

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON APRIL 24, 2006 AT 7:30 P.M. WITH PRESIDENT OF COUNCIL PRO TEM GEORGE HOUSTON PRESIDING. MR. HOUSTON OFFERED A PRAYER, 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 APRIL 10, 2006 WERE RECEIVED AND APPROVED.

CORRESPONDENCE . . . . . CLERK DIANE ROUDEBUSH

1. Tuscora Park Board Meeting minutes of March 15, 2006.
2. Safety, Health, and Service Committee meeting minutes of April 10, 2006.
3. Salary Committee meeting minutes of April 10, 2006.
4. The March 2006 Summary of Reports for the New Philadelphia Fire Department EMS.
5. Finance Committee meeting minutes of April 18, 2006.
6. Board of Zoning Appeals meeting minutes of March 7, 2006.
7. Board of Zoning Appeals meeting minutes of April 11, 2006.
8. Annexation & Zoning Committee meeting minutes of April 18, 2006.

ADMINISTRATIVE REPORTS:

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

Submitted a written report of the activities of his office from April 10 through April 24, 2006. Reported that on April 11 he attended a meeting to discuss the Vietnam Moving Wall which will be in New Philadelphia June 7-10. Reported that on April 12 he attended a ribbon cutting ceremony at New Towne Mall to welcome Hot Topics. Reported that he attended an Open House on April 18 to welcome the new Main Street and Leadership Tuscarawas Directors. Reported that on April 21 he attended the Stark-Tuscarawas-Wayne Solid Waste District Policy Board monthly meeting, and sadly announced that long-time member Gene Tolloty took ill at the meeting and passed away. Reported that on April 21 he attended Buckeye Career Center where Senator George Voinovich presented a check for \$80,000 for the computer tech program. Relinquished the floor to New Philadelphia Schools Superintendent Richard Varrati who gave a presentation on the tax levy that the schools are requesting passage on May 2.

SERVICE DIRECTOR.....MR. GARY ESPENSCHIED

Reported that the applications are available either in the Mayor's office or the Service Director's office for this year's Sidewalk Replacement Program. Reported that he is working with General Services Superintendent Fred

Neff to compile a paving list for this year. Mr. Johnson asked if there is an update on the State Route #250. County Commissioner Kerry Metzger, who was in attendance, said he believes this is to be started in August of this year.

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

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

TREASURER . . . . . MR. MIKE TAYLOR . . . . . NO REPORT

LAW DIRECTOR . . . . . MR. MIKE JOHNