

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON SEPTEMBER 10, 2001 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. GEORGE HOUSTON
MR. JIM LOCKER
MS. WINNIE WALKER
MR. TOM LOCKER

THE MINUTES OF AUGUST 27, 2001 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE. CLERK DIANE ROUDEBUSH

1. New Philadelphia Airport Commission meeting minutes of August 14, 2001.
2. New Philadelphia Airport Commission special meeting minutes of August 25, 2001.
3. Salary Committee meeting minutes of August 27, 2001.
4. Board of Control meeting minutes of August 31, 2001.
5. Board of Zoning Appeals minutes of September 4, 2001.
6. New Philadelphia City Board of Health meeting minutes of August 8, 2001.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from August 27 through September 10, 2001. Reported that he met with a group of Russian businessmen who were in the city recently. Reported that a swearing in ceremony was held last week for new Treasurer Terri Deardorff. Reported that Tuscora Park closed for the summer on September 9, and they had a very successful year. Reported that the last Concert in the Square was held last Friday, with a car show and concessions. Thanked City Council for their support for various activities held within the City. Informed everyone that a pay telephone has been installed at the skate park. Council President Dave Johnson asked if the new tables on the square belong to the city or Main Street. Mayor Brodzinski reported that Main Street purchased the tables through the recycling program, and they will remain in the downtown throughout the year.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that the Service Department has been busy issuing building permits. Reported meeting recently with ODOT officials to discuss the painting of the bridge at South Broadway. Painting will be done throughout the nighttime hours so the traffic can flow normally. Reported meeting with engineers to discuss the resurfacing of South Broadway next summer, with state funding. Reported that his department is also busy taking down and trimming trees, removing stumps, extra trash pickups, etc. Ms. Walker asked if he would look at the sidewalk on West High and 9th St. N.W. because it is raised up and dangerous.

SAFETY DIRECTORMR. GREG POPHAM

Introduced Jason Marzilli, newly hired firefighter, who was sworn in today.

AUDITOR MS. BETH GUNDY

Requested that council approve her monthly report on transfers made. Ms. Cox made a motion, seconded by Ms. Walker to approve the transfers. Roll call, 7 yeas, motion passed.

TREASURER MS. TERRI DEARDORFF

Reported that she will be working with former Treasurer Bob Gerber through September to get all reports completed.

LAW DIRECTOR MR. MIKE JOHNSON

Requested an Executive Session tonight to discuss litigation. Council President Dave Johnson asked that the meeting include a personnel matter. Mr. Cicconetti made a motion, seconded by Ms. Cox, to go into Executive Session to discuss both matters. Roll call, 7 yeas, motion passed.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Will meet Wednesday, September 12 at 1:00 p.m. at Tuscora Park.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

.Reported meeting September 4. One item was approved, and one was tabled.

AIRPORT COMMISSION. MR. JIM LOCKER

Reported meeting August 14. The Airport Restaurant is still experiencing a lack of business. An appraisal of the Kamban property will be done and submitted to the FAA for grant consideration. Mr. Locker reported the Commission also met August 25 to award bids for the runway resurfacing, airport security fencing, and PAPI lights. The next meeting will be held Tuesday, September 11, 2001 at 6:00 p.m.

PARK BOARD MR. ART CICCONE

Will meet Wednesday, September 12 at 7:00 p.m. Mr. Johnson assigned a request by some council members to review the ordinance dealing with the creation of the Park Board, and determine if it is in the best interest to leave it as it is, or to allow for a representative of council to have a vote.

HEALTH BOARD. MS. SANDRA COX

Will meet Wednesday, September 12 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDRA COX NO REPORT

SALARY COMMITTEE MR. JIM LOCKER

Reported meeting tonight to discuss the position of fire inspector. The Committee voted to table this matter until they can discuss it with the firefighters' union. Mr. Locker scheduled a meeting for Tuesday, September 18 at 6:00 p.m. to discuss wage increases for non-bargaining employees.

SAFETY, HEALTH, AND SERVICE COMMITTEE MS. WINNIE WALKER

Will meet Tuesday, September 11, 2001 to discuss Chapter 971 of the Codified Ordinances, dealing with trash pickup.

