

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON AUGUST 28, 2023 WITH PRESIDENT KEMP PRESIDING. COUNCILMAN HOLLAND OFFERED A PRAYER, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE

MR. DEAN HOLLAND
MR. DAN LANZER
MRS. AIMEE MAY
MR. MITCH PACE
MRS. CHERYL RAMOS
MR. KELLY RICKLIC
MR. STEVE RIPPETH

EXCUSED ABSENCES: NONE

- MR. LANZER MOTIONED TO ADD RESOLUTION 13-2023 TO TONIGHT'S AGENDA
MRS. MAY SECONDED THE MOTION
7 YEAS
RESOLUTION 13-2023 WILL BE ON TONIGHT'S AGENDA
- MR. RICKLIC MOTIONED TO ADD ORDINANCE 15-2023 TO TONIGHT'S AGENDA
MR. PACE SECONDED THE MOTION
7 YEAS
ORDINANCE 15-2023 WILL BE ADDED TO TONIGHT'S AGENDA
- MRS. MAY MOTIONED TO ADD ORDINANCE 18-2023 TO TONIGHT'S AGENDA
MR. RICKLIC SECONDED THE MOTION
7 YEAS
ORDINANCE 18-2023 HAS BEEN ADDED TO TONIGHT'S AGENDA
- MR. RIPPETH MOTIONED TO ADD RESOLUTION 12-2023 TO TONIGHT'S AGENDA
MR. PACE SECONDED THE MOTION
7 YEAS
RESOLUTION 12-2023 HAS BEEN ADDED TO TONIGHT'S AGENDA
- MRS. RAMOS MOTIONED TO ADD RESOLUTION 16-2023 TO TONIGHT'S AGENDA
MR. LANZER SECONDED THE MOTION
7 YEAS
RESOLUTION 16-2023 HAS BEEN ADDED TO TONIGHT'S AGENDA
- MR. RICKLIC MOTIONED TO APPROVE TONIGHT'S AGENDA WITH THE ADDITIONS
MRS. MAY SECONDED THE MOTION
7 YEAS
TONIGHT'S AGENDA HAS BEEN APPROVED
- MR. LANZER MOTIONED TO APPROVE MINUTES FROM THE AUGUST 14, 2023 REGULAR SESSION OF COUNCIL
MR. RIPPETH SECONDED THE MOTION
7 YEAS
MINUTES FROM THE AUGUST 14, 2023 REGULAR SESSION OF COUNCIL HAVE BEEN APPROVED

CORRESPONDENCE CLERK, JULIE COURTRIGHT

1. *To Councilwoman May from President Kemp, dated August 23, 2023. This is an email titled "Police Clerk". President Kemp asked Mrs. May to schedule a Committee Meeting for this evening on this issue that has already been assigned to her Committee.*
2. *To President Kemp from Law Director Fete, dated August 25, 2023. This is an email titled "Please assign to Dan Lanzer's Committee". President Kemp assigned both Resolution 13-2023 and Resolution 14-2023 to Mr. Lanzer's Committee.*
3. *To Council and Administration from Mayor Day, dated August 28, 2023. The Mayor's Report.*

MAYOR'S REPORT/REQUESTSMAYOR JOEL B. DAY

Mayor Day had the following report:

Commending Officer Mark Sadolsky for His Life-Saving Action

The City of New Philadelphia is blessed to have members of its safety forces who go beyond their call to duty on a daily basis. One such member is police officer Mark Sadolsky, whose live-saving action on July 12th averted a potential tragedy. The Certificate of Commendation we are presenting to Officer Sadolsky tells the story and reads as follows:

