

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON OCTOBER 22ND, 2012 WITH PRESIDENT OF COUNCIL SAM HITCHCOCK PRESIDING. MR. HITCHCOCK OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

PRESIDENT OF COUNCIL, SAM HITCHCOCK REMINDED ALL VISITORS TO SIGN-IN. THE SIGN-IN SHEET IS LOCATED ON THE PODIUM BY THE DOOR AS YOU ENTERED THE COUNCIL CHAMBERS.

COUNCIL MEMBERS IN ATTENDANCE:

- MS. SANDY COX
- MR. DAN LANZER
- MR. DARRIN LAUTENSCHLEGER
- MR. ROB MAURER
- MS. WINNIE WALKER
- MR. JOHN ZUCAL

PRESIDENT SAM HITCHCOCK ANNOUNCED MAYOR MICHAEL TAYLOR AND COUNCIL MEMBER MS. COLLEEN ESPENSCHIED ARE EXCUSED FROM TONIGHT’S COUNCIL MEETING.

MS. COX MADE A MOTION TO ACCEPT TONIGHT’S AGENDA
MR. LANZER SECONDED THE MOTION
ROLL CALL, 6 YEAS, MOTION PASSED.

MS. COX MADE A MOTION TO APPROVE THE MINUTES FROM THE PREVIOUS REGULAR SESSION OF COUNCIL HELD ON OCTOBER 8TH, 2012.
MR. ZUCAL SECONDED THE MOTION
ROLL CALL, 6 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK, PATRICIA MCKAY

1. Mayor’s Report/ Request to Council dated October 22nd, 2012
2. New Philadelphia Treasurer’s Summary of Transactions for the Checking Account for September 2012
3. New Philadelphia Treasurer’s Reconciliation for the period ending September 2012
4. Finance Committee Meeting Minutes from Wednesday, October 3rd , 2012
5. Salary Committee Meeting Minutes from October 8th, 2012.
6. Special & Contact Committee Meeting Minutes from October 8th, 2012
7. Notice from Hampton Inn , 1299 West High Street, New Philadelphia, Ribbon Cutting Ceremony October 26th, 2012 11:00 AM to 2:00 PM. (Lunch provided)
8. Veterans’ Day November 11th, 2012, Courthouse Plaza, 11:00 AM with the Veterans’ Day Parade assembly at the New Philadelphia Post Office 10:30 AM

ADMINISTRATIVE REPORTS:

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

Mayors Report Request to Council (Read by Service Director Jim Zucal in Mayor’s absence.)

- The Mayor supports Council passing Resolution 25-2012 this evening. Asking the Federal Aviation Administration to evaluate reclassifying our Airport from a B-II to a B-1 will allow Council to make an informed decision based upon the FAA’s evaluation of whether they will approve the change and under what terms and conditions or costs, if any, would be required to complete the change in status process.
- The Mayor is asking for Council’s approval tonight for the passage of Ordinance 14-2012 to provide Select Energy with a three year income tax credit on their employee withholdings.
- Mayor is requesting the Council President assign the consideration of an upgrade to the Reiser Avenue Lift Station to the Finance Committee as the Mayor has had conversations with the Finance Chairman regarding how the City could pay for the upgrades. The Mayor requested the Finance Committee meet on this November 12th, 2012.
- The Mayor requested the Council President assign to a Committee the possibility of the City entering into an agreement with AEP Energy to assist the City on monitoring our electric usage and to also assist us in reducing our electric costs. The Mayor reported that the Law Director has reviewed their proposed agreement and believes that Council approval is necessary to enter into this agreement.
- The Mayor reported that the Auditor has supplied financial forecasts to him and Council.

The Mayor encouraged the Council President to schedule a meeting of all of Council for the purpose of allowing the Auditor to review the information and for Council to be able to ask questions. This information will make it easier to address future financial issues.

- The Mayor reported that Economic Development Video that he had done in 2008 is in the final stages of being updated. The Mayor reported there is some new contributors, updated pictures and information and some of the footage from the original. When it is finished it will be added to the City's website for all to view.
- The Mayor congratulated the Safety Forces for a successful open house for our citizens on the October 11th, 2012 and thanked Lowe's and all who participated to make this a great event. The Mayor reported the City Health Department was there again. The Mayor commended all the City workers who put this on.
- The Mayor reported that he and the Service Director recently met with ODOT officials to review and discuss the proposed widening of High Avenue in 2014.
 - Alerted ODOT to our storm water project that is planned for next year on Seventh Street SW to the river that will be tied into as part of the West High widening.
 - Talked about our joint paving for next year with ODOT on selected state routes within the City.
- The Mayor reported discussions with the Tuscarawas County District Branch Trustees regarding updating and improving our lease agreement for the airport beacon light which sits on land they own.
- The Mayor reported Collective Bargaining sessions are underway with all the unions. A couple of sessions have been held with AFSCME, one with the FOP and the first is scheduled with IAFF tomorrow.
- Trick or Treat will be October 31st, 2012 in the City from 6- 8 PM. Residents who want to participate should leave their porch light on during those hours.

