

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON JANUARY 10, 2000 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. HOUSTON MADE A MOTION TO RETAIN DIANE ROUDEBUSH AS CLERK OF COUNCIL. THE MOTION WAS SECONDED BY MS. COX. ROLL CALL, 7 YEAS, MOTION PASSED.

MR. JIM LOCKER MADE A MOTION TO APPROVE THE COMMITTEE ASSIGNMENTS. THE MOTION WAS SECONDED BY MR. TAYLOR. ROLL CALL, 7 YEAS, MOTION PASSED.

MS. COX MADE A MOTION TO ELECT MR. HOUSTON AS PRESIDENT OF COUNCIL PRO TEM. THE MOTION WAS SECONDED BY MR. JIM LOCKER. ROLL CALL, 7 YEAS, MOTION PASSED.

COUNCIL MEMBERS IN ATTENDANCE: MR. ART CICCONETTI
MS. SANDRA COX
MR. JOEL DAY
MR. GEORGE HOUSTON
MR. JIM LOCKER
MR. TOM LOCKER
MR. MIKE TAYLOR

THE MINUTES OF DECEMBER 27, 1999 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE.CLERK DIANE ROUDEBUSH

1. The Treasurer's Report for the month of December, 1999.
2. The Treasurer's Reconciliation statement for the period ending November, 1999.
3. Public Works Committee meeting minutes of December 27, 1999.
4. Mayor's Monthly Statement to Council for December, 1999.
5. Board of Control meeting minutes of December 17, 1999.
6. New Philadelphia Fire Department Report for December, 1999.
7. New Philadelphia Board of Health meeting minutes of December 8, 1999.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT.MAYOR RON BRODZINSKI

Reported meeting January 5 with the Sewer Department, the General Services Department, and City Sanitarian Jim Ullis to discuss the sewer backup in the Moore Ave. And 3rd St. N.E. Area. The Moore Ave. Backup was due to grease in the lines. Mr. Ullis is looking at requirements regarding having residents clean grease traps and document it. Reported meeting with Ken Engstrom of O.D.O.T. To discuss leasing of space at the former O.D.O.T. Building on West High Ave.. Plans are to move the Auditor's office, Income Tax Department, and Water Department to that location to free up first floor offices in the Municipal building for Municipal Court. Relinquished the floor to Special Assistant Tom Farbizo, who reported that he and the Mayor attended a Census 2000 meeting on January 6. A Complete Count Committee will be formed to take the census, with mailings to each residence. Mr. Farbizo stressed that future federal and state grants are based on population, so an accurate count is most important. Reported meeting January 5 with Heather Campbell of Mainstreet to discuss proposed renovation plans by the Courthouse Cafe. Reported that on January 4 he submitted composting invoices to the Solid Waste District for \$7,116.25 for last year's leaf composting. Reported meeting January 3 with Eric & Stacey Hubbard at the airport, who are trying to work up a budget for the year. Mr. Houston asked when the Airport Restaurant is to open. Mr. Farbizo said some time the middle of January. Mayor Brodzinski introduced Service Director Gary Espenschied, Safety Director Greg Popham, and Executive Assistant Mary Jo Fragasse. Mayor Brodzinski said his goals for the new administration is to upgrade the wastewater plant and water distribution. Requested passage tonight of Ordinances 2-2000 and 1-2000.

SERVICE DIRECTOR.MR. GARY ESPENSCHIED

Informed Council that his offices will be moved to the General Services Department within the next two weeks. Agreed with Mayor Brodzinski in that his goals will be upgrades in the water, wastewater, and storm sewers.

SAFETY DIRECTOR.MR. GREG POPHAM.NO REPORT

Fire Chief reported that the tornado sirens will be in operation the last full week of February. Fred Neff, General Services Superintendent, reported that work on the traffic lights will begin this week. President of Council Dave Johnson noted that the lights around the high school and middle school are in operation, and they are a nice addition.

AUDITOR.MS. BETH GUNDY

Requested emergency passage tonight of Ordinance 3-2000.

