

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON NOVEMBER 28TH, 2011 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. JAMES LOCKER
- MR. ROB MAURER
- MS. WINNIE WALKER
- MR. JOHN ZUCAL

MS. COX MADE A MOTION TO AMEND TONIGHT' S AGENDA BY ADDING RESOLUTION 41-2011, 42-2011 AND 43-2011.

MR. LAUTENSCHLEGER SECONDED THE MOTION TO ACCEPT TONIGHT'S AGENDA AS AMENDED ROLL CALL, 7 YEAS, MOTION PASSED

MR. ZUCAL MADE A MOTION TO APPROVE THE MINUTES OF THE PREVIOUS SESSION HELD NOVEMBER 14TH, 2011 AND MS. ESPENSCHIED SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

CORRESPONDENCE CLERK, PATRICIA MCKAY

1. New Philadelphia Fire Department October 2011 Month End Summary.
2. Finance Committee Meeting Minutes from November 14th, 2011
3. Salary Committee Meeting Minutes from November 14th, 2011.
4. A notice to Council from the Ohio Division of Liquor Control mailed November 22nd, 2011 to Speedway, LLC dba Speedway 6246, 1260 West High, New Philadelphia, Ohio 44663 from Speedway Beverage LLC dba Speedway 6246, 1260 West High, New Philadelphia, Ohio 44663 for type TRFO C1 C2 permit asking objections be made no later than December 23rd, 2011
5. A notice to Council from the Ohio Division of Liquor Control mailed November 22nd, 2011 to Speedway, LLC dba Speedway 6242, 243 North Broadway, New Philadelphia, Ohio 44663 from Speedway Beverage LLC, dba Speedway 6242, 243 North Broadway, New Philadelphia, Ohio 44663 for type TRFO C1 C2 permit asking objections be made no later than December 23rd, 2011

ADMINISTRATIVE REPORTS:

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

The Mayor did not have a written report for tonight.

The Mayor reported the Service Director, James Zucal is on vacation today and tomorrow and will return Wednesday.

Mayor Taylor reported we are continuing with leaf pickup. The Southside has been completed and we are now working on the Southeast end of town.

The Mayor commended the Water Superintendent and our Water Department Employees who work in the distribution field. The Mayor reported they came out on Sunday night the November 20th, 2011, and worked in the middle of the night intentionally to shut down a major line on West High Avenue in front of Denny's and Speedway. (There was a repair that had to be done) The Mayor reported they did an excellent job in contacting all the businesses ahead of time and all agreed that Sunday was the best night to do the repair. Denny's closed for a couple of hours, which is their slowest night of the week; The Water Department were in and out around 3 1/2 to 4 hours. Most of the people were asleep in the hotel they had no idea they didn't have any water. The Mayor reported we didn't have to do a boil order so the water service was restored.

SERVICE DIRECTOR.....MR. JAMES ZUCAL.....NO REPORT
EXCUSED ABSENCE

AUDITORMS. BETH GUNDY.....NO REPORT

SAFETY DIRECTOR.....MR. GREG POPHAM

The Safety Director did not have a report but did ask Council to consider suspending the rules for Resolution 33-2011 and passing it tonight so he could expedite on the State e.gov site the selling of a certain 2007 Ford/Horton Ambulance.

TREASURERMR. DAVE JOHNSON.....NO REPORT

LAW DIRECTORMR. MICHAEL JOHNSONNO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR MICHAEL TAYLOR

Mayor Taylor announced he next Planning Commission Meeting will be held December 13, 2011 at 1:00 PM in Council Chambers pending an agenda.

BOARD OF ZONING APPEALS.....MR. JAMES ZUCAL.....NO REPORT

EXCUSED ABSENCE

The Mayor announced the Board of Zoning Appeals Meeting will be held Tuesday, December 13th, 2011, at 5:00 PM in Council Chambers pending an agenda.

AIRPORT COMMISSION.....MR. JAMES LOCKER.....NO REPORT

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Mr. Lautenschleger announced the Park Board is scheduled to have a meeting on December 14th, 2011 at 7:00 PM at the Tuscora Park Office.

