

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JUNE 28, 2010 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  
MR. JOHN ZUCAL

MS. COX MADE A MOTION TO APPROVE TONIGHT’S AGENDA.  
MR. LOCKER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

MS. ESPENSCHIED MADE A MOTION TO APPROVE MINUTES OF THE PREVIOUS SESSION HELD JUNE 14, 2010. MS. WALKER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE . . . . . CLERK, PATRICIA MCKAY

1. Finance Committee Meeting Minutes from Monday, June 14, 2010
2. The Tuscarawas County Real Estate Investors Association (TuscREIA) will host a public program entitled “Meth Lab... Things we need to know about them!” on Thursday, July 8<sup>th</sup>, 2010 at the Gelb Family Center in Dover. The program begins at 7:00 PM and is free and open to the public including city and village council member, police and fire department personnel and township trustees.

ADMINISTRATIVE REPORTS:

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

The Mayor reported that the Ohio Public Works Commission has agreed to a funding request to fix our storm sewer collapse off of Bank Lane SE and under the railroad tracks. OPWC will be granting us up to \$56,000.00 of the estimated \$70,000.00 project repair estimate. The City will fund up to its 20% portion out of our Storm Sewer Budget. When the grant agreement is received, the Law Director will review it before it is signed to proceed. There is a temporary repair in place and it should hold until the permanent project repair.

Mayor Taylor reported on his meeting with a representative of Buckeye Energy. He had the representative give a presentation to his department heads about the city entering into an “Opt-In” gas aggregation program.

- Buckeye Energy “Opt-In” is a voluntary program offered to residents
- It is voluntary program that gives our resident another choice in natural gas suppliers at a competitive market price
- Residents who participate have the option to get out of the program at any time without penalty

Buckeye Energy will do all the clerical work and the city will receive a small stipend for each resident that signs up. Buckeye Energy serves, many municipalities and phone calls to those cities have received a positive response as to this type of program and how it works. The Mayor requested that the Council President assign this issue to a committee.

The Mayor thanked George Laurence and the Tuscarawas Central Catholic art students for the beautiful, historical mural that the students made for the side of Mr. Laurence’s building. The mural can be viewed from the 100 block of Fair Avenue NW between the Fitzpatrick, Zimmerman and Rose and the Shafner Law offices.

The Mayor announced, "First Town Days Festival starts this Friday".

- Parade Friday at 6:30 PM (starts on Third Street NW and proceeds through the downtown ending at Tuscora Park)
- Firework display Saturday at 10:00 PM at Tuscora Park

Questions/Answers

Mr. Lautenschleger-- Just briefly on the repair of Bank Lane, "Is Rail Traffic continuing?"

Mayor answered, "at this point it is."

Sandy Cox ---On the "Opt-In" "Is there a certain percentage of residents Buckeye Energy wants to join?"

"If we only have one sign up is that acceptable?"

Mayor answered, "Buckeye Energy knows from past experience that more than one resident will sign up."

"Opt-In" is a voluntary program

Ms. Cox said "we tried this before"

Mayor said, "There is "Opt-In" and "Opt-Out"

"Opt-In" Residents who participate have the option to get out of the program at any time without penalty"

It is voluntary program that we can provide for our resident giving them another choice for natural gas suppliers at a competitive market price.

SERVICE DIRECTOR . . . . . MR. JIM ZUCAL

The Service Director reported:

- Complete Coatings Solutions of New Philadelphia will be priming and painting the downtown street light poles, They are badly in need of refurbishing
- Bids were open for the Community Development Block Grant project for Ray Avenue NW, Gor-Con Construction Inc of Dover, Ohio was the low bidder.
- Mr. Zucal attended a meeting at ODOT in regard to the West High Paving; The paving should start the end of July around the 26th.
- The housing review team met last Friday, we looked at several dilapidated structures including homes and garages, He will be forwarding the notes to all members of council.
- Bridges Excavating of New Philadelphia has repaired 46 catch basins on West High Avenue prior to the paving that is coming up in the next couple of weeks.

