

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON SEPTEMBER 11, 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

EXCUSED ABSENSES: MR. STEVE RIPPETH

- MR. HOLLAND MOTIONED TO ADD RESOLUTION 15-2023 TO TONIGHT’S AGENDA  
MRS. MAY SECONDED THE MOTION  
6 YEAS  
RESOLUTION 15-2023 WILL BE ON TONIGHT’S AGENDA
  
- MR. HOLLAND MOTIONED TO ADD RESOLUTION 16-2023 TO TONIGHT’S AGENDA  
MRS. MAY SECONDED THE MOTION  
6 YEAS  
RESOLUTION 16-2023 WILL BE ADDED TO TONIGHT’S AGENDA
  
- MR. HOLLAND MOTIONED TO APPROVE TONIGHT’S AGENDA WITH THE ADDITIONS  
MR. LANZER SECONDED THE MOTION  
6 YEAS  
TONIGHT’S AGENDA HAS BEEN APPROVED
  
- MR. PACE MOTIONED TO APPROVE MINUTES FROM THE AUGUST 28, 2023 REGULAR SESSION OF COUNCIL  
MR. LANZER SECONDED THE MOTION  
6 YEAS  
MINUTES FROM THE AUGUST 28, 2023 REGULAR SESSION OF COUNCIL HAVE BEEN APPROVED

**CORRESPONDENCE**..... CLERK, JULIE COURTRIGHT

1. *To Council Clerk from Treasurer Gerber, dated September 1, 2023. This is the Investment and Savings Report for August 2023.*
2. *To Council and Administration from Executive Administrative Assistant to the Mayor Jami Bailey, dated September 1, 2023. This is the Mayor’s Month-end Report for August 2023.*
3. *To Council and Administration from Heather Denham with the Auditor’s Office, dated September 1, 2023. This is the Statement of Cash Position with MTD Totals, the Expense Report with Encumbrance Details for August 2023.*
4. *To Council and Administration from Adrian Murphy, dated September 8, 2023. This is an email titled “Towpath Trail”.*

5. To President Kemp from Law Director Fete, dated September 8, 2023. This is an email titled "Please assign to the Special and Contact Committee" regarding Proposed Ordinance 9-2023. President Kemp asked Mr. Rippeth to take this issue into his Committee.
6. To Council and Administration from Mayor Day, dated September 11, 2023. The Mayor's Report.
- 7.

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

Mayor Day had the following report:

***Meeting with the Ohio EPA to Discuss Its Findings at the Former Puritan Laundry Site***

This coming Friday myself and other City administrators will have a virtual meeting with Ohio EPA officials to discuss a plan to continue the environmental cleanup at City-owned property on Bank Lane SW. The property is where the former Puritan Laundry buildings were located. Recent soil gas sampling by the OEPA found areas where elevated concentrations of tetrachloroethane or PCE were present. PCE is a common cloth dry cleaning fluid that entered the soil by water used to put out the fire at the laundry in 1985. Once the remediation is completed a new use for the property will be determined.

***The Annual Police Auction Could Be an Online Event***

I am urging City Council to approve legislation that would allow the City's annual police auction to be held online. Safety Director Popham and Chief Pohovey selected November 8<sup>th</sup> through November 17<sup>th</sup> as the dates for bidding for auction items online. Winning bidders would pick up their items on Monday, November 20<sup>th</sup> at the City storage building at 530 South Broadway at Waterworks Park. Rick Keffer Auctions' website would host the online auction. Legislation needs to be approved by Council to allow for it to occur. I agree with Safety Director Popham and Chief Pohovey that putting the auction online would be more convenient for bidders, and more efficient and cost-effective for the Police Department.