The Mayor stated in his report "for the record beat Dover."

- President of Council Sam Hitchcock assigned to the Finance Committee, Chair Ms. Cox, consideration of an upgrade to the Reiser Avenue Lift Station.
- President of Council Sam Hitchcock assigned to the Public Works & Economic Development Committee, Chair Mr. Lautenschleger, the possibility of the City entering into an agreement with AEP Energy.
- As the Mayor requested the President of Council Sam Hitchcock scheduled a meeting for November 5th, 2012 at 6:00 PM for a meeting of all of City Council for the purpose of allowing the Auditor to review her financial forecasts and for Council to be able to ask questions. President Hitchcock instructed the Clerk to send out the notice for this meeting.

SERVICE DIRECTOR.....MR. JAMES ZUCAL

The Service Director reported on the following:

- Al Maloney Midway Storm /Sewer and Paving Project is completed. (We gained ten or eleven additional parking spaces.) The Service Director encouraged all to take a look at it.
- The Service Director reported he attended the Blake Avenue Preconstruction Meeting for the Water Line Replacement Project. It is scheduled to start in a week or two. Tucson Incorporated, a local construction firm, will be doing that work.
- The Service Director reported the two vehicles from the General Services Division that was listed on govdeals.com did sell. The 1995 curbside recycle truck sold for \$4,200 and the 1994 garbage truck sold for \$4,600.

Question from President of Council Sam Hitchcock in regard to the funding for the Al Maloney Midway Storm /Sewer and Paving Project.

The Service Director replied that RTY is going to participate in that project and we want to thank them for the gift of \$15,000.00. The total project was about \$26,000.00 the City will be paying the balance from the Storm /Sewer Fund and Paving Money.

President of Council Sam Hitchcock wanted to know why they did not angle park on the other side of the street.

The Service Director replied Rod Miller, Park Superintendent met with the Engineers that were involved they looked at that closely and it was determined that this design was the most productive way to gain parking spaces.

AUDITORMS. BETH GUNDY NO REPORT

SAFETY DIRECTOR.....MR. GREG POPHAM

The Safety Director reported on the following:

1. Mr. Popham thanked the 27 companies (list was put in everyone's mail box) that contributed to the Safety Forces Open House. They helped make the Open House a success.
2. Mr. Popham announced the City of New Philadelphia Police Department has a new Police Officer. Richard "Kyle" Kelley, from the Sugarcreek area. He officially started last Monday.

TREASURERMR. Dave Johnson

Mr. Johnson distributed the Treasurer's Report to Council and announced that there is one piece missing which will be given out along with next months Treasurer's Report.

LAW DIRECTORMR. MARVIN FETE

The Law Director requested the President of Council assign to Council an overhaul of Chapter 947 which deals with an Ordinance on Water Wells. The Law Director reported that a few years ago Simpson Heating and Cooling wanted to start doing geothermal we had some problems with that, it was nobody's fault, it was just that the laws had not kept pace with the technology. The Law Director reported that this brings us up to speed in fact; "Wes Simpson was one of people who was instrumental in helping to put this legislation together and review the geothermal aspect of it. Also he has been the point person for the City on this and has been Amy Gilland, who has done a tremendous amount of work in putting this together, the Water Department Superintendent, Ed Wilson and Lee Finley, who is the Director of Environmental Health for the City of New Philadelphia Health Department."

The Law Director announced, "We're going to scrap the current 947 and replace it with this because it is too much of an overhaul. Important aspects of this is going to deal with the testing of our water making sure everything is in compliance and it is safe to drink and things of that nature which is going to become very important when it comes to the issue of fracking and making sure that the companies that are doing things here are doing so within the boundary of the law and doing it safely."

"We ask that this be assigned to a Committee."

Lastly as a former Quaker and the son of a former Quaker and former New Phila Foot ball Coach; Go Phila **Beat Dover**.

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

Mr. James Zucal on behalf of Mayor Taylor announced the Planning Commission will meet Tuesday, November 13th, 2012 at 1:00 PM in Council Chambers pending an agenda.

BOARD OF ZONING APPEALS.....MR. JAMES ZUCAL

Mr. Zucal announced the Board of Zoning Appeals will meet Tuesday, November 13th, 2012 at 5:00 PM in Council Chambers. There is no Variance Request, at this time.

