

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON APRIL 9, 2001 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.

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

COUNCIL MEMBER WINNIE WALKER WAS ABSENT.

THE MINUTES OF MARCH 26, 2001 AND MARCH 29, 2001 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE. CLERK DIANE ROUDEBUSH

1. New Philadelphia Municipal Court Annual Report for the year 2000.
2. New Philadelphia Park & Recreation Board meeting minutes of February 19, 2001, and March 19, 2001.
3. Safety, Health, and Service meeting minutes of March 26, 2001.
4. New Philadelphia Airport Commission meeting minutes of March 13, 2001.
5. Mayor's Monthly Statement to Council for March, 2001.
6. Notice from the Ohio Division of Liquor control requesting a C1 permit to Ikon, Inc. dba Shell Food Mart 131, Excl. Subway Rest. & Storage Rm., 243 N. Broadway, New Philadelphia, Ohio 44663 and asking that objections be made no later than May 3, 2001.
7. Notice from the Ohio Division of Liquor Control requesting a C1 and C2 permit to Ikon, Inc., dba Shell Food Marts, 1260 W. High Ave., New Philadelphia, Ohio 44663, and asking that objections be made no later than May 3, 2001.
8. Auditor's Financial Statement for the Month of March, 2001.
9. Annexation & Zoning Committee meeting minutes of April 2, 2001.
10. New Philadelphia City Board of Health meeting minutes of March 14, 2001.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from March 26, 2001 through April 9, 2001. Reported that he attended an arbitration hearing on March 29 concerning a sanitation department employee. Reported that he attended the groundbreaking ceremony at Kent State University Tuscarawas Campus for the new Science & Technology building.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reminded residents that they must get a permit before beginning any remodeling project. Reported that he attended a backflow prevention refresher course last week, and he continues to work with Water Superintendent Kelly Ricklic to provide the citizens with the safest drinking water possible. Reported that renovations at the Wastewater Treatment Plant are on schedule. Ms. Cox asked if a paving list has been made. Mr. Espenschied said he will be meeting with some paving contractors soon, and the list is not yet complete. He urged Council members to submit any street within their ward that they feel needs repaved.

SAFETY DIRECTORMR. GREG POPHAM NO REPORT

Ms. Cox asked if the additional tornado siren has arrived yet. Mayor Brodzinski said it is to arrive later this week.

AUDITORMS. BETH GUNDY NO REPORT

TREASURERMR. ROBERT GERBER ABSENT NO REPORT

LAW DIRECTORMR. MIKE JOHNSON NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSIONMAYOR BRODZINSKI

Will meet Wednesday, April 11, 2001 at 1:00 p.m. at Tuscora Park.

BOARD OF ZONING APPEALSMR. GARY ESPENSCHIED

Will meet Tuesday May 1, 2001 at 5:30 p.m.

AIRPORT COMMISSION.MR. JIM LOCKER

Will meet Tuesday, April 10, 2001 at 6:00 p.m.

PARK BOARDMR. ART CICONETTI NO REPORT

HEALTH BOARD.MS. SANDRA COX

Will meet Wednesday, April 11, 2001 at noon in the Health Department.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE.MS. SANDRA COX NO REPORT

SALARY COMMITTEEMR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE. . . . MS. WINNIE WALKER . . ABSENT . . .NO REPORT

PUBLIC WORKS COMMITTEE.MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEE.MR.GEORGE HOUSTON

Reported meeting April 2 to discuss Ordinance 16-2001, rezoning real estate in the 800 block of Kaderly N.W. Ordinance 14-2001, sexually oriented businesses, and a request by the Park Board to vacate a portion of 2nd St. N.W. All items were approved. Mayor Brodzinski reported that the Endres Company will be seeking annexation of their west side property to the City.

CONTACT COMMITTEE.MR. ART CICCONE NO REPORT

Mr. Johnson assigned the two liquor permit requests for Ikon, Inc. to Committee for review.

SPECIAL COMMITTEE.MR. TOM LOCKER

Reported meeting tonight prior to regular session to discuss Ordinance 13-2001, prohibiting dangerous animals. The Committee recommends passage tonight. Also discussed was a request to recognize Jeanette Jenkins for her service to the City for her work at the Airport. The Committee recommends that donations be taken in the Mayor's office for a plaque, and to have the Law Director draft a resolution commending her for years of service. Ms. Cox made a motion to amend Ordinance 13-2001. Motion was seconded by Mr. Day. Roll call, 6 yeas, motion passed.