***Apparently, We Have Not Seen the Last of the T-34 Warbirds***

If you enjoyed this past Saturday's flyover of New Philadelphia by the T-34 Warbirds aviation group, event organizer Don Whittingham has confirmed that the Warbirds will return to Harry Clever Field sometime next year. The group's leader, J.D. DeBoskey, is Mr. Whittingham's college buddy. They collaborated to stage the flyover and the meet and greet event at Harry Clever Field with the pilots and their planes. Such an event is another illustration of why our municipal airport is a valuable asset to the community. And I am grateful for Don Whittingham's continued efforts to utilize New Philadelphia's historic and cultural assets.

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***Best Wishes to Retiring County Engineer Joe Bachman***

On September 30<sup>th</sup>, Joe Bachman will be retiring as the Tuscarawas County Engineer after 35 years of service. I want to thank Engineer Bachman for his assistance to New Philadelphia during his career. He has been a key advisor on various road and bridge projects in the City. And as a member of the Ohio Public Works Commission District 14 Integrating Committee, Engineer Bachman helped the City qualify for state grant money to fund many infrastructure projects.

*Halloween Trick or Treat Night in New Philadelphia is Saturday October 28<sup>th</sup> from 6-8pm.*

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

Mr. McAbier had the following report:

The four projects we've been talking about; Franklin Square, as you noticed at Mill Avenue is still closed off. In the last two weeks right there where they put the tie in and the storm line

had come over, the manhole had collapsed, so they had to do some rerouting and pump the sewer out. We had to put a new manhole in, we were fortunate enough to have one sitting in the yard. It was not in our yard but in Norwalk, so we were able to get that back down here the same day that repair was made. We patched a new sewer line across, again that's been done right at the underpass, getting on the north side. There are two catch basins in there that were always low. We brought those up as far as we could. There are two done now. There will be another two which will need to be raised there. I look for Mill Avenue to continue the rest of this week to be closed. Once we get over to Bank Lane and head east we'll be able to get Mill open back up. Also, Glen Drive, they put the base down, they put the top down last week. Right now they've got some clean-up restoration work they've got to do, hopefully they'll finish that by the end of the week. We'll have to schedule a walk-through and a punch list that we have started at this point. Great to see the project wrapping up. We put in for an OPWC Grant for Phase II of Glen Drive, we'll hear about that in November. Also, Tuesday after the last Council meeting, we met for the Small Cities Paving with ODOT. Next Monday they're supposed to start the curb ramps. When that's done they'll go out to 16<sup>th</sup> Street, but I think by then at the next Meeting I'll have a better update as far as that schedule. Mill Avenue will be last because they know we're working there. Also, the basketball courts at the park and the one at the southside, if you noticed they're closed right now, getting resealed and repainted. They should be reopened by Saturday, Monday at the latest.

Mr. Ricklic had the following question:  
Is Hydrant Flushing scheduled?

Mr. McAbier:  
Actually, we're talking about possibly not flushing. They've got a staffing issue, they're down two guys.

Mr. Pace had the following question:  
Do you have a schedule as to where the subcontractors for the fiber lines are going to next?

Mr. McAbier:  
I don't have a schedule, but I have everywhere they're going to be.

Mrs. Ramos had the following question:  
When you were talking about the corners and the Small City Grants, can you explain that?

Mr. McAbier:  
Yeah, they'll start on corners, that has to all be ADA compliant for Federal money.

AUDITOR .....MS. BETH GUNDY.....NO REPORT

SAFETY DIRECTOR .....MR. GREG POPHAM.....NO REPORT

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

LAW DIRECTOR.....MR. MARVIN FETE

Mr. Fete had the following report:

I am presently working on an on-going project. I'm working with the Administration on a request to revise our Administrative Code and to see what kind of changes and updates need to be done there. I also recently sent out an update on modifying what constitutes recreational vehicles, and I'll probably have Josh Mathias here to address that issue when that comes up for Legislation. I should have both my budgets done by Friday.

**BOARD/COMMISSION REPORTS:**

PLANNING COMMISSION.....MAYOR JOEL DAY

The Planning Commission Meeting for this month has been cancelled due to lack Of business, so we'll be meeting the 2<sup>nd</sup> Tuesday in October at 1:00 PM in Council Chambers.