AIRPORT COMMISSION..... MR. JOHN ZUCAL

Mr. Zucal reported that the Airport Commission met October 9th, 2012 at 6:00 PM in the Airport Meeting Room. Mr. Zucal announced that it is important that we continue to stay apprized as to what is transpiring with the possible designation of the Airport to B-I status. One of the most compelling pieces of information lets us know we are headed in the right direction. Loretta Snider from Michael Baker Jr. Co., which is the Airport Consultant that we use, provided the members of the Commission with a detailed report based Aircraft at Harry Clever Field as of October 3rd, 2012 and right now we have 41 total Aircraft based there. One of those is a helicopter all others are typical types of planes when we look at some of those we looked at some of the features that are required in the designation of Airports and part of it is that we were looking at what they called the maximum takeoff weight the maximum takeoff weight for a B-2 Airport as designated previous this was 12,500 pounds. Mr. Zucal reported the largest Aircraft that is housed at Harry Clever Field sits at 3,400 pounds so that downsizing that we talked about theoretically, and may be impracticality as well, does not have any negative impact on the size of the Airplanes that currently landing there at least 500 plus times a year or that is housed there. Mr. Zucal reported that this is just another educational/information piece. Mr. Zucal announced Loretta Snider has already began the process of evaluation not knowing where Council stood but felt it was least important to continue to work forward and not wait. She was able to request to the FAA modification of Airport Design Standards which would allow us essentially maintain areas like the Runway Safety Area and also for the Runway Taxiway Separations. Right now if the FAA agrees to those modifications of the Airports Design Standards it will require no geographical changes of the landscape of the Airport and would not require any funding on the part of the City at this time but we will wait the final decision of the FAA if not we do have some other plans and options that are available for us to meet the requirements that are set by the FAA.

PARK BOARD..... MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger announced he does not have a formal report but did report the Park Board Members have been waiting for the Paving Project to begin and to be completed, hoping it would be this year. Mr. Lautenschleger announced he was sure they all were very excited.

HEALTH BOARD.....MS. SANDY COX

Ms. Cox announced that the Health Board will meet Wednesday, November 21st, 2012 at 12:00 Noon at the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDY COX

Ms. Cox reported the Finance Committee met this evening, October 22nd, 2012 6:50 PM in the Council Chambers with 2 items to discuss:

1st Item Temporary appropriations for 2013 which is for the first three months of the year until we get our regular budget done. It was suggested it go for three readings and passed on the third reading.

2nd Item The Ohio Department of Transportation Projects for 2013 which is the
SR 800 Exit Ramp to 250 to South Broadway 416
SR 39 from 5 points through town and out to Beaver to the Corporation Limit.
SR 800 4th Street at West High North over Boulevard to Corporation at Burger King at East High Avenue.

The Committee agreed for this to be passed for the paving of the four main roads with ODOT.
Adjourned at 6:50 PM.

SALARY COMMITTEEMR. JOHN ZUCAL

Mr. John Zucal announced that the Salary Committee is requesting the rules be suspended on Ordinance 14-2012 (in regard to Selective Energy Services) and for it to be passed on the first reading tonight.

Comment from the Treasurer, Dave Johnson, “you have in your committee review of salaries for Elected Officials, is that going any place?” “Has there been any meetings on that?”

Council member John Zucal, “we have not had any meetings on it.”

Treasurer, Dave Johnson, “keep in mind you have people within the City when there were crisis they were the first ones to sacrifice; some are career people and they have their retirements and future to think of.. I don’ think this should be taken lightly. I would appreciate some action on it.”

SAFETY HEALTH & SERVICE COMMITTEEMR. ROB MAURER

Mr. Maurer reported that the Safety Health & Service Committee met briefly tonight at 6:30 PM in Council Chambers to discuss two items, reviewing the parking ordinance and disposing firearms.

- First item was dealing with handicap placards on vehicles is temporary put on hold. Police Chief is looking at a fine if you do not display the placard; normally the fine is \$250 if you park in a handicap spot. But sometimes they have a placard but forget to display it. He is looking to charge \$20.00. This is temporary put on hold.
- Selling of firearms people that have them confiscated; the committee has approved recommendation by Police Chief Jeff Urban to receive bids from Federally License Firearms Dealers for the purpose of selling weapons and firearms placed in custody for the New Philadelphia Police Department for disposal. Funds from the sale will purchase future firearms that are needed by New Philadelphia Police Department. The Safety Health & Service Committee approved 3 to 0 to have resolution drawn up and ask Council to pass.

President of Council Sam Hitchcock assigned to the Safety Health & Service Committee the Law Director’s request the overhaul of chapter 947.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE ...MR. DARRIN LAUTENSCHLEGER.....NO REPORT

**ZONING & ANNEXATION COMMITTEEMS. COLLEEN ESPENSCHIEDNO REPORT
EXCUSED ABSENCE**

CONTACT & SPECIAL COMMITTEE MR. DAN LANZER

Mr. Lanzer announced that the Contact & Special Committee is requesting the rules be suspended on Resolution 24-2012 (in regard to Contract for Airport Consultant) and for the resolution to be passed on the first reading tonight.