SAFETY DIRECTOR.....MR. GREG POPHAM.....NO REPORT

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

TREASURER . . . . .MR. DAVE JOHNSON.....NO REPORT

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

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

The Planning Commission will meet Tuesday, July 13, 2010, at 1:00 PM in Council Chambers pending an agenda.

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

The Board of Zoning Appeals will meet Tuesday, July 13, 2010, at 5:00 PM in Council Chambers pending an agenda.

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

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Park Board met Thursday, June 17, 2010 at 6:00 PM at the South Side Tuscora Park Parking Lot. Minutes are forth coming.

HEALTH BOARD.....MS. SANDY COX

The Health Board will meet Wednesday, July 21, 2010 at 12:00 noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.....MS. SANDY COX

The Finance Committee met June 28, 2010 at 7:07 PM; With 2 Items on the Agenda:

- 1<sup>st</sup> Item Ordinance 13-2010 (Amending and Adjusting) To increase appropriations in the master capital by \$700,000.00 due to the street signal renovations for the traffic lights this is an in and out show of the grant The committee voted 3-0 to place Ordinance 13-2010 on the agenda for the next council meeting (July 12, 2010) and to be passed as an emergency on the first reading
- 2<sup>nd</sup> Item Resolution 33-2010 (the advance of \$850,000.00 from the county auditor on the July, 2010 real estate tax settlement The committee voted 3-0 to place Ordinance 33-2010 on the agenda for the next council meeting (July 12, 2010) and to be passed as an emergency on the first reading
- Ms. Espenschied adjourned the meeting at 7:09PM

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

The Public Works & Economic Development Committee met June 28, 2010 immediately following Special and Contact Committee Meeting to discuss one item.

- Item Ordinance 12-2010 which authorizes administration to advertise for bids and enter into a contract for street and storm water, side walk, curb, gutter and infrastructure improvements along 3<sup>rd</sup> Street NE, between Minnich Avenue NW and Donahey Avenue NW the project is being funded by a grant from the OPWC and should not exceed \$300,000.00. Work is expected to begin later this summer The committee approved placing Ordinance 12-2010 on the agenda for the next council meeting (July 12, 2010) and passing it on the first reading.

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

CONTACT & SPECIAL COMMITTEE .....MR. JOHN ZUCAL

Contact & Special Committee met tonight at 7:00 PM

With one agenda item for discussion: the newest versions of the Codified Ordinances provided by Walter Drane Company The committee, reviewed the Codified Ordinances to make sure there were no problems, any deletions or additions needed to be reflected in the codified ordinances; finding none, the committee voted 3 -0 to accept those and it will be provided for our next council meeting for full vote of council and an ordinance to adopt .

Council President Joel Day assigned the issue of the Buckeye Energy “Opt -In” Program to the Contact & Special Committee

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

AD HOC COMMITTEE..... PRESIDENT OF COUNCIL JOEL DAY

The ad hoc committee met tonight at 6:00 PM with all committee members present. The discussion centered around the developing the committee’s scope of work. The question is to who should evaluate non- bargaining employees; which led to the discussion of the need for job descriptions and proofing of employees’ human resources person. It was the general agreement that a process is needed. The chairman gave out some assignments and asked members to bring their thoughts to the next meeting which will be July 19, 2010 at 6: 00 PM. More detailed minutes will be forth coming.

VISITOR’S COMMENTS:

Tim Roberts  
230 First Drive SW  
New Philadelphia, Ohio 44663

Mr. Roberts had a resident complaint the overflow from city garbage trucks at the last session of council which was June 14, 2010. Mr. Roberts’s concern tonight (June 28, 2010) is the leaking garbage truck. He said the garbage truck is still leaking white paint all over the city and suggested that the belly pan be welded shut to help stop the leaking. Mr. Robert also suggested the city use the safety equipment on the bucket truck to help prevent a possible accident.

President of Council Joel Day thanked Mr. Roberts for his suggestions.