TREASURER.MR. BOB GERBER.NO REPORT

LAW DIRECTOR.MR. MIKE JOHNSON

Reported that he will be meeting with the Mayor and Service Director and representatives of New Phila Fan to discuss the water aeration towers. Requested an Executive Session tonight to discuss two separate lawsuit matters. Mr. Day made a motion to go into Executive Session following the reading of ordinances to discuss lawsuits and personnel. Motion was seconded by Ms. Cox. Roll call, 7 yeas, motion passed. Mr. Johnson suggested that a request for alley vacation behind Muskingum Watershed and a change of zoning from Residential to Business for them be assigned to Committee. Mr. Johnson also gave to the President of Council the Public Defender's contract which should be referred to the Contact Committee, and a request from North American Petroleum for a non-drilling lease to the Public Works Committee.

Council President Dave Johnson said he and Mayor Brodzinski have asked representatives of Quicksall & Assoc. To come to one council meeting per month to update Council of ongoing projects. Mr. Johnson relinquished the floor to Roy Crawford of Quicksall & Assoc. Who prepared a project status report, which will be furnished to each council member. He updated Council on the 18th St. Bridge project.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.MAYOR BRODZINSKI

Reported that the Commission will meet Tuesday, January 11, 2000 at 1:00 p.m. In the General Services conference room to discuss the change of zoning at the former Schwartz Mega Store.

BOARD OF ZONING APPEALS.MR. GARY ESPENSCHIED.NO REPORT

AIRPORT COMMISSION.MR. JIM LOCKER

Will meet Tuesday, January 11, 2000 at 6:00 p.m. In Council. Chambers.

PARK BOARD.MR. ART CICONETTI.NO REPORT

HEALTH BOARD.MS. SANDRA COX

Will meet Wednesday, January 12, 2000 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDRA COX

Reported meeting tonight prior to regular session to discuss Ordinance 3-2000. The Committee made some changes to the ordinance, and they recommend its passage.

SALARY COMMITTEE. MR. JIM LOCKER

Reported meeting tonight prior to regular session to discuss adjustment of certain salaries, proposed by Mayor Brodzinski. Also discussed was reimbursement to the mayor for health insurance since he is covered under a previous healthcare plan. Mr. Locker will meet with Mayor Brodzinski and Law Director Mike Johnson to discuss these changes, and possibly amend Ordinance 39-97.

SAFETY, HEALTH, AND SERVICE COMMITTEE. MR. MIKE TAYLOR

Reported meeting tonight prior to regular session with the Ambulance Committee to discuss the transfer of funds from the ambulance fund to cover payroll expense. The Fire Chief is reviewing possible increases in ambulance run fees, and will report back to the Committee.

PUBLIC WORKS COMMITTEE. MR. JOEL DAY

Mr. Jim Locker relinquished the floor to Water Superintendent Kelly Ricklic, who explained that there is a need to coat the inside of the water tanks. The project is quite costly, but the coating lasts for many years. Mr. Locker reported that the drainage problem on 3rd St. N.E. Was also addressed, and an ordinance will be presented at the next regular meeting to resolve this problem. Council President Dave Johnson both of these issues need to be addressed by the Finance Committee before any final decisions are made.

ZONING & ANNEXATION COMMITTEE. MR. GEORGE HOUSTON

Reminded members of the Committee of a meeting scheduled for Tuesday, January 11, 2000 at 7:00 p.m. To discuss several important matters. Mr. Johnson assigned the request for alley vacation at Muskingum Watershed to the Committee for review.

CONTACT COMMITTEE. MR. ART CICCONETTI

Scheduled a meeting for Monday, January 31 at 7:00 p.m. to discuss planning for year 2000. Mr. Johnson assigned the Public Defender's contract, re-alignment of council committees, possible changes in council's agenda, and a general review of council rules.

SPECIAL COMMITTEE. MR. TOM LOCKER

Reported meeting tonight to discuss Ordinance 92-99. The Ordinance was approved, and passage is recommended.

VISITOR'S COMMENTS:

William Bevan, 412 Front St. S.W., New Philadelphia, asked Mr. Crawford of Quicksall & Assoc. If new curbs and sidewalks will be continued up Front St. Mr. Crawford said that project could be continued under the next phase of the CDBG, which will be reviewed in February. He said the 3rd St. N.E. Drainage problem should be taken care of immediately.

Bill Winters, Jr. Speaking on behalf of his mother about her property at 715 3rd St. N.E., said if the City doesn't do something soon about the drainage problem, he will be forced to take other action. Council President Dave Johnson said the Finance Committee must discuss first how to pay for the project before proceeding.