VISITOR’S COMMENTS:

Diane Lautenschleger, 250 Lewis Avenue NW, New Philadelphia, OH 44663
New Philadelphia Business and Community Association, 126 East High Avenue, New Philadelphia, Ohio 44663
Diane Lautenschleger, Administrative Director, of New Philadelphia Business and Community Association
Ms. Lautenschleger reported she did not have a written report but did report that she did work out on the square today.
Ms Lautenschleger was invited along with Fred Neff and Mark Henke by the Service Director to help address the problem of trash and leaves that had blown around the square over the course of the past weekend. Ms. Lautenschleger reported Mark Henke responded by getting the City employees to help clean up the City Square. There were leave blowers, rakes, shovels and about 8 city employees along with Ms. Lautenschleger working to make the square look good.
Ms. Lautenschleger reported our Square looks so amazing now and extend a big thank you for the great effort that they made to solve the problem.
Ms. Lautenschleger reminded all of the upcoming Christmas Season agenda.

- **2 work nights in preparation of this tradition**
(November 1st, 2012 and November 3rd. 2012)
- **Christmas Lightning**
Annual Christmas lighting Ceremony Friday, November 16th, at 6:00 PM on the gazebo quadrant.
- **Christmas Parade**
This will be held Friday, December 7th, 2012 and will step off from line up area at Tuscora Park at 6:00 PM

Ms. Lautenschleger thanked everyone.

Sue Sattler
1416 East High Avenue
New Philadelphia, Ohio 44663

Ms. Sattler thanked Council for all their hard work that they have done in regard to the Airport.
She thanked Council because they listened to comments took phone calls and researched.
On behalf of her family, friends, neighbors and everyone who enjoys the Schoebrunn area Ms. Sattler thanked Council for their support, service and putting her faith back into Council.

President of Council Sam Hitchcock expressed appreciation for Ms. Sattler’s comments.

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

- 14-2012 An ordinance by the Council of New Philadelphia to authorize the Mayor of the City to enter into a contract with Select Energy Services to offer a three year tax credit for income taxes as the result of new jobs created within the City for the calendar year 2013, 2014 and 2015 and declaring an emergency.
(1st Reading)
- Motion to suspend the rules made by Mr. Zucal
 Seconded by Ms. Cox
 Roll call, 6 yeas, rules suspended
- Motion to vote on passage made by Mr. Zucal
 Seconded by Ms. Cox
 Roll call, 6 yeas ordinance passed

RESOLUTIONS:

- 23-2012 A resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor, and declaring an emergency.
(3rd Reading)
- Motion to vote on passage made by Ms. Cox
 Seconded by Mr. Lautenschleger
 Roll call, 6 yeas resolution passed

24-2012 A resolution by the Council of the City of New Philadelphia, Ohio to enter into an agreement for general Airport Engineering and Planning Services at New Philadelphia Municipal Airport, and declaring an emergency. (1st Reading)

Motion to suspend the rules made by Mr. Lanzer
Seconded by Mr. Zucal
Roll call, 6 yeas, rules suspended

Motion to vote on passage made by Mr. Lanzer
Seconded by Ms. Cox
Roll call, 6 yeas resolution passed

25-2012 A resolution by the Council of the City of New Philadelphia, Ohio to request that the process of evaluation be undertaken to formally reclassify the New Philadelphia Municipal Airport (Harry Clever Field) as a B-I Airport in accordance with the Federal Aviation Administration (FAA) guidelines. (3rd Reading)

Motion to vote on passage made by Ms. Cox.
Seconded by Mr. Zucal
Roll call, 6 yeas resolution passed

UNFINISHED OR OLD BUSINESS:NONE

NEW BUSINESS:

Comment from Treasurer, Mr. Johnson

Go Quakers

The President of Council Sam Hitchcock reminded all of the scheduled meeting for November 5th, 2012 at 6:00 PM for a meeting of all of Council for the purpose of allowing the Auditor to review her financial forecasts and for Council to be able to ask questions.

President of Council Sam Hitchcock reminded all of the Municipal Court Tour for Monday, November 12th, 2012 at 7:10 PM. We will meet in Council Chambers for the tour of the Municipal Court on behalf of Judge Nanette DeGarmo VonAllman..

The President of Council Sam Hitchcock reminded all of the Veterans' Day Ceremonies November 11th, 2012, Courthouse Plaza, 11:00 AM.

MOTION TO ADJOURN MADE BY MS. COX AT 8:06 PM

CLERK OF COUNCIL _____

APPROVED _____

PRESIDENT OF COUNCIL _____