prince change of zoning will have a Public Hearing on July 14, 2003 at 8:00 P.M. The Committee would like more time to review the proposals concerning condos and land annexation.

CONTACT COMMITTEE. MR. ART CICCONE

Reported that the Bi-Centennial Committee will meet June 26, 2003 at 6:30 p.m. at the Geib Family Center.

SPECIAL COMMITTEE MR. ROB MAURER NO REPORT

VISITOR'S COMMENTS: NONE

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 27-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to change zoning for property located at 430 Fair Avenue NW, New Philadelphia, Ohio from Residential to Office district, and declaring an emergency. (3rd Reading)
- 28-2003 Public Hearing to be held July 14, 2003 at 8:00 P.M.
An ordinance by the Council of the City of New Philadelphia, Ohio to authorize the City of New Philadelphia to enter into a mutual aid for police protection agreement with the City of Dover, and declaring an emergency. (2nd Reading)
- 29-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to increase the per diem charge for the New Philadelphia City jail inmates to \$45.00 per day, and declaring an emergency. (2nd Reading)
- 30-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize the Mayor of the City of New Philadelphia to enter into a retail installment sale contract and security agreement with a fixed rate with New Holland Credit through Bakersville Garage, Inc. for the purchase of a New Holland Tractor and a New Holland Mower through the Ohio State Cooperative Purchasing Program, and declaring an emergency. (2nd Reading)
- 31-2003 An ordinance to approve, adopt and enact the current replacement pages to the Codified Ordinances and declaring an emergency. (2nd Reading)

34-2003 An ordinance amending and adjusting the permanent appropriations ordinance for the year 2003 and declaring an emergency. (1st Reading)

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

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

35-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to change the name of Perch Alley to Mishler Lane. (1st Reading)

Mr. Johnson assigned this ordinance to the Contact Committee.

36-2003 An ordinance by the Council of the City of New Philadelphia, Ohio designating all secondary thoroughfares within the City which are now named Alley to be renamed Lane for all streets running East to West within New Philadelphia, Ohio and to change the name from Alley to Drive for all secondary streets running North and South within the City of New Philadelphia, Ohio. (1st Reading)

Mr. Johnson assigned this ordinance to the Contact Committee.

RESOLUTIONS:

10-2003 A resolution by the Council of the City of New Philadelphia, Ohio to establish Fund #261 – Access 21, and declaring an emergency. (1st Reading)

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

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

11-2003 A resolution by the Council of the City of New Philadelphia, Ohio to write off a shortfall between the Treasurer and the Auditor in the amount of \$895.56 as of December 31, 2002 as an unidentifiable loss to the General Fund, and declaring an emergency. (1st Reading)

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

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

12-2003 A resolution by the Council of the City of New Philadelphia, Ohio to reconcile funds by adjustment as of December 31, 2002 to bring the Treasurer's record of fund balances in balance with the Auditor, and declaring an emergency. (1st Reading)

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

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

- 13-2003 A resolution by the Council of the City of New Philadelphia, Ohio to charge off as a loss to the General Fund the amount of \$391.97 which is the amount of return checks the Treasurer is carrying and checks which are unable to be identified, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Mr. Houston, seconded by Mr. Cicconetti. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Cicconetti. Roll call, 7 yeas, resolution passed.
- 14-2003 A resolution declaring the necessity to request an advance of \$250,000.00 from the County Auditor on the June 2003 Estate Tax Settlement, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Ms. Cox, seconded by Mr. Cicconetti. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Mr. Houston, seconded by Mr. Cicconetti. Roll calls, 7 yeas, resolution passed.
- 15-2003 A resolution declaring the necessity to request an advance of \$850,000.00 from the County Auditor on the July 2003 Real Estate Tax Settlement, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Mr. Cicconetti, seconded by Mr. Maurer. Roll call, 7 yeas, rules suspended.
- Motion to vote on passage made by Mr. Cicconetti, seconded by Mr. Houston. Roll call, 7 yeas, resolution passed.
- 16-2003 A resolution by the Council of the City of New Philadelphia, Tuscarawas County, Ohio authorizing and directing the Mayor of the said City of New Philadelphia to act as the signature designee and to file an application for financial assistance under Title I of the Housing and Community Development Act of 1974 (PL 93-383) to the Ohio Department of Development, Division of Community Development, Office of Local Government Services, and declaring an emergency. (1st Reading)
- Motion to suspend the rules made by Mr. Cicconetti, seconded by Mr. Day. Roll call, 7 yeas rules suspended.
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Cicconetti. Roll call, 7 yeas, resolution passed.

OLD OR UNFINISHED BUSINESS:

On behalf of Ella Slough, 616 Sandpiper S.E., New Philadelphia, Ms. Cox asked the status of the burned out house on East High Avenue. Law Director Mike Johnson said a 30-day tear-down notice was issued to the bank.

NEW BUSINESS:

Council President Dave Johnson said there will be a meeting concerning the new Council Chambers after the next Council Meeting On June 23.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:21 P.M.

CLERK OF COUNCIL _____

APPROVED June 23, 2003

PRESIDENT OF COUNCIL _____