

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON AUGUST 12, 2002 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 JULY 22, 2002 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. A Petition for Annexation filed by Mark G. and Brenda I. Luikart.
2. New Philadelphia Police Monthly Activity Report for June and July, 2002.
3. Safety, Health, and Service Committee meeting minutes of July 15, 2002.
4. Auditor's Monthly Statement of Revenue for the General Fund for July, 2002.
5. Board of Zoning Appeals minutes of August 6, 2002.
6. A notice from the Ohio Division of Liquor Control requesting a transfer of a D5 permit to Hog City LLC, dba Hog Heaven, 1290 West High Avenue, New Philadelphia, transferred from Stanley A. Schupbach, 418 Tuscarawas Ave., New Philadelphia, and asking that objections be made no later than 9/6/02.
7. New Philadelphia Airport Commission meeting minutes of July 9, 2002.
8. New Philadelphia City Board of Health meeting minutes of July 10, 2002.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from July 23 through August 12, 2002. Reported that The Farmer's Market opened on Tuesday, July 23 and will be open every Tuesday through the gardening season. Reported that he and General Services Superintendent Fred Neff recently attended a meeting of the Kiwanis Club, at which Mr. Neff gave a presentation regarding the new traffic light signalization project. Reported that the restaurant at the airport, the Perfect Landing, will open August 27. Relinquished the floor to Tony Danzo of Municipal Services Corp. who informed Council that the city would be receiving a grant for \$500,000 for their CHIP grant. Mr. Danzo encouraged any resident who may qualify to contact his office for an application. Mayor Brodzinski reported that he met with Dave Zeller of MKC to review plans for use of the former Elk's building for new city offices, and they will be in attendance at the August 26 meeting to present the plans to Council. Reported that the recent Italian-American was a huge success. Requested emergency passage of Resolutions 27-2002 and 28-2002. Requested an Executive Session to discuss building and lands and personnel. Mr. Hitchcock made a motion to go into Executive Session immediately following the reading of legislation, seconded by Mr. Maurer. Roll call, 7 yeas, motion passed.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that bids were opened for Phase 2 of the WWTP improvements, and for lights at the Waterworks ballfields. Relinquished the floor to Building Inspector Bill Richesson, who reported that he has been working on the burned out property on East High Ave. and properties owned by Wesley Tolle.

SAFETY DIRECTORMR. GREG POPHAM

Requested emergency passage of Resolutions 27-2002 and 28-2002.

AUDITORMS. BETH GUNDY

Requested emergency passage tonight of Resolution 28-2002, and requested that her transfers be approved. Ms. Cox made a motion to approve the Auditor’s transfers, seconded by Mr. Day. Roll call, 7 yeas, motion passed.

TREASURERMS. TERRI DEARDORFF

Reported that she will be attending a seminar for Public Investment Management, as required by Ohio Revised Code. Reported that she is awaiting missing paperwork from department heads that she needs to complete the reports for the first quarter of 2002.

LAW DIRECTORMR. MIKE JOHNSON

Reported that he has hired a bankruptcy lawyer to have the Harmon property on East High Ave. released from bankruptcy so the Building Inspector can move to have the house boarded up. Reminded Council of the Public Hearing tonight at 8:00 p.m. on Ordinance 55-2002. Presented changes to be made to Resolution 27-2002, and informed Council that this legislation must be passed before August 22, 2002 if they wish to have it appear on the November, 2002 ballot, and Ordinance 62-2002 cannot be passed until after the voters pass Resolution 27-2002.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSIONMAYOR BRODZINSKI

Will meet August 14, 2002 at 1:00 p.m. in the Police Department Conference Room.

BOARD OF ZONING APPEALSMR. GARY ESPENSCHIED

Reported meeting August 6, 2002. Six variances were granted, and one denied.

AIRPORT COMMISSIONMR. JIM LOCKERNO REPORT

PARK BOARDMR. ART CICONETTI

Will meet Wednesday August 14, 2002 at 7:30 p.m. in the park office.

HEALTH BOARD.MS. SANDRA COX

Will meet August 14, 2002 at noon in the Mayor’s office.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDRA COXNO REPORT

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK

Reported meeting tonight to discuss Resolution 27-2002, to increase city income tax for expansion of safety forces. The Committee recommends emergency passage tonight of Resolution 27-2002.

AT 8:00 P.M. COUNCIL ADJOURNED FROM REGULAR SESSION INTO PUBLIC HEARING TO HEAR COMMENTS FOR OR AGAINST ORDINANCE 55-2002. THERE BEING NO COMMENTS, COUNCIL RECONVENED INTO REGULAR SESSION AT 8:01 P.M.