On behalf of the residents of the City of New Philadelphia, Mayor Joel B. Day and Safety Director Greg Popham are pleased to commend Mark Sadolsky for his heroic actions on the evening of July 12th, 2023. Shortly after 8:00 pm, New Philadelphia Police and Fire Departments were called to a duplex fire on Southwood Drive SW. While enroute, the departments received an update with information that there were visible flames and a large amount of smoke coming from the residence, and most concerning, two children and the family's dog were trapped on the porch roof. Officer Sadolsky was the first to arrive on scene and, with the assistance of another bystander, was able to calmly talk both children into jumping off the roof to him. After getting the boys to safety, Officer Sadolsky then assisted with clearing the adjoining apartment in the duplex to ensure that it was empty, as the fire had begun to spread to that location. Because of Officer Sadolsky's quick response and bravery, along with the excellent teamwork of all police and fire personnel onsite, the best possible outcome was achieved, and no injuries were sustained during the fire. In the words of Captain David Morris, "The bravery and commitment to protecting and serving the citizens of this city was unmatched that day." We are proud and honored to have individuals like Mark Sadolsky serving and protecting the citizens of New Philadelphia.

Officer Sadolsky was presented the Commendation by the Mayor with his family members also in attendance.

Seeking Grant Money to Help Fund the Installation of Crossing Signals at Tuscora Park

To improve the pedestrian safety of crossing North Broadway and 2nd Street NW to enter Tuscora Park, the City intends to install crosswalks with flashing lights, similar to the ones on Wabash Avenue NW and downtown on North and South Broadway. I've marked the locations in orange on the map below.

The engineer's estimate puts the construction cost at \$115,030.00. Service Director McAbier says that \$62,515.00, the City's share of the cost, can come from the state highway fund and general fund in the City's budget. We are applying for a grant from the Ohio Mid-Eastern Governments Association (OMEGA) for the balance of the project's cost. If successful, installation of the signals should be completed by the summer of 2024.

Creating a Full-Time Safety Forces Secretary Position for the Police Department

I am asking City Council to approve legislation that would move the Police Department's secretary position from part to full time. Chief Pohovey says that the workload for the position has substantially increased, and the position can also be utilized to apply for and administer grant money to help with personnel costs, equipment purchases, training, and other department improvements.

Steering Committee Moves Forward to Create a Community Development Organization

Earlier this year a steering committee made up of 20 community members was formed to develop a new organization to help guide the revitalization of the downtown area and develop ways to promote New Philadelphia's businesses and the community in general. The new organization will be under the guidance of the Mayor's office.

The committee met last Friday to begin the process of creating the new organization, using the data and recommendations from the committee’s consultant, Ned Parks of Aegis 360. The committee selected “NPACT or New Philadelphia Advancing the Community Together” as the name of the new organization. Over the next few months, the group will meet to craft a mission and vision statement, create the organization’s leadership structure and non-profit status. I will keep Council apprised of the steering committee’s progress.

If a Climbing Gym Was Created in New Philadelphia, Would You Use it?

New Philadelphia resident, entrepreneur and high school swimming coach Nathan Levengood wants your opinion. He is exploring the idea of building a “climbing gym” inside the former Brogan building downtown at the corner of 1st Drive and Allen Lane SW. He would like those persons interested in the idea to complete a Google survey he’s created. Follow this link to the survey: <https://docs.google.com/forms/d/e/1FAIpQLSeQQsLZQdrzDELz1yNScK15aC5eL0C2LA-Y-YHvhViwcHc2RA/viewform?vc=0&c=0&w=1&flr=0&pli=1>

He's named the proposed business “Boulder Downs Climbing Gym.” The link above and a link to watch a video fly-through of the gym’s concept will be available on the City’s Facebook page.

SERVICE DIRECTOR..... Service Director Ron McAbier:

Mr. McAbier had the following report:

An update on a few ongoing projects. we have Franklin Square Phase 1, if you’ve been down there today you’ll notice the cutting of a road. Today we had to move a waterline to get above the 5 foot storm lines. They’ll start laying pipe hopefully tomorrow or late tomorrow. That area will be closed for the rest of this week, open on Friday. That will continue again, we want to get done with Bank Lane and over to 5th Street. Again, avoid Mill Avenue this week. We should open up on Friday. On Glen Drive, we had just started excavating there and we ran into a 12 foot by 20 foot wet spot. Unfortunately, we should have had paving done last week. We had an engineer come in that deals in that, and we’ve had to change the entire area. The southbound lanes will be put back by Wednesday followed by the northbound Thursday and Friday. Then paving will begin. The overrun on that project to bring in the other material and do it correctly is around \$115,000. That project is coming to an end. Also, the Small Cities Paving Project is coming up. We have our preconstruction meeting on Wednesday with ODOT. Mill Avenue, 16th Street, and Ray Avenue from Beaver to Broadway are all a part of the project, also Wabash from 4th Street to Tuscarawas. The Shelly Company is the company doing that. I should have a schedule by the next council meeting.

AUDITORMS. BETH GUNDY.....NO REPORT

SAFETY DIRECTORMR. GREG POPHAM

Mr. Popham had the following report:

I would like to relinquish my time to Fire Chief Jim Parrish for an apparatus update.

Chief Parrish gave a presentation to Council about the current state of their equipment and estimated replacement costs.

Highlights of the Presentation:

- 1. The current rescue engine was purchased for \$465,000 in 2003, a replacement will cost an estimated \$1.4 million, and each year the price increases.***
- 2. The current proposal is to replace the rescue engine and consolidate the dive equipment***
- 3. The new purchase would take approximately 2.8 years.***

Mr. Ricklic had the following question:

With our contract coming up with the Township, you're saying 2.8 years down the road if you order it today. To me, that's an investment. We put the order in for the 1.4 million, if we decide we can't afford it two or three years down the road, what's the cost to sell it, and make a profit and don't need the truck? That's something I think is worthwhile to consider. The 12% increase on a \$2 million truck and we have \$1.4 invested, that's \$600,000.00 that we could have. That might be a wise thing to protect our City. If we could get halves out of the township, that's a \$700,000.00 vehicle for us. It makes sense to try to order it now because 3 years from now, who knows what the cost of equipment will be. I want to thank the Fire and Police stations for taking care of the vehicles we have purchased for them. That's a good sign of leadership in the City.

Mr. Holland had the following question:

Mr. Ricklic may not be encouraging to move forward, but I am. If we wait another year, we don't order now, in a year that \$1.4 million will go to \$1.6 million. That's the kind of increase that we're looking at. We wait two years there's no telling what it will be. Based on the current increases the 12% I think is very conservative. I think it's going to be closer to 17%. I think that's the real world and what we are going to be facing. Like Mr. Ricklic said, if we decide when the rig is delivered that we don't want it, we can sell it and make money. That's a very, very positive thing, but to not make the decision to move forward with the purchase, especially when it costs us nothing today.

President Kemp asked Mr. Holland to put this issue into his Committee.

Safety Director Popham had the following comment:

It's already jumped to over a thousand days of getting the piece of equipment. Who knows where that number is going to go. If we would move on this in another year, it could be 4 years before we get it.

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

LAW DIRECTOR.....MR. MARVIN FETE

Mr. Fete had the following report:

The report that I gave, if you have any questions on those I am happy to take them. I was also going to request an executive session, we can do that at the next meeting.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR JOEL DAY

The next meeting of the Planning Commission will be Tuesday, September 12 at 1:00PM in Council Chambers. I expect that we'll have another update on the Zoning study.

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

The Board of Zoning Appeals will meet in Council Chambers on September 12 at 5:00 PM.

AIRPORT COMMISSION.....MR. DAN LANZER
The Airport Commission will meet on September 12 at 6:00 PM in Council Chambers.

PARK BOARD.....MR. MITCH PACE.....NO REPORT

CEMETERY BOARD.....MR. MITCH PACE.....NO REPORT

HEALTH BOARD MR. DEAN HOLLAND.....NO REPORT
The next meeting will be September 13 at Noon in Council Chambers.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEEMR. KELLY RICKLIC

Mr. Ricklic had the following report:

The Finance Committee met this evening at 5:15 PM. We had one item on the Agenda, appropriating the money for cameras for police cars. After just a little bit of discussion a motion was made to add Ordinance 15-2023 to tonight's Agenda and pass it as an emergency. The Meeting adjourned at 5:25PM.

