

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JUNE 22, 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. COLLEEN ESPENSCHIED
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER
MS. WINNIE WALKER

MS. COX MADE A MOTION TO ADD ORDINANCE 23-2009 AND RESOLUTION 12-2009 TO TONIGHT'S AGENDA. MR. LAUTENSCHLEGER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

MS. COX MADE A MOTION TO APPROVE THE MINUTES OF THE JUNE 8, 2009 COUNCIL MEETING. MS. WALKER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Safety, Health, and Service Committee meeting minutes of June 15, 2009.
2. The May 2009 month end summary of the New Philadelphia Fire Department.

ADMINISTRATIVE REPORTS:

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

Reported that the Mayor's Advisory Committee for the Central Business District has held two meetings. Reported that the administration and all four city unions completed an interest based bargaining training. Congratulated Howden Buffalo on their recent open house. Reported that the Policy Committee of the Joint Solid Waste District is in the process of writing their operating plan for the next five years. Reminded everyone that the First Town Days Festival will be held July 2-5.

SERVICE DIRECTOR MR. JIM ZUCAL

Reported that only minor damage occurred during the recent storms. Reported that bids for the JKMC pillar replacement were opened, and came in under the engineer's estimate. Reported that potholes are being patched, and a paving list is being completed for July/August.

SAFETY DIRECTOR.....MR. GREG POPHAM

Reported that the Fire Department has received their new ambulance.

AUDITOR. MS. BETH GUNDY

Requested approval of her May reports.

TREASURER MR. DAVE JOHNSON NO REPORT

Ms. Cox made a motion to approve the Auditor's May reports. Mr. Conner seconded the motion. Roll call, 7 yeas, motion passed.

LAW DIRECTOR MR. MIKE JOHNSON ABSENT NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MIKE TAYLOR

Will meet July 14, 2009 at 1:00 P.M. in Council Chambers.

BOARD OF ZONING APPEALS MR. JIM ZUCAL

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

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

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

HEALTH BOARD.....MS. SANDY COX

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

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDY COX

Reported meeting tonight to discuss the CDBG application and a request from Police Chief Jeff Urban. The Committee approved the request for additional funds for the police chaplain to attend a conference. The Committee also approved an increase in funding for the Mayor to attend a conference. Resolution 12-2009, application for CDBG was discussed, and the Committee recommends emergency passage tonight. Ordinance 23-2009, amending the appropriations, was discussed and added to tonight's agenda.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

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

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. MR. DARRIN LAUTENSCHLEGER

Reported meeting tonight to discuss airport land acquisition. Several questions were raised by the Committee, so the Committee requested that the mayor will compile information concerning these questions and report back to the Committee.

ZONING & ANNEXATION COMMITTEE MS. COLLEEN ESPENSCHIED NO REPORT

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER NO REPORT

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

VISITOR'S COMMENTS:

Mr. Tom Strickling, 319 Fair Ave. NW, New Philadelphia, asked about the pillar replacement at the JCMC. Service Director Jim Zucal explained the work to be done.

COUNCIL RECESSED AT 7:46 P.M. AND RECONVENED AT 8:00 P.M. INTO A PUBLIC HEARING TO DISCUSS ORDINANCE 16-2009.

Ordinance 16-2009 An ordinance by the Council of the City of New Philadelphia, Ohio to change zoning At Fourth Street NW and West High Avenue from Office or Residential to Business as Presented by the Fourth and West High Property Owner's Group for the properties as Shown in the attached map, and declaring an emergency.

Those speaking in favor the rezoning were: Don Kennedy, 1165 Hilltop Dr.
Scott Carmany, 119 4th St. NW
David Dunn, 862 Fair Ave. NW

Those speaking against the rezoning were: Tom Strickling, 319 Fair Ave. NW
Patti Strickling, 319 Fair Ave. NW
David Hipp, 459 East High Ave.

COUNCIL ADJOURNED FROM PUBLIC HEARING INTO REGULAR SESSION AT 8:15 P.M.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

Amended 16-2009 An ordinance by the Council of the City of New Philadelphia, Ohio to change zoning at Fourth Street NW and West High Avenue from Office or Residential to Business as presented by the Fourth and West High Property Owner's Group for the properties as shown in the attached map, and declaring an emergency. (5th Reading)

Motion to vote on passage made by Ms. Cox, seconded by Mr. Conner. Mr. Lautenschleger said he has been contacted by residents in his ward, and has received petitions against the rezoning, and said he still opposes spot zoning, so he will be voting against passage. Mayor Taylor said he supported this rezoning in the Planning Commission, and continues to support it. Roll call, 0 yeas, 7 nays, ordinance failed.

20-2009 An ordinance by the Council of the City of New Philadelphia, Ohio to repeal Chapter 753 of the Codified Ordinances and replace the same with a new Chapter 753, and declaring an emergency. (3rd Reading)

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

23-2009 An ordinance amending and adjusting the permanent appropriations for the year 2009, and declaring an emergency. (1st Reading)

RESOLUTIONS:

11-2009 A resolution by the Council of the City of New Philadelphia, Ohio to amend the New Philadelphia Enterprise Zone, and declaring an emergency. (1st Reading)

12-2009 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 Ms. Cox, seconded by Ms. Espenschied. Roll call, 7 yeas, rules suspended.

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

13-2009 A resolution to authorize the City of New Philadelphia to enter into a contract with the Tuscarawas County Commissioners and the Tuscarawas County Sheriff's office for the housing of inmates in the Tuscarawas County Jail and payment of housing costs to the Tuscarawas County Commissioners and declaring an emergency. (3rd Reading)

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

15-2009 A resolution by the Council of the City of New Philadelphia, Ohio to authorize the Service Director to list for sale a utility box truck not currently in use by the Water Department, and declaring an emergency. (2nd Reading)

UNFINISHED OR OLD BUSINESS: NONE

NEW BUSINESS:

Mr. Day asked that Service Director Jim Zucal review and update the zoning code definitions.

MOTION TO ADJOURN MADE BY MS. COX. MEETING ADJOURNED AT 8:25 P.M.

CLERK OF COUNCIL_____

APPROVED July 13, 2009

PRESIDENT OF COUNCIL_____