HEALTH BOARD.....MS. SANDY COX

Ms. Cox announced that the Health Board will meet Wednesday, December 21st, 2011.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDY COX

Ms. Cox reported the Finance Committee met this evening at 7:00 PM in Council Chambers. A motion was made to go into an executive session for personnel at 7:01 PM. The regular meeting of the Finance Committee reconvened at 7:20 PM.

The first item to discuss after the executive session was Ordinance 16-2011 that is on the agenda tonight, a memo was received from the Auditor to add another line item (Police Law Enforcement 269-6900-5-3410 Other Governmental Agency payments \$16,165) before it is read and requested the rules be suspended and it be passed this evening.

Second Item Amending Resolution 19-2011 to rescind in part and amend Resolution 19-2011 for New Philadelphia non-bargaining court employees. New Philadelphia Municipal court generally makes the decision on raises over Court employees and funds. Third Item: Resolution 41-2011 to commend James Locker, Resolution 42-2011 to commend Joel B. Day and Resolution 43-2011 to commend Michael C. Johnson for their service and dedication to the City of New Philadelphia, the Resolutions were added to the agenda for tonight and will be read for three readings.

Meeting adjourned at 7:24 PM

SALARY COMMITTEEJAMES LOCKER

Mr. Locker thanked Winnie Walker, Sandy Cox and John Zucal for taking over his Committee meeting he had scheduled for November 14th, 2011.

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . MR. ROB MAURERNO REPORT

Council President assigned the request to the Safety, Health and Service Committee the annual contract to house inmates at the county jail.

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

ZONING & ANNEXATION COMMITTEEMS. COLLEEN ESPENSCHIED ...NO REPORT

CONTACT & SPECIAL COMMITTEE MR. JOHN ZUCAL.....NO REPORT

Mr. Zucal reported that the Contact & Special Committee met tonight at 6:48 PM in Council Chambers with one item to discuss:

The request for a new liquor permit from the Ohio Division of Liquor Control to Bell Stores Inc. dba Bell Stores 65, 110 Commercial Ave. SE, New Philadelphia, Ohio 44663 from Bell Stores Inc. dba Bell Stores 65, 701 S. Broadway, New Philadelphia, Ohio 44663 for TRFL Type C1 C2 permit and asking objection be made no later than 12/01/2011.

Mr. Zucal reported that the committee did not have any objections to the permit and did not request a hearing for this notice and for this to be put before full council and voted on so the clerk could sign and return the notice to the Ohio Division of Liquor Control before December 1, 2011.

Mr. Zucal made a motion to approve the request for transfer of permit to Bell Stores, Inc. dba Bell Stores 65, 110 Commercial Avenue SE, New Philadelphia, Ohio 44663, from Bell Stores Inc. dba Bell Stores 65, 701 S. Broadway, New Philadelphia, Ohio 44663.

Mr. Locker seconded the motion. Roll Call, 7 Yeas, Motion Passed
Meeting adjourned at 6:50PM.

PARKS & CEMETERY COMMITTEEMS. WINNIE WALKER.....NO REPORT

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 was a visitor at the last meeting which was held November 14th, 2011. At that meeting, Ms. Lautenschleger gave detailed information to Council on the Annual Christmas Lighting Ceremony Program which would take place on November 18, 2011 at 6:00 PM and personally invited Council to attend this happy event.

Council Member Ms. Espenschied and her 10 year old step son attended the Christmas Lighting Ceremony. Council Member Ms. Espenschied commended Ms. Lautenschleger for having a successful event and stated she and her 10 year old step son were impressed. The Lighting Ceremony was a huge success and demonstrated a community coming together.

Ms. Lautenschleger attended tonight’s meeting and reported to Council the success of the Annual Christmas Lighting Ceremony stated she hoped all had a chance to attend the event and then distributed a three page flyer to Council.

First page of flyer announced:

The Annual New Philadelphia Christmas Parade

To be held Friday, December 2nd, 2011 at 6:00 PM

Invitation for picture with Santa after the parade at the First United Church at Christ

301 Fair Avenue NW

Directions for the parade:

The parade will begin on Tuscora Avenue. It will turn South on N. Broadway, turn right onto W. High Avenue, turn right onto 2nd Street NW and conclude at 201 Fair Avenue NW.