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

The Board of Zoning Appeals will meet in Council Chambers on September 12 at 5:00 PM With two variance requests to be heard.

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

The new scoreboard in Field One will be going up over the next few weeks. I'll update again As we keep going over the next couple months. The next Park Board Meeting is next Wednesday, September 20, 2023 at noon at the Park Pavilion.

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 COMMITTEE .....MR. KELLY RICKLIC.....NO REPORT

PUBLIC WORKS AND ECONOMIC DEVELOPMENT COMMITTEE...MR. DAN LANZER...NO REPORT

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

Mr. Holland had the following report:

The Safety, Health, and Service Committee met this evening in Council Chambers at 6:30. The purpose of the Meeting was to discuss Resolution 15-2023, which was to authorize the purchase of a fire engine rescue unit, with a purchase price not to exceed \$1,474,992.00, with delivery expected in 3 years. After discussion and a presentation by Fire Chief Jim Parrish, the Committee voted to place Resolution 15-2023 and pass on 1<sup>st</sup> Reading. The Committee also discussed Resolution 16-2023 which would be authorizing the police department to conduct an online auction. The auction would be November 8, 2023 through November 12, 2023. After discussion this legislation was placed on tonight's agenda with a recommendation to pass on 1<sup>st</sup> Reading. The Meeting adjourned at 7:05 PM.

ZONING AND ANNEXATION COMMITTEE.....MRS. CHERYL RAMOS.....NO REPORT

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

Mrs. May had the following report:

The Salary Committee met this evening at 7:05 to discuss the upcoming non-bargaining salary pay scale. This was an overview and a review and I'm going to send the data and documents to the rest of the Council Members and administration for review and we'll have another meeting in two weeks.

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

SPECIAL AND CONTACT COMMITTEE.....MR. STEVE RIPPETH.....EXCUSED ABSENSE

**VISITOR’S COMMENTS** .....NONE

**COUNCIL COMMENTS** .....NONE

**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.  
2nd Reading

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  
2<sup>nd</sup> Reading

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  
2<sup>nd</sup> Reading

15-2023 A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO, AUTHORIZING AND DIRECTING THE SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT WITH PIERCE MANUFACTURING TO PURCHASE AN ENFORCER HDR PUC AND NECESSARY EQUIPMENT FOR THE FIRE DEPARTMENT AT A COST NOT TO EXCEED \$1,474,992  
1<sup>st</sup> Reading

MR. RICKLIC MOTIONED FOR SUSPENSION OF RULES ON  
RESOLUTION 15-2023  
MR. PACE SECONDED THE MOTION  
5 YEAS, 1 NAY (MRS. RAMOS)  
RULES WILL NOT BE SUSPENDED ON RESOLUTION 15-2023

*\*President Kemp noted that there will probably be a Special Session of Council during the week following the September 25, 2023 Council Meeting if this legislation doesn't pass on a 2<sup>nd</sup> Reading.*

16-2023      A RESOLUTION BY THE COUNCIL OF THE CITY OF NEW  
PHILADELPHIA TO AUTHORIZE THE NEW PHILADELPHIA  
POLICE DEPARTMENT TO HOLD THE CITY AUCTION ONLINE  
FROM NOVEMBER 8, 2023 UNTIL NOVEMBER 17, 2023  
1<sup>st</sup> Reading

MR. HOLLAND MOTIONED FOR SUSPENSION OF RULES  
ON RESOLUTION 16-2023  
MR. PACE SECONDED THE MOTION  
5 YEAS, 1 NAY (MRS. RAMOS)  
RULES WILL NOT BE SUSPENDED ON RESOLUTION 16-2023

**UNFINISHED OR OLD BUSINESS:**

**NEW BUSINESS:**

With no other business to discuss Mr. Holland motioned to adjourn at 7:55 PM.

CLERK OF COUNCIL \_\_\_\_\_  
Julie Courtright

APPROVED \_\_\_\_\_

PRESIDENT OF COUNCIL \_\_\_\_\_  
Don Kemp