

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON FEBRUARY 12, 2007 AT 7:30 P.M. WITH PRESIDENT OF COUNCIL DAVE JOHNSON PRESIDING. A MOMENT OF SILENCE WAS OBSERVED FOR THE TWO VICTIMS OF A RECENT CAR ACCIDENT, AND ALL IN ATTENDANCE RECITED THE PLEDGE OF ALLEGIANCE.

COUNCIL MEMBERS IN ATTENDANCE: MR. ROBERT CONNER
MS. SANDY COX
MR. JIMMY EICHEL
MR. GEORGE HOUSTON
MR. DARRIN LAUTENSCHLEGER
MR. JIM LOCKER
MR. ROB MAURER

THE MINUTES OF JANUARY 22, 2007 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. The Treasurer's Reconciliation for January 2007.
2. The Treasurer's Statement of Transactions of all City funds for January 2007.
3. The Treasurer's Summary of Transactions for the General Checking Account for January 2007.
4. Mayor's Monthly Statement to Council for January 2007.
5. The Auditor's Monthly Statement of Revenue for the General Fund for January 2007.
6. The Auditor's Financial Statement for January 2007.
7. A letter dated February 1, 2007 from the Ohio Department of Commerce Division of Liquor Control notifying Council that the City was unable to present sufficient evidence against the transfer of application by the Army & Navy Union Garrison 1978 at 126 Front Avenue, SW, New Philadelphia.
8. The New Philadelphia Police Monthly Activity Report for January 2007.
9. Airport Commission meeting minutes of December 12, 2006.
10. Airport Committee meeting minutes of January 29, 2007.

ADMINISTRATIVE REPORTS:

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

Submitted a written report of the activities of his office from January 22 through February 12, 2007. Reported that he attended a luncheon for Kimble Mixer. Groundbreaking for their new facility is scheduled for 2-3 weeks from now. Reported on the State of the City for 2006. Relinquished the floor to the following departments for their 2006 year end report: Wastewater, Bill Seibold; Health Department, Joan Robis; Park, Mike Noretto; Water Department,, Kelly Ricklic; and General Services, Fred Neff. Mayor Brodzinski requested an Executive Session to discuss land acquisition and contract negotiations. Mr. Houston made a motion to go into Executive Session prior to the reading of legislation. Ms. Cox seconded the motion. Roll call, 7 yeas, motion passed.

SERVICE DIRECTOR.....MR. GARY ESPENSCHIED

Gave a report on the activities of his department in 2006.

SAFETY DIRECTOR.....MR. GREG POPHAM

Asked Mr. Johnson to assign a request from Police Chief Jeff Urban for additional space in the basement of the Police Station. Reported that the new 2007 ambulance has arrived, and will be in service soon.

AUDITOR.MS. BETH GUNDY

Requested approval of her January 2007 reports.

TREASURER MR. MIKE TAYLOR

Requested approval of his January 2007 reports. Mr. Eichel made a motion to approve both the Treasurer's and Auditor's January Reports. Roll call, 7 yeas, motion passed.

LAW DIRECTOR MR. MIKE JOHNSON

Informed Council that the petitions for the referendum for the proposed Walgreen's have been returned, and legislation will be coming to have that put on the November ballot. Explained Resolution 5-2007, and said that action must be taken tonight.

MAIN STREET REPRESENTATIVE NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR BRODZINSKI

Will meet February 14, 2007 at 1:00 P.M. in Council Chambers.

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

Will meet February 13, 2007 at 5:00 P.M. in Council Chambers.

AIRPORT COMMISSION.....MR. JIM LOCKER

Reported that the Airport Committee met January 29 to discuss the lease agreement with Airspace Place, LTD for hangars at the Airport. All Council members were urged to present their comments to the Law Director to rewrite the lease agreement. The Airport Commission will meet February 13, 2007 at 6:00 P.M. Mr. Conner asked that it be clarified that he was unable to attend the January 29 meeting because of a prior commitment.

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Reported that the January meeting was cancelled, and the next meeting will be February 21, 2007.