PUBLIC WORKS COMMITTEE. MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEE MR. GEORGE HOUSTON NO REPORT

CONTACT COMMITTEE. MR. ART CICCONETTI

Mr. Johnson assigned the liquor license transfer request for Hog heaven.

SPECIAL COMMITTEE MR. ROB MAURER

Reported meeting tonight to discuss rate increases proposed by Adelphia and temporary erosion control measures. Rick Whaley of Adelphia explained to the Committee that basic cable rates remain unchanged, and these increases are strictly for Adelphia Digital Cable and Adelphia Power Link. Building Inspector Bill Richesson, who was in attendance, proposed that legislation be introduced that would control mud and other items that wash down hillsides during heavy rains into storm sewers and roadways.

VISITOR'S COMMENTS:

Ella Slough, 616 Sandpiper S.E., New Philadelphia, asked if the fire station was unmanned during the department's assistance at a Dover fire. Asked if the weeds could be cut and the extra dirt pile be removed from the newly renovated education center on East High Avenue. Asked if the property off Wabash Ave. could be cleaned up and the trees in Washington Square trimmed. Asked that the Service Director and the Building Inspector look at the property on the south side that she questioned about before the meeting. She asked why no one reported on the retirement of the Police Dog Bosco, and who changed the name of the annual Christmas parade. Safety Director Greg Popham reported that Bosco had disabilities that kept him from performing the way he should, and he is being replaced. Mayor Brodzinski said the Christmas parade is sponsored by the Chamber of Commerce. Mr. Espenschied said he would look at the areas Ms. Slough requested.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 55-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to rezone certain land being part of the Marsh Industries property bounded on the north by Martin Street located west of Union Avenue and north of Emmett Avenue being 3.874 acres, from Industrial to Residential zone. (4th Reading)
 - Motion to vote on passage made by Mr. Locker, seconded by Mr. Houston. Roll call, 7 yeas, ordinance passed.

- 60-2002 An ordinance 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 it an emergency. (1st Reading)

Mr. Johnson assigned this to the Safety, Health, and Service Committee.

61-2002 An ordinance by the Council of the City of New Philadelphia, Tuscarawas County, Ohio authorizing and directing the Mayor to enter into an agreement with Municipal Services Corporation to provide administration and implementation services for the FY2002 Community Housing Improvement Program (CHIP), appropriation funds for said agreement, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this to the Zoning & Annexation Committee.

62-2002 An ordinance amending Sections 3 and 4 of Ordinance No. 3283 providing for an increase of one-half percent (1/2%) in the existing income tax levied by the City of New Philadelphia, effective January 1, 2003 and continuing until revoked, to provide funds for safety forces operations, maintenance, new equipment, extension and enlargement of safety forces services and facilities and capital improvements, and declaring an emergency. (1st Reading)

63-2002 An ordinance by the Council of the City of New Philadelphia to change the zoning from Business to Industrial zone for a tract owned by Timothy O. Bober and Jamie Hicks adjacent to James Street NW containing .9868 acres and being tax parcel number 43-00191 and being more fully described in the attached map. (1st Reading)

Public Hearing to be held September 23, 2002 at 8:00 P.M.

RESOLUTIONS:

27-2002 A resolution declaring the necessity of an election on the question of approving the passage of an ordinance amending Ordinance No. 3283, as amended, providing for an increase of one-half percent (1/2%) in the existing income tax levied by the City of New Philadelphia, effective January 1, 2003 and continuing until revoked, to provide funds for safety forces operations, maintenance, new equipment, extension and enlargement of safety forces services and facilities and capital improvements, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Hitchcock, seconded by Ms. Cox. Roll call, 6 yeas 1 nay (Houston), rules suspended.

Motion to vote on passage made by Mr. Hitchcock, seconded by Ms. Cox. Roll call, 5 yeas 2 nays (Day & Houston), resolution passed.

28-2002 A resolution by the Council of the City of New Philadelphia, Tuscarawas County, Ohio to finance four hundred twenty-five thousand seven hundred and thirty-one dollars (\$425,731.00) under lease/purchase through Banc One Leasing Corporation a fire rescue pumper, 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. Locker, seconded by Mr. Hitchcock. Roll call, 7 yeas, resolution passed.

AT 8:21 P.M. COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION TO DISCUSS BUILDINGS AND LANDS AND PERSONNEL. COUNCIL RECONVENED INTO REGULAR SESSION AT 9:01 P.M.

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 9:02 P.M.

CLERK OF COUNCIL _____

APPROVED August 26, 2002

PRESIDENT OF COUNCIL _____