PUBLIC WORKS AND ECONOMIC DEVELOPMENT COMMITTEE...MR. DAN LANZER

Mr. Lanzer had the following report:

The Public Works and Economic Development Committee met tonight at 6:00PM. We had a lengthy discussion on a few different items. Proposed Ordinance 13-2023 is basically going to go after some grant money from Omega, and working on a safety issue for crosswalks around Tuscora Park. The Committee voted unanimously to have that added to tonight's Agenda and we would like to pass that on an emergency.

SAFETY, HEALTH, AND SERVICE COMMITTEE.....MR. DEAN HOLLAND.....EXCUSED
ABSENSE

ZONING AND ANNEXATION COMMITTEE.....MRS. CHERYL RAMOS

Mrs. Ramos had the following report:

The Zoning and Annexation Committee met tonight to discuss rezoning The Little Theater from Residential to Business. That was approved. The reason for the rezoning was so they have enough square footage for their addition to make the theater handicap accessible. That legislation will be read three times with a Public Hearing being held on the third reading.

SALARY COMMITTEE.....NO REPORT.....MRS. AIMEE MAY

Mrs. May had the following report:

The Salary Committee met tonight to discuss Ordinance 18-2023 which was an increase from part-time to full-time as well as a pay raise for the Safety Forces Police Clerk Position. We've added it to tonight's Agenda for 1st Reading.

PARKS AND CEMETERY COMMITTEE.....MR. MITCH PACE.....NO REPORT

SPECIAL AND CONTACT COMMITTEE.....MR. STEVE RIPPETH.....NO REPORT

Mr. Rippeth had the following report:

Our Committee Met tonight. We discussed Resolution 12-2023 which we added to tonight's Agenda for 1st Reading. We adjourned at 5:48.

VISITOR'S COMMENTS

Ken Estep of 528 Union Ave. had the following comment:

The reason I came here this evening was concerning the bike track that was proposed. I had a long list of stuff, but I spoke to Mr. McAbier before and he informed us of a new proposal that would maintain parking on both sides of Union Avenue and remove the buffer, which was my biggest concern. I thought that was just a bad, bad idea. For anyone involved in making those changes I'd like to thank you. I think to run a bike path through Five Points, you're just asking for someone to get hurt.

Michelle Morris, Bookkeeper for Five Point Floors, had the following comment:

I came tonight to air our concerns for the recent proposal for the Erie Canal Bike Towpath. The most current plan would be coming northbound on the west side of 7th Street then travelling north on Tuscarawas Ave. I have concerns because at that intersection we have box vans and trucks coming through as well as children. It's a bad plan.

Mayor Day had the following comment:

Councilwoman Ramos and I met with Dan Rice and Ryan Smalley, the Consultant hired to develop this path. We told them that on-street parking has to stay as is. Also the curb that would put a dedicated bike path, that has to be removed also, so basically what it would be would just be an area, just marking where the bike path is. That would be for the entire route, through the Five Points intersection, past Point Carpet, and Front. He wants to have another meeting next month. He's going to send letters to everybody.

Theresa Prince of Ray Ave. NW had the following comment:

I live at the corner of 7th and Ray NW where Union Ave. ends. That intersection and the intersection of 7th and Fair are two of the most dangerous intersections in the whole City. When I'm working at home I see at least two or three cars race right through the stop

sign. Saturday morning, which would be a busy time for a bike path, I pulled up to the intersection as a pick-up truck went right through the four way stop and another one did right behind it. Somebody is going to get seriously hurt. I love exercise, but that's not a good place for a bike path.

Jerry Kibler of Union Ave. had the following comment:

I do appreciate the bike lanes in the street, but the plan as far as what it does when it leaves Union Ave. and goes down to Fair Ave., turns west in front of Miller Studio, and then goes over to the school. Anything that adds anything in regards to more traffic and congestion is not a good plan.