HEALTH BOARD.....MS. SANDY COX

Will meet February 14, 2007 in the Health Department at 12:00 PM.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. MS. SANDY COX

Reported that the 2007 Budget Hearings will be held February 28 and March 1, 2007.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . MR. ROB MAURER

Reported meeting tonight to discuss the Public Defender’s Contract. The Committee approved a \$500 increase and the Law Director will prepare legislation for Council’s approval. Also discussed was the airport lease for condominium hangars. All concerns and questions should be put in writing and given to the Law Director, and then the Committee will meet again to review the concerns. The health care plan for all non-bargaining employees was reviewed. The Committee recommends passage of Ordinance 1-2007.

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . . MR. DARRIN LAUTENSCHLEGER . . . NO REPORT

ZONING & ANNEXATION COMMITTEE. . . . MR. GEORGE HOUSTON NO REPORT

Mr. Johnson assigned the request by Police Chief Jeff Urban for additional basement space at the Police Department.

CONTACT & SPECIAL COMMITTEE MR. ROBERT CONNER

Reported meeting tonight to discuss the use of electronic signatures, Resolution 1-2007. The Committee recommends passage.

PARKS & CEMETERY COMMITTEE MR. JIMMY EICHEL NO REPORT

VISITOR’S COMMENTS: NONE

COUNCIL ADJOURNED INTO EXECUTIVE SESSION AT 8:25 P.M. TO DISCUSS LAND ACQUISITION AND CONTRACT NEGOTIATIONS. COUNCIL RECONVENED INTO REGULAR SESSION AT 9:51 P.M.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

1-2007 An ordinance by the Council of the City of New Philadelphia, Ohio to authorize a contract for health care benefits between the City of New Philadelphia and all non-bargaining unit employees with health and medical insurance under three Aultcare plan options, and declaring an emergency. (3rd Reading)

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

3-2007 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) motor vehicles properly equipped for use in the Police Department in 2007, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this ordinance to the Finance Committee.

RESOLUTIONS:

1-2007 A resolution by the Council of the City of New Philadelphia, Ohio to adopt a policy regarding the use of electronic or mechanical signatures and to prohibit the use of a rubber stamp on any negotiable instrument including checks or contracts by any official or authorized employee of any Board, and declaring an emergency. (2nd Reading)

3-2007 A resolution by the Council of the City of New Philadelphia, Ohio to permit the City to complete necessary documents for an application under land and Water Conservation Funds to apply for funds to purchase real estate known as the Quaker Dome for use by the New Philadelphia City Schools and for public recreation purposes, and declaring an emergency. (2nd Reading)

Mr. Eichel made a motion to table this resolution. Mr. Conner seconded the motion. Roll call, 7 yeas, resolution tabled.

4-2007 A resolution by the Council of t he City of New Philadelphia, Ohio to permit the City to complete necessary documents for an application under the Nature Works Program to apply for funds to purchase real estate known as the Quaker Dome for use by the New Philadelphia City Schools and for public recreation purposes, and declaring an emergency. (2nd Reading)

Mr. Eichel made a motion to table this resolution. Mr. Conner seconded the motion. Roll call, 7 yeas, resolution tabled.

5-2007 A resolution by the Council of the City of New Philadelphia, Ohio to adopt the fact finding report issued February 5, 2007 in the matter of the City of New Philadelphia, Ohio and the New Philadelphia Fire Fighters IAFF Local 1501, and declaring an emergency. (1st Reading)

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

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

OLD BUSINESS:

Mr. Eichel said he questions the granting of the liquor license to the Army Navy Garrison on Front St. because there are problems with the current owner. Law Director Mike Johnson said that the license was granted to the Club, not the owner. He said the City has no basis on which to judge that the Club cannot hold a liquor permit. He said if Council wants to appeal the decision by the Division of Liquor Control, they have the right to do that, but he advised against it. Council President Dave Johnson reminded Council that the issue is in the Special/Contact Committee, and if they wish to have another meeting, they may do so.

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 10:06 P.M.

CLERK OF COUNCIL _____

APPROVED February 26, 2007

PRESIDENT OF COUNCIL _____