READING OF ORDINANCES AND RESOLUTIONS:

RESOLUTIONS:

23-2010 A resolution by the council of the City of New Philadelphia, Ohio to commend Robert R. Everhart, Jr. for his years of service with the Cemetery Department for the City of New Philadelphia. (2<sup>nd</sup> Reading)

25-2010 A resolution by the council of the City of New Philadelphia, Ohio to commend Cynthia Alesiano for her years of service as dispatcher for the New Philadelphia Police Department, and declaring an emergency. (3<sup>rd</sup>Reading)  
Motion to vote on passage made by Ms. Cox, seconded by Mr. Locker  
Roll call, 7 yeas, resolution passed

Ms Alesiano was in the council audience; President Joel Day requested that she come forward and President of Council Joel Day presented Ms. Alesiano with a recognition plaque from the New Philadelphia Council to thank Ms. Alesiano for her years of service as dispatcher for the New Philadelphia Police Department for the City of New Philadelphia.  
Ms. Alesiano thanked council for the plaque.

26-2010 A resolution by the council of the City of New Philadelphia, Ohio to enact a pay increase for all full time non-bargaining unit employees, elected officials and all permanent part-time non-bargaining unit employees to be the amount of 1% increase effective January 1, 2010, and declaring an emergency. (1st Reading)

After the reading of Resolution 26-2010 the President of Council asked if there was any action to be taken. Mr. Lautenschleger said, “Resolution 26-2010 deals with a proposed pay increases for certain members of the staff and non- bargaining unit employees, elected officials and some permanent part time folk.” There has been quite a discussion on this and has led to the development of the ad hoc committee. He requested council’s consideration for an amendment to resolution to 26-2010 reading as is with the following changes.

A resolution by the council of the City of New Philadelphia, Ohio to enact a pay increase for all full time non-bargaining unit employees, elected officials excluding members of city council and all permanent part-time non-bargaining unit employees to be the amount of 2.0% increase effective January 1, 2010, and declaring an emergency.”

Motion to vote on amending Resolution 26-2010 was made by Mr. Lautenschleger, seconded by Mr. Zucal  
Roll call, 4 yeas, 3 nays Ms. Cox, Ms. Espenschied, and Ms. Walker resolution amended.

27-2010 A resolution by the council of the City of New Philadelphia to adopt the Solid Waste Management Plan for the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, and declaring an emergency.  
(3<sup>rd</sup> Reading)  
Motion to vote on passage made by Mr. Maurer, seconded by Ms. Cox  
Roll call, 7 yeas, resolution passed

28-2010 A resolution by the council of the City of New Philadelphia, Ohio setting the procedure for disposition of the body of indigent or unclaimed persons who are residents of the City of New Philadelphia, Ohio pursuant to Ohio Revised Code Section 9.15 and declaring an emergency. (2<sup>nd</sup> Reading)

29-2010 A resolution by the council of the City of New Philadelphia, Ohio, to authorize the New Philadelphia Police Department to hold the annual Police Auction on July 28, 2010 at 5:00 PM, and declaring an emergency (1<sup>st</sup> Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Ms. Walker  
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

30-2010 A resolution by the council of the City of New Philadelphia establishing the issuance, use and control of credit cards/purchasing cards by city officials and employees including authority to adopt rules and procedures reasonably related thereto, and declaring an emergency. (1<sup>st</sup> Reading)

31-2010 A resolution by the council of the City of New Philadelphia, Ohio to authorize and direct the service director to advertise for bids, receive bids and award a contract for constructing a roof and catwalk around the channels at the wastewater plant, and declaring an emergency (1<sup>st</sup> Reading)

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

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

35-2010 A resolution by the council of the City of New Philadelphia, Ohio, to participate in the proposed widening of State Route 39, West High Avenue from the R.J. Corman Railroad Tracks to 7<sup>th</sup> Street NW in New Philadelphia, Ohio and declaring an emergency (1<sup>st</sup> Reading)

UNFINISHED OR OLD BUSINESS: .....NONE

NEW BUSINESS: .....NONE

Mr. Dave Johnson wished everyone a happy and safe Fourth of July.

MOTION TO ADJOURN MADE BY MS. COX, MEETING ADJOURNED AT 7:59 PM

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

APPROVED \_\_\_\_\_

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