

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON DECEMBER 23, 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.

MR. JOHNSON INTRODUCED TWO MEMBERS OF BOY SCOUT TROUP #84 AND THEIR COUNSELOR, WHO WERE IN ATTENDANCE FOR THEIR CITIZENSHIP AND COMMUNITY MERIT BADGES.

MR. JOHNSON INTRODUCED CIE GRANT OF NEW PHILADELPHIA AND MEMBER OF THE OHIO STATE BUCKEYES FOOTBALL TEAM WHO WILL BE PLAYING THE MIAMI HURRICANES IN THE FIESTA BOWL ON FRIDAY JANUARY 3, 2003 IN TEMPE, ARIZONA FOR THE NATIONAL CHAMPIONSHIP. MAYOR BRODZINSKI READ A PROCLAMATION TO ACKNOWLEDGE CIE AS THE CITY'S GOODWILL AMBASSADOR. UPON RECEIVING THE AWARD, CIE RESONDED THAT IT WAS TRULY AN HONOR TO RECEIVE THIS RECOGNITION, AND THANKED COUNCIL AND THE ADMINISTRATION.

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 DECEMBER 9 AND DECEMBER 18, 2002 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE . . . . . CLERK DIANE ROUDEBUSH

1. Zoning & Annexation Committee meeting minutes of December 9, 2002.
2. Special Committee meeting minutes of December 9, 2002.
3. Salary Committee meeting minutes of December 9, 2002.
4. Planning Commission meeting minutes of December 11, 2002.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT . . . . . MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from December 10 through December 23, 2002. Reported that he attended an Issue II meeting on December 11, and announced that the city is to receive a \$300,000.00 grant and a \$100,000.00 free interest loan for construction of a 1 million gallon clear well on the present water facility. Reported that groundwork is being done on a cable channel that Adelpia plans to implement for government and school information. Reported that the city and the FOP have agreed on a contract, with three other contracts to be decided. Announced that the Municipal Building will be closed December 24 and December 25 for the Christmas Holiday. Wished everyone a Merry Christmas and Happy New Year.

SERVICE DIRECTOR . . . . .MR. GARY ESPENSCHIED

Also wished everyone a Merry Christmas and Happy New Year. Reported that he has been attending both the AFSCME and Clerical Workers negotiations. Reported that bids were opened on November 20 for a new control panel at the Wastewater Treatment Plant, and the bids are being reviewed. Relinquished the floor to Building Inspector Bill Richesson, who reported that he has been working on ongoing problems with certain properties.

SAFETY DIRECTOR . . . . .MR. GREG POPHAM

Reported that Police Captain Joe Skinner is home and doing well after being shot in the arm at Union Hospital during an altercation with a patient. Reported that the SEI Safety First Group presented a check for \$2,750.00 for a bulletproof vest and additional training for the K-9 dog, Abbe, in the New Philadelphia Police Department. Reported that the Fire Department has been awarded a \$35,000.00 grant from FEMA for health equipment and training.

AUDITOR . . . . . MS. BETH GUNDY

Requested that the transfers made in her office be approved. Requested emergency passage tonight of Ordinance 101-2002.

TREASURER . . . . . MR. MIKE TAYLOR

Informed Council that he will be certified by the Board of Elections on December 31, and he is looking forward to working with Council and Administration to bring the Treasurer's office current.

LAW DIRECTOR . . . . . MR. MIKE JOHNSON

Wished everyone a Merry Christmas and Happy New Year. Informed Council that the Democratic Central Committee did select Mike Taylor to be the new Treasurer and he has been sworn in. Reported that the billboard ordinance is nearly done, and will be furnished to the Zoning & Annexation Committee soon for review. Reported that the first appeal of a housing board case was presented today, and it was determined that the current housing ordinance does not apply in this case because the properties in question are vacant. Concerning a letter from Don Rostad of Mr. Trailer, Mr. Johnson informed Council that this is a court case, and the city should not get involved at this time. Reported that an attorney has been hired to hear the workers' compensation case involving Jimmy Martin. Informed Council that David Cimperman has sued the city again. Explained Ordinance 98-2002.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION . . . . . MAYOR BRODZINSKI

Will meet January 8 at 1:00 p.m. in the Police Station Conference Room.

BOARD OF ZONING APPEALS . . . . . MR. GARY ESPENSCHIED

Will meet January 7 at 5:00 p.m. in Council Chambers.

