

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JANUARY 8, 2018 WITH PRESIDENT OF COUNCIL, SAM HITCHCOCK, PRESIDING. COUNCILWOMAN RAMOS OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE

MR. DEAN HOLLAND
MR. DAN LANZER
MR. ROB MAURER
MRS. AIMEE MAY
MRS. CHERYL RAMOS
MR. KELLY RICKLIC
MR. JOHN ZUCAL

President of New Philadelphia City Council Sam Hitchcock made the following statement:

Before we do anything further on the Agenda tonight, it's my duty as President of Council to make Committee assignments. I have given copies out through email and also placed on your desk in front of you a paper copy tonight. The paper copy is basically the same as the last email rendition with the exception of two additions of two positions, the Planning Commission and the Cemetery Board, which people serving on that previously have been serving, the only difference is the names and the commission and the board have been listed on the sheet. Other than that it's the same.

MR. HOLLAND MOTIONED TO ACCEPT THE ASSIGNMENTS
MR. ZUCAL SECONDED THE MOTION
7 YEAS
THE COMMITTEE ASSIGNMENTS HAVE BEEN ACCEPTED

President of New Philadelphia City Council Sam Hitchcock made the following statement:

Nominations will be open at this time for a President Pro Tem. That is someone who in the absence of President of Council will serve as President of Council.

MR. HOLLAND MOTIONED TO NOMINATE MR. MAURER TO BE PRESIDENT PRO TEM
MR. LANZER SECONDED THE MOTION
7 YEAS
MR. MAURER HAS BEEN NOMINATED

MR. ZUCAL MOTIONED TO CLOSE THE NOMINATIONS
MR. RICKLIC SECONDED THE MOTION
7 YEAS
THE NOMINATIONS HAVE BEEN CLOSED

MR. MAURER IS PRESIDENT PRO TEM

- MRS MAY MOTIONED TO ADD RESOLUTION 44-2017 AND RESOLUTION 45-2017 TO TONIGHT'S AGENDA
MR. RICKLIC SECONDED THE MOTION
RESOLUTION 44-2017 AND RESOLUTION 45-2017 HAVE BEEN ADDED TO TONIGHT'S AGENDA

- MR. MAURER MOTIONED TO ADD RESOLUTION 5-2018 TO TONIGHT’S AGENDA
MR. RICKLIC SECONDED THE MOTION
7 YEAS
RESOLUTION 5-2018 HAS BEEN ADDED TO TONIGHT’S AGENDA

- MR. ZUCAL MOTIONED TO ACCEPT TONIGHT’S AGENDA AS AMENDED
MRS. MAY SECONDED THE MOTION
7 YEAS
TONIGHT’S AGENDA HAS BEEN ACCEPTED

- MR. LANZER MOTIONED TO ACCEPT THE MINUTES FROM THE DECEMBER 28, 2017
REGULAR SESSION OF CITY COUNCIL
MRS. MAY SECONDED THE MOTION
7 YEAS
MINUTES FROM THE DECEMBER 28, 2017 REGULAR SESSION OF COUNCIL HAVE
BEEN APPROVED

CORRESPONDENCE CLERK, JULIE COURTRIGHT

1. *To Council and Administration from President of New Philadelphia City Council Sam Hitchcock, dated December 30, 2017. This is an email with the subject “2018 Council Assignments” with the attachment “2018 Council Assignments”*
2. *To Councilman Zucal, Councilman Holland, Councilman Lanzer, Mayor Day, Law Director Fete, and Council Clerk, from President of Council Sam Hitchcock, dated January 2, 2018. This is a forwarded email titled Chris Bower reappointment letter and it reads “Mr. Zucal, will you take these two appointments into your committee for consideration.*
3. *To Council Clerk from Treasurer Tom Gerber, dated January 3, 2018. This is the City of New Philadelphia December 2017 Deposits.*
4. *To Council and Administration from Income Tax Administrator Vickie Daniels, dated January 4, 2018. This is the December 2017 Report Month End Tax Revenue by Year.*
4. *To Council from President of New Philadelphia City Council Sam Hitchcock, dated January 5, 2018. This is a forwarded email titled “Please assign to Safety, Health, and Service Committee. It has the attachment Resolution 4-2018.*
5. *To Clerk of Council from the Ohio Division of Liquor Control, dated January 4, 2018. This is a notice of Legislative Authority. “Please complete and return this form to the Division of Liquor Control whether or not there’s a request for a hearing.” It was mailed December 27, 2017 and it has to be postmarked no later than January 29, 2018. This is a Liquor License Transfer. To Styx Acquisition LLC 417 South Broadway from Buehlers Food Market 417 South Broadway.*
6. *To Council and Administration from Mayor Day, dated January 8, 2018. This is the Mayor’s Report.*

President of New Philadelphia City Council Sam Hitchcock made the following statement:

We’ll take a pause in the Agenda right now to recognize a long-time employee, Mr. Derek Leyda, and we would like to present to him the Resolution in honor of him.

(Mr. Leyda was asked to come to the front of Council Chambers.)

President of New Philadelphia City Council Sam Hitchcock made the following statement:

(Reading from Resolution 42-2017) A Resolution by the Council of the City of New Philadelphia, Ohio, to commend Derek Leyda for his 18 years of service and dedication to the City of New Philadelphia Water Department and declaring an emergency. Whereas Derek Leyda has now retired as Superintendent of the Water Department for the City of New Philadelphia, Ohio. Whereas Derek Leyda has shown his loyalty, dedication, and commitment by his 18 years of service to the City of New Philadelphia in the New Philadelphia Water Department. Therefore be it resolved by Council of the City of New Philadelphia, Ohio, as follows. The Council of the City of New Philadelphia, Ohio does hereby recognize and thank Superintendant Derek Leyda for his 18 years of service and dedication to the citizens of New Philadelphia, Ohio in the City Water Department.

Administrative Reports.....

MAYOR'S REPORT/REQUESTS ...MAYOR JOEL B. DAY

Mayor Day had the following report:

- InSite Advisory Group will Assist in Revising Menard's CRA Agreement: Jennifer Syx and her Insite Advisory Group of Fairlawn Ohio will assist the City in revising the Community Reinvestment Area property tax abatement agreement with Menard's Incorporated. Ms. Syx company helped craft the original Menard's CRA agreement in 2015. It has to be revised to reflect new construction start and completion dates as well as expected employment and payroll numbers. The revisions will require new legislation, which Council would have to approve before construction begins. Ms. Syx is working with Law Director Fete to craft that legislation.

- A Reminder of the Services Provided by the New Philadelphia Health Department : After reading the heartbreaking story in Sunday's Times Reporter about the children affected by the county's opioid addiction problem, I want to remind New Philadelphia residents that the City Health Department is here to help. If you have an addiction or know someone who does, contact our Heath Department. Health Commissioner Vickie Ionno and Director of Nursing Nicole Bache can recommend treatment programs that can start you on the path to recovery.

- City Planning Commission to Discuss Wind Turbine Legislation: At tomorrow's 1pm monthly meeting, the City Planning Commission will begin discussion on the regulation of future wind turbine construction in the City. Currently, the City does not have proper zoning restrictions, which allowed the wind turbine to be erected at the Schoenbrunn Inn on West High Avenue. The commission will review proposed restrictions written by Mike Scolati, the City's Zoning and Building Code Administrator.

- Welcome to Newly Seated Councilman Lanzer and the Returning Council Members: I would like to welcome newly seated third ward Councilman Dan Lanzer to our City Government, and welcome back re-seated members Maurer, Ramos and Zucal. 2018 is going to be a very busy year for all of us. And I'm looking forward to working side-by-side with you as we continue to improve New Philadelphia and maintain its leadership role in Tuscarawas County.

- Praise for City Water Department Crews Repairing Broken Water Lines: After a week of single digit and sub-zero weather, the warmer weekend temperatures caused several water main breaks across the City. It's during these events when you really appreciate the work of our City Water Department crews, some of which had to endure water up to their knees in an eight foot hole repairing the leaks.

SERVICE DIRECTORMR. RON MCABIER

Mr. McAbier had the following report:

Since Tuesday we've had six water leaks. Three of them on a two inch, one on a twelve inch, one on a six inch, and one on a one inch, so we've been extremely busy over the weekend. Most of it was on the weekend, and we have another one right now on Lake Street around Park Avenue. It shows the failing infrastructure we have, especially on the two inch stuff we have in town. We have to figure out if we can get aggressive about that or how we're going to handle that stuff because the two inch is in dire need of upgrade. Also General Services have been very busy the last couple weeks also in the snow and ice defense. We used approximately 99 tons of salt over the last week and a half. I also wanted to update you as I've been doing. I'd say the City's 90 to 95 percent done. There's some pockets out there that will get coals on them, and we'll continue to go back weather permitting. Also the papi lights. I talked to Eric and what he's going to do is fly first and then he's going to get ahold of FAA.

Law Director Fete had the following question:

Were those waterline breaks related to the unseasonably cold temperatures, so that's not just par for the course because of the infrastructure?

Mr. McAbier had the following reply:

Yes. If they're six inch and good you shouldn't have that. The old two inch are all galvanized.

Law Director Fete had the following reply:

Your men were out there in those terrible temperatures fixing that on behalf of the City. Please pass along our thanks.

AUDITORMS. BETH GUNDY

Ms. Gundy had the following report:

I just am going to urge Council to suspend the rules on Resolution 1-2018 to accept the FAA money. We have that money and we've already had an invoice presented against it, so it needs to be passed as soon as possible.

SAFETY DIRECTORMR. GREG POPHAM

Safety Director Popham had the following report:

In the Police Department on Tuesday the Mayor swore
in Ashley Gross in the vacancy we had in the dispatcher/ jailer section.

TREASURER MR. TOM GERBER.....NO REPORT

LAW DIRECTOR MR. MARVIN FETE

Mr. Fete had the following report:

I would like to reserve the bulk of my comments to request an executive session
for threatened or pending litigation.

MR. RICKLIC MOTIONED FOR AN EXECUTIVE SESSION ON
THE LAW DIRECTOR'S REQUEST
MRS. RAMOS SECONDED THE MOTION
7 YEAS
AN EXECUTIVE SESSION WILL BE HELD AFTER THE READING
OF LEGISLATION FOLLOWING A 5 MINUTE RECESS

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR JOEL DAY

The Planning Commission will be meeting here in Council Chambers tomorrow at 1:00 PM.
The big topic of discussion will be regulations and restrictions for wind turbines.

BOARD OF ZONING APPEALS.....MR. RON MCABIER

The Board of Zoning Appeals will meet tomorrow at 5:00 PM in Council Chambers.

AIRPORT COMMISSION.....MR. JOHN ZUCAL

The Airport Commission is scheduled to meet tomorrow evening at 6:00 o'clock at Harry Clever Field in the Meeting Room. We welcome Councilman Lanzer to that Committee, and I'll be discussing with Mr. Bower and Dr. Rich Veratti about their appointments and making sure that they're willing to serve in that capacity.

PARK BOARD.....MR. DEAN HOLLAND.....NO REPORT

HEALTH BOARD..... MR. KELLY RICKLIC

The next Health Board Meeting will be January 10, 2018 in the Health Department at Noon.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMR. ROB MAURER.....NO REPORT

SALARY COMMITTEEMR. JOHN ZUCAL

Mr. Zucal had the following report:

The Salary Committee will be meeting on January 22, 2018 at 6:30 PM.

We will be discussing the reappointments of Dr. Verrati and Mr. Bower if they do confirm their willingness to participate in that. I also would ask the Law Director to prepare the appropriate Legislation recognizing Mr. Lautenschleger for his dedication and service to the City of New Philadelphia as a Council Representative.

PUBLIC WORKS COMMITTEE.....MR. DEAN HOLLAND.....NO REPORT

SAFETY HEALTH & SERVICE COMMITTEE.....MR. KELLY RICKLIC

Previous Chairman Rob Maurer gave the report:

The Safety, Health, and Service Committee met tonight to discuss a \$300,000 CDBG grant that would replace possibly 3,000 feet of waterline in the vicinity of Central Elementary. Some of the lanes and avenues that it includes is Dawson, Dale, Poplar, and North. Work will begin this Summer. We hope to finish it up by August 15, 2018. A motion was made by Mr. Ricklic to add Resolution 5-2018 to tonight’s Agenda. The Committee passed it by a vote of 3-0.

Mr. Zucal had the following question:

The CDBG money is actually the critical infrastructure component of that CDBG money, is that right?

Mr. Maurer had the following reply:

That’s correct.

ZONING & ANNEXATION COMMITTEEMRS. CHERYL RAMOS.....NO REPORT

SPECIAL & CONTACT COMMITTEEMR DAN LANZER

Mr. Lanzer had the following report:

The Special and Contact Committee will be meeting on January 10, 2018 22, 2018 at 6:45 PM for a liquor license request.

**President of New Philadelphia City Council Sam Hitchcock asked Mr. Lanzer to take into his Committee a restudy of rules of Council in Section 121, also a review of Codified Ordinance 143.02 d2 as it effects the Council appointments.*

PARKS & CEMETERY COMMITTEEMRS. AIMEE MAY

Mrs. May had the following report:

The Parks and Cemetery Committee met this evening at 7:15 PM regarding Resolution 44-2017 for the reappointment of Tom Farbizo to the Park and Recreation Board for a period of 5 years, and Resolution 45-2017 for the reappointment of Jan McInturf to the Park and Recreation Board for 5 years. There was a motion made by Mr. Ricklic to add both resolutions to the Agenda this evening and to be passed on 3rd Reading. The meeting adjourned at 7:18 PM.

VISITOR'S COMMENTS: NONE

COUNCIL COMMENTS:

Mr. Zucal had the following comment:

I would just like to express gratitude to all the City workers in New Philadelphia who have been bearing the terrible conditions outside. I've seen the guys on the back of the garbage truck and having spent summers there I know how difficult that job could be, only magnified given the extreme temperatures that we had on the negative side. To all those who have been involved, our appreciation goes out to them.

Mr. Ricklic had the following comment:

I would also like to recognize Mr. Derek Leyda along with his award we gave him tonight. Derek came to the City of New Philadelphia when I was Water Superintendent and he was very instrumental in helping me. Derek is a very intelligent and a very resourceful and quiet guy but he did a lot of good for the City of New Philadelphia and the Water Department. I wanted to thank him for all that he did for me and I hope the best for you in your retirement.

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

- | | |
|---------|---|
| 24-2017 | AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO PERMANENTLY REZONE 1416 KADERLY STREET NW FROM RESIDENTIAL TO BUSINESS.
3 rd Reading |
| 26-2017 | AN ORDINANCE TO ALLOCATE FUNDS COLLECTED UNDER THE CITY OF NEW PHILADELPHIA INCOME TAX ORDINANCE.
2 nd Reading |

RESOLUTIONS:

- | | |
|---------|---|
| 44-2017 | A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO APPROVE THE REAPPOINTMENT OF TOM FARBIZO BY THE MAYOR TO THE NEW PHILADELPHIA PARK AND RECREATION BOARD FOR THE TERM OF FIVE YEARS.
1 st Reading |
|---------|---|

45-2017 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO APPROVE THE REAPPOINTMENT OF JAN MCINTURF BY THE MAYOR TO THE NEW PHILADELPHIA PARK AND RECREATION BOARD FOR THE TERM OF FIVE YEARS.
1st Reading

1-2018 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO ACCEPT THE GRANT AWARD FROM THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) UNDER THE OHIO AIRPORT MATCHING GRANT PROGRAM FOR USE AT THE HARRY CLEVER FIELD AIRPORT.
1st Reading

MR. ZUCAL MOTIONED FOR SUSPENSION OF RULES ON RESOLUTION 1-2018
MR. RICKLIC SECONDED THE MOTION
7 YEAS
RULES HAVE BEEN SUSPENDED ON RESOLUTION 1-2018

MR. ZUCAL MOTIONED FOR PASSAGE OF RESOLUTION 1-2018
MR. RICKLIC SECONDED THE MOTION
7 YEAS
RESOLUTION 1-2018 HAS BEEN APPROVED

5-2018 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO, AUTHORIZING AND DIRECTING THE MAYOR OF THE SAID CITY OF NEW PHILADELPHIA TO ACT AS THE SIGNATURE DESIGNEE AND TO FILE AN APPLICATION FOR FINANCIAL ASSISTANCE UNDER TITLE 1 OF THE HOUSING AND COMMUNITY DEVELOPMENT, DIVISION OF THE OHIO DEVELOPMENT SERVICES AGENCY, OFFICE OF LOCAL GOVERNMENT SERVICES.
1st Reading

**COUNCIL ADJOURNED INTO A 5 MINUTE RECESS AT 8:01 AND
RECONVENED BEFORE GOING INTO EXECUTIVE SESSION AT 8:08.
AT 8:31 PM COUNCIL RECONVENED INTO REGULAR SESSION OF COUNCIL**

UNFINISHED OR OLD BUSINESS:

President of New Philadelphia City Council Sam Hitchcock had the following comment for Mr. Ricklic:

Since you are now Chair of the Safety, Health, and Service Committee, I wanted to remind you of the request for an Ambulance Committee Meeting for 2018 ambulance rates.

NEW BUSINESS:

President of New Philadelphia City Council Sam Hitchcock had the following comment:
(President Hitchcock and Law Director Fete donned Elvis sunglasses)

Today is Elvis' birthday, so with that in mind I just wanted to wish everyone a happy Elvis' birthday.

Mr. Maurer motioned to adjourn at 8:32 pm

CLERK OF COUNCIL _____
Julie Courtright

APPROVED _____

PRESIDENT OF COUNCIL _____
Sam R. Hitchcock