Naomi Downend had the following comment:

I just want to confirm everything that the last speaker said. Currently, when school is in session, parents and guardians are taking their children to school, they park on Fair Avenue and it's solid parking on both sides of the street and on Tuscarawas Avenue. We are thinking of opening a retail store at Miller Studio to add to that. I just question the path itself.

COUNCIL COMMENTSNONE

READING OF ORDINANCES AND RESOLUTIONS

ORDINANCES:

13-2023 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, AMENDING AND ADJUSTING THE PERMANENT APPROPRIATIONS ORDINANCE FOR THE YEAR 2023.
1st Reading

15-2023 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, AMENDING AND ADJUSTING THE PERMANENT APPROPRIATIONS ORDINANCE FOR THE YEAR 2023.
1st Reading

MR. RICKLIC MOTIONED FOR SUSPENSION OF RULES ON ORDINANCE 15-2023
MRS. MAY SECONDED THE MOTION
7 YEAS
RULES HAVE BEEN SUSPENDED ON ORDINANCE 15-2023

MR. RICKLIC MOTIONED FOR APPROVAL OF ORDINANCE 15-2023
MRS. MAY SECONDED THE MOTION
7 YEAS
ORDINANCE 15-2023 HAS BEEN APPROVED

16-2023 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO PERMANENTLY REZONE THE FOLLOWING PARCELS OWNED BY THE LITTLE THEATER OF TUSCARAWAS COUNTY, INC, IN THE CITY OF NEW PHILADELPHIA, OHIO FROM RESIDENTIAL TO BUSINESS ZONE
1st Reading

18-2023 AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, TO MODIFY ORDINANCE 2-2020 WITH REGARDS TO THE

PAY RATE AND STATUS FOR THE SAFETY FORCES
POLICE CLERK POSITION

1st Reading

MRS. MAY MOTIONED FOR SUSPENSION OF RULES ON
ORDINANCE 18-2023

MR. RICKLIC SECONDED THE MOTION

7 YEAS

RULES HAVE BEEN SUSPENDED ON ORDINANCE 18-2023

MRS. MAY MOTIONED FOR APPROVAL OF ORDINANCE
18-2023

MR. RICKLIC SECONDED THE MOTION

7 YEAS

ORDINANCE 18-2023 HAS BEEN APPROVED

RESOLUTIONS:

12-2023

A RESOLUTION BY THE COUNCIL OF THE CITY OF
NEW PHILADELPHIA, OHIO, TO COMMEND POLICE
CHIEF MICHAEL GOODWIN FOR HIS YEARS OF
SERVICE AND DEDICATION TO THE CITY OF NEW
PHILADELPHIA DURING HIS THIRTY-THREE YEARS
HE SERVED IN THE NEW PHILADELPHIA POLICE
DEPARTMENT

1st Reading

13-2023

A RESOLUTION AUTHORIZING THE MAYOR OF THE
CITY OF NEW PHILADELPHIA TO APPLY FOR THE
OHIO MID-EASTERN GOVERNMENTS ASSOCIATION
(OMEGA) REGIONAL TRANSPORTATION PLANNING
ORGANIZATION (RTPO) CAPITAL ALLOCATION
PROGRAM

1st Reading

MR. LANZER MOTIONED FOR SUSPENSION OF RULES
ON PROPOSED RESOLUTION 13-2023

MR. RIPPETH SECONDED THE MOTION

7 YEAS

RULES HAVE BEEN SUSPENDED ON RESOLUTION 13-2023

MR. LANZER MOTIONED FOR APPROVAL OF RESOLUTION
13-2023

MR. RIPPETH SECONDED THE MOTION

7 YEAS

RESOLUTION 13-2023 HAS BEEN APPROVED

UNFINISHED OR OLD BUSINESS:

NEW BUSINESS:

With no other business to discuss Mr. Holland motioned to adjourn at 8:40 PM.

CLERK OF COUNCIL _____
Julie Courtright

APPROVED _____

PRESIDENT OF COUNCIL _____
Don Kemp