VISITOR'S COMMENTS:

Ella Slough, 616 Sandpiper, S.E., New Philadelphia, asked why there is such a bad odor coming from the wastewater treatment plant. Service Director Gary Espenschied said he would have Wastewater Treatment Plant Superintendent Jim Dinger call Ms. Slough and explain the problem. Mayor Brodzinski said this has been a problem over the last several years, but upgrading there should relieve the problem. Ms. Slough asked if there is an outside telephone at the airport for use during an emergency. Jim Locker said a telephone has been installed inside the walk-in area for pilots, because there was too much vandalism there for an outside phone booth. Mr. Houston also explained that there was not enough use of the phone to warrant the cost of having a phone in place.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 9-2001 An ordinance authorizing the Mayor of the City of New Philadelphia, Ohio, to enter into an agreement with the Joint County Public Defender's Office for the provision of legal representation for indigents charged with violations of New Philadelphia City ordinances in the Municipal Court where such offenses carry a possible loss of liberty, establishing compensation and terms thereof, and declaring an emergency. (3rd Reading)

 Motion to vote on passage made by Mr. Jim Locker, seconded by Mr. Houston. Roll call, 7 yeas, ordinance passed.
- 11-2001 An ordinance authorizing the Service Director of the City of New Philadelphia, Ohio, to advertise for bids and to enter into a contract to demolish the New Philadelphia Elks Building, and to accept or reject any such bid for building demolition. (3rd Reading)

 Mr. Day made a motion to table, seconded by Mr. Tom Locker. Roll call, 6 yeas, ordinance tabled.
- 13-2001 An ordinance by the Council of the City of New Philadelphia to enact New Philadelphia Codified Ordinance 505.16 prohibitions concerning dangerous animals. (3rd Reading)

 Motion to vote on passage made by Ms. Cox, seconded by Mr. Tom Locker. Roll call, 6 yeas, ordinance passed.
- 14-2001 An ordinance amending the zoning ordinance by dispersing sexually oriented businesses and limiting them to a specified zoning district; prescribing definitions of sexually oriented businesses; providing for licensing and regulation of sexually oriented businesses and employees; providing for additional miscellaneous regulations for sexually oriented businesses as Chapter 784 of the New Philadelphia Codified Ordinance and repealing existing Chapter 784. (3rd Reading)

Motion to vote on passage made by Mr. Houston, seconded by Ms. Cox. Roll call, 6 yeas, ordinance passed.

16-2001 An ordinance by the Council of the City of New Philadelphia to change the zoning from Industrial to Residential zone for a 1.21 acre tract of real estate located in the 800th block of Kaderly Street near the old Zimmer Patient Care Building. (3rd Reading)

Public Hearing Scheduled for April 23, 2001 at 8:00 p.m.

20-2001 An ordinance by the Council of the City of New Philadelphia amending Ordinance 28-85 by altering the allocation of income from the Municipal Airport. (2nd Reading)

21-2001 An ordinance by the Council of the City of New Philadelphia to vacate Second Street NW from Wabash Avenue extending south to the south boundary of city property located at the New Philadelphia City Park, Tuscora Park and the north side of private residence located next to the city park on Second Street NW, New Philadelphia, Ohio, and declaring an emergency. (1st Reading)

Public Hearing Scheduled for May 31, 2001 at 8:00 p.m.

22-2001 An ordinance by the Council of the City of New Philadelphia to increase the clothing allowance for police chief and fire chief for the calendar year 2001 from \$600.00 to \$800.00 for the calendar year 2002 and thereafter the clothing allowance for the fire chief and police chief shall revert to \$700.00 per year. (1st Reading)

23-2001 An ordinance by the Council of the City of New Philadelphia to authorize the New Philadelphia City Auditor to reimburse the New Philadelphia Mayor the sum of \$1,080.00 per six month period commencing January 1, 2001 and for each six month period thereafter to reimburse Ron Brodzinski for the cost of his hospitalization insurance. (1st Reading)

Motion to suspend the rules made by Mr. Jim Locker, seconded by Mr. Houston. Roll call, 6 yeas, rules suspended.

Motion to vote on passage made by Mr. Jim Locker, seconded by Mr. Houston. Roll call, 6 yeas, ordinance passed.

RESOLUTIONS: NONE

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:03 P.M.

CLERK OF COUNCIL _____

APPROVED APRIL 23, 2001

PRESIDENT OF COUNCIL _____