Second page of flyer announced a Holiday Lights Contest.

NPBCA encouraged North Broadway residents to participate in best decorated Home Holiday Lights Contest. To enter the contest, adorn your home then turn on your lights by 5:00 PM on December 2nd, 2011. Judges will pick one winner.

Third Page:

A copy of a newspaper article from the Times Reporter congratulating NPBCA for its leadership to beautify the City and for the generous contributions that are making it possible. The Lighting Ceremony was a huge success.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCE:

14-2011 An Ordinance by the Council of the City of New Philadelphia, Ohio to create and authorize a Special Police Officer Unit, and declaring an emergency. (2nd Reading)

16-2011 An Ordinance amending and adjusting the Permanent Appropriations Ordinance for the year 2011 and declaring an Emergency. (1st 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 Mr. Locker.
Roll call, 7 yeas Ordinance passed

17-2011 An Ordinance to make temporary appropriations for current expenses and other expenditures of the City of New Philadelphia, State of Ohio during the fiscal year ending December 31, 2012 and declaring an emergency. (1st Reading)

RESOLUTION:

32-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to commend Lawrence J. Kopp, Jr. for his years of service and dedication to the City of New Philadelphia during his 30 years serving the City of New Philadelphia as Police Officer including 17 years serving as Captain with the New Philadelphia Police Department. (1st Reading)

33-2011 A Resolution by the Council of the City; of New Philadelphia, Ohio
To authorize the Safety Director for the City of New Philadelphia to sell a certain Ford/Horton Ambulance Year 2007 through the State e. gov. site under terms and conditions to be determined by the Safety Director and the Mayor for the City of New Philadelphia, Ohio, and declaring an emergency. (2ndReading)

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

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

35-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to approve the transfer of \$40,000.00 from the Sanitation Fund (#219) to be transferred \$20,000.00 to the Water Operating Fund (#711) and \$20,000.00 to the Sewer Operating Fund (#713) for the 2011 fiscal year.
(3rd Reading)

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

36-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to commend Guido A. Civiello for his 31 years of Service as Health Board Member for the City of New Philadelphia. (1st Reading)

38-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to commend Michael A. Scolati for his years of service and dedication to the City of New Philadelphia during his 37 years serving the City of New Philadelphia including 3 years serving as Assistant Superintendent for the Wastewater Treatment Plant. (1st Reading)

40-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to authorize the rate increase for services provided by Smith Ambulance Billing for the Calendar year 2012 and to adopt changes in the Ambulance Service Fees charged by the City of New Philadelphia for 2012, and declaring an emergency.
(1st Reading)

Ms, Cox made a motion to Amend Resolution 40- 2011 the reason: there was a change in Section 2: ALS Non-Transport Service, under Rate Increase Effective 1/1/2012 changed from \$79.57 to \$185.66.which was not corrected before it was read so it has to be amended.

Motion was seconded by Mr. Maurer.

Roll call 7 yeas

Motion passed. Resolution Amended

41-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to commend James locker for his service of over twenty nine (29) years in the Police Department including nineteen (19) years as Police Chief and twenty (20) years as Councilman for the City of New Philadelphia. (1st Reading)

- 42-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to commend Joel B. Day for his four (4) years of service and dedication as Council President and eight (8) plus years As Councilman for the City of New Philadelphia.
- 43-2011 A Resolution by the Council of the City of New Philadelphia, Ohio to commend Michael C. Johnson for his twenty four (24) years of service and dedication as Law Director for the City of New Philadelphia. (1st Reading)

UNFINISHED OR OLD BUSINESS:

NONE

NEW BUSINESS:

Ms. Cox made a Motion to change the last meeting of the year from Thursday December 29th to Tuesday December 27th, 2011 at 7:30 PM.

Ms. Walker seconded the motion

Roll Call 7 yeas

Motion passed.

MS COX, ADJOURNED THE MEETING AT 7:57 PM.

CLERK OF COUNCIL _____

APPROVED _____

PRESIDENT OF COUNCIL _____