PUBLIC WORKS COMMITTEE.MR. JOEL DAY

Reported meeting tonight to review Ordinance 43-2001, monthly water/sewer billing. The Committee approved the ordinance, and recommends its emergency passage tonight.

ZONING & ANNEXATION COMMITTEEMR.GEORGE HOUSTON NO REPORT

CONTACT COMMITTEE.MR. ART CICCONE

Reported meeting September 5 to discuss the request for a liquor permit at 131 Fair Ave. N.E. The Committee voted not to oppose the request. Mr. Ciccone informed everyone that this is the last available permit within the city.

SPECIAL COMMITTEE MR. TOM LOCKER NO REPORT

MUNICIPAL COURT BUILDING COMMITTEE MR. DAVE JOHNSON

Reported meeting September 4. A study will be needed to determine plans and costs. Ordinance 49-2001 is before Council for consideration tonight.

VISITOR'S COMMENTS:

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked how long a property owner is given to clean up a property after proper notice has been given. Asked if a used car lot can be put in on East High Ave. at the top of the hill at Shel-Mar without other licensing being required. Thanked the Service Department for having a pothole repaired. She commented on the nice appearance of the square with the beautiful flowers and new tables. Law Director Mike Johnson said a used car lot must be approved and licensed through the Division of Commerce. Service Director Gary Espenschied said a thirty-day notice is given to clean up properties, followed by a second notice. After that time, the city will clean up the property and assess the property owners' real estate tax.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 43-2001 An ordinance to repeal New Philadelphia Codified Ordinance 737.02 and enact new Codified Ordinance 737.02 and declaring an emergency. (2nd Reading)
 - Motion to suspend the rules made by Mr. Day, seconded by Mr. Jim Locker. Roll call, 7 yeas, rules suspended.
 - Motion to vote on passage made by Ms. Cox, seconded by Ms. Walker. Roll call, 7 yeas, ordinance passed.
- 47-2001 An ordinance to establish the position of Fire Inspector/Investigator in the New Philadelphia Fire Department and declaring an emergency. (2nd Reading)
- 48-2001 An ordinance authorizing the Service Director to advertise for bids and to enter into a contract with the lowest and best bidder for painting of the two million gallon water reservoir for the City of New Philadelphia, and declaring an emergency. (1st Reading)

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

Motion to vote on passage made by Mr. Cicconetti, seconded by Mr. Tom Locker. Roll call, 7 yeas, ordinance passed.

49-2001 An ordinance to accept the proposal by MKC Associates, Inc. to provide architectural design services to convert the existing Elks building into a municipal court facility, and declaring an emergency. (1st Reading)

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

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

RESOLUTIONS:

17-2001 A resolution by the Council of the City of New Philadelphia Ohio to commend New Philadelphia Police Officer Rocky Dusenberry for winning five gold medals and one bronze medal at the Ohio Police and Fire Games, 2001. (3rd Reading)

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

18-2001 A resolution by the Council of the City of New Philadelphia Ohio to commend Fire Chief Charles Caton for his years of service in the City of New Philadelphia Fire Department. (2nd Reading)

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

Law Director Mike Johnson recommended that this resolution be amended to add the emergency language. Mr. Houston made a motion, seconded by Ms. Cox, to amend. Roll call, 7 yeas, amendment passed. Motion to vote on passage made by Ms. Cox, seconded by Ms. Walker.

20-2001 A resolution authorizing the City of New Philadelphia to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or local transportation improvement program(s) and to execute contracts as required. (1st Reading)

Motion to amend to add the emergency language made by Mr. Houston, seconded by Ms. Cox. Roll call, 7 yeas, resolution amended.

Motion to suspend the rules made by Mr. Houston, seconded by Mr. Tom Locker. Roll call, 7 yeas, rules amended.

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

AT 8:15 P.M. COUNCIL ADJOURNED FROM REGULAR SESSION INTO EXECUTIVE SESSION TO DISCUSS LITIGATION AND A PERSONNEL MATTER. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:27 P.M.

OLD OR UNFINISHED BUSINESS:

Mr. Houston scheduled a meeting for Tuesday, September 18, 2001 at 7:00 p.m. to discuss request for annexation of Pinnacle Dr.

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:28 P.M.

CLERK OF COUNCIL _____

APPROVED September 24, 2001

PRESIDENT OF COUNCIL _____