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked if a Roster of Officials for 2000 could be furnished to the library, along with Committee Assignments. The Clerk will take care of this. She said there is a sign on Fair Ave. That needs to be replaced because it the letters are hard to read. She said the new school sign at 3rd St. & Ray Ave. N.W. Is good and definitely noticeable.

Frank Lunsford, 124 Tell St., New Philadelphia, asked the mayor when the traffic lights will be put in. Mayor Brodzinski said no definite date has been set.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

Law Director Mike Johnson explained that Ordinance 82-99, which was vetoed by former Mayor Greg Erb, can be reconsidered either tonight or a later date. Council member Mike Taylor informed Mr. Johnson that he is an Elks member, so the Ohio Ethics Commission has deemed that it would not be proper for an Elks member to vote on a purchase agreement, so Mr. Taylor will be required to abstain from voting. Five positive votes are needed to override the veto. Mr. Houston made a motion, seconded by Mr. Jim Locker, to table Ordinance 82-99 until an appraisal of the property can be done. Roll call, 5 yeas, 1 nay (Cicconetti), 1 abstention (Taylor), ordinance tabled. Mr. Cicconetti said normally he would agree with an appraisal, but he doesn't think it would make a difference, because he would be willing to pay more than the appraisal price because of its location.

92-99 An ordinance authorizing the mayor of the City of New Philadelphia to enter into an agreement with the New Philadelphia Park and Recreation Board and the RTY, Inc. For management, maintenance, operation, and improvement of the youth center to be built at Tuscora Park, New Philadelphia, Ohio, and declaring an emergency. (3Rd Reading)

Motion to vote on passage made by Mr. Jim Locker, seconded by Mr. Tom Locker. Roll call, 7 yeas, ordinance passed.

93-99 An ordinance to authorize and require the use of L.E.D. Traffic signal lamps for all replacement and upgrades for traffic control devices within the City of New Philadelphia, and declaring an emergency. (3Rd Reading)

Mr. Taylor scheduled a meeting of the Safety, Health, and Service Committee for Monday, January 24, 2000 at 6:30 p.m. To discuss this issue.

96-99 An ordinance to amend and modify the zoning map of the City of New Philadelphia, Ohio and to rezone 12.075 acres along East High Avenue as shown in the attached plat map from Business to Industrial zone, and declaring an emergency. (3Rd Reading)

Public Hearing is scheduled for Monday, January 24, 2000 at 8:00 p.m.

1-2000 An ordinance authorizing the Safety Director to advertise for bids and to enter into a contract with the lowest and best bidder for purchase of a vehicle to be used by the Fire Department, and declaring an emergency. (1St Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Tom Locker. Roll call, 7 yeas, rules suspended.

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

2-2000 An ordinance to waive the requirement that the Director of Public Safety Greg Popham become a resident of the City within six months after his appointment under Ohio Revised Code 737.01, and declaring an emergency. (1St Reading)

Motion to suspend the rules made by Mr. Cicconetti, seconded by Mr. Jim Locker. Roll call, 6 yeas 1 nay (Houston), rules suspended.

Motion to vote on passage made by Mr. Cicconetti, seconded by Mr. Taylor. Roll call, 5 yeas 2 nays (Cox & Houston), ordinance passed.

3-2000 An ordinance amending and adjusting the temporary appropriations ordinance for the year 2000, and declaring an emergency. (1St Reading)

Motion to suspend the rules made by Ms. Cox, seconded by Mr. Tom Locker. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Mr. Houston, seconded by Ms. Cox. Ms. Slough asked the total amount to be appropriated. Auditor Beth Gundy said it is approximately \$106,000. Roll call, 7 yeas, ordinance passed.

COUNCIL ADJOURNED INTO EXECUTIVE SESSION AT 8:40 P.M. TO DISCUSS LEGAL MATTERS AND PERSONNEL ISSUES. COUNCIL RECONVENED INTO REGULAR SESSION AT 9:24 P.M.

OLD OR UNFINISHED BUSINESS:

Mr. Johnson assigned proposed changes to Ordinance 39-97 to the Safety, Health, and Service Committee for review.

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 9:25 P.M.

CLERK OF COUNCIL _____

APPROVED JANUARY 24, 20000

PRESIDENT OF COUNCIL _____