AIRPORT COMMISSION . . . . . MR. JIM LOCKER . . . . . NO REPORT

PARK BOARD . . . . . MR. ART CICCONE . . . . . NO REPORT

HEALTH BOARD . . . . . MS. SANDRA COX . . . . . NO REPORT

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE . . . . . MS. SANDRA COX

Made a motion to approve the Auditor's transfers. Mr. Houston seconded the motion. Roll call, 7 yeas, motion passed. Also discussed were Ordinances 91-2002, Ordinance 92-2002, and Ordinance 101-2002. All were approved

SALARY COMMITTEE . . . . . MR. JIM LOCKER . . . . . NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . . . MR. SAM HITCHCOCK . . . . . NO REPORT

PUBLIC WORKS COMMITTEE . . . . . MR. JOEL DAY . . . . . NO REPORT

ZONING & ANNEXATION COMMITTEE . . . . . MR. GEORGE HOUSTON

Reported meeting December 9 immediately following regular council meeting to discuss an annexation request by Dennis Carr. The Committee approved the request, and Ordinance 94-2002 is before Council for consideration tonight. A proposed billboard ordinance was also discussed, and the Law Director is reviewing the information and will prepare legislation. Also discussed was an addition at Mistee Dawn Estates, as requested by J.R. Aubihl. More information is needed by the Committee before any decisions are made.

CONTACT COMMITTEE . . . . . MR. ART CICCONE

Reported meeting tonight to discuss a request for liquor permit at the Westside Market and Drive Thru, which was approved. Also discussed was a proposal for the city to purchase two properties. It was decided to wait until the budget is prepared before making any decision. Naming the new municipal building was also discussed, and the Committee decided on the John W. Knisely Municipal Centre.

SPECIAL COMMITTEE . . . . . MR. ROB MAURER . . . . . NO REPORT

VISITOR'S COMMENTS:

Don Rostad 323 Hummel Valley Rd., New Philadelphia, said he owns property at 1569 Steel Hill Rd. New Philadelphia, and the land has depreciated due to flood problems caused by neighboring properties filling their land. He said he has plans to rent some of the property for business use, but the land is not usable because of flooding. Mr. Johnson assigned this issue to the Zoning & Annexation Committee for review.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 91-2002      An ordinance by the council of the City of New Philadelphia, Ohio to transfer 5% of the water revenue incomes to the water improvement fund, and declaring an emergency. (3rd Reading)  
  
Motion to vote on passage made by Mr. Locker, seconded by Ms. Cox. Roll call, 7 yeas, ordinance passed.
- 92-2002      An ordinance by the Council of the City of New Philadelphia, Ohio to transfer 5% of the sewer revenue incomes to the sewer improvement fund, and declaring an emergency. (3rd Reading)  
  
Motion to vote on passage made by, seconded by Ms. Cox, seconded by Mr. Cicconetti. Roll call, 7 yeas, ordinance passed.
- 94-2002      An ordinance to enter into an annexation agreement attached hereto to allow annexation of property owned by Dennis Carr to the City of New Philadelphia, Ohio and declaring an emergency. (2nd Reading)
- 95-2002      An ordinance by the Council of the City of New Philadelphia authorizing and directing the Safety Director to advertise for bids, receive bids and to enter into a contract with the lowest and best bidder for the purchase of three (3) properly equipped motor vehicles for use in the Police Department in 2003, and declaring an emergency. (1<sup>st</sup> Reading)  
  
Mr. Johnson assigned this ordinance to the Finance Committee for review.
- 96-2002      An ordinance by the Council of the City of New Philadelphia, Ohio to enact New Philadelphia Codified Ordinance 371.03(f) to prohibit jay walking in a school zone one-half hour before school starts through one-half hour after school ends daily, and declaring an emergency. (1<sup>st</sup> Reading)
- 98-2002      An ordinance by the Council of the City of New Philadelphia, Ohio to cancel and revoke Ordinance 66-2002, the application by David and Nanette Avon for annexation of certain territory in Goshen Township, Ohio, and declaring an emergency. (1<sup>st</sup> Reading)
- 99-2002      An ordinance to amend New Philadelphia Codified Ordinance 107.01, No Smoking Areas to designate all buildings and vehicles owned or occupied by the City of New Philadelphia No Smoking Areas, and declaring an emergency. (1<sup>st</sup> Reading)
- 100-2002     An ordinance to repeal Ordinance 351.18 – Snow Emergency and to enact new Codified Ordinance Section 351.18 of the Codified Ordinances for the City of New Philadelphia, Ohio and declaring an emergency. (1<sup>st</sup> Reading)
- 101-2002     An ordinance amending and adjusting the permanent appropriations ordinance for the year 2002 and declaring an emergency. (1<sup>st</sup> Reading)  
  
Motion to suspend the rules made by Ms. Cox, seconded by Mr. Hitchcock. 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.

RESOLUTIONS:      NONE

OLD OR UNFINISHED BUSINESS:    NONE

NEW BUSINESS:

Mr. Johnson asked council members to submit their top ten projects they would like to accomplish in 2003.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:16 P.M.

CLERK OF COUNCIL \_\_\_\_\_

APPROVED January 13, 2002

PRESIDENT OF COUNCIL \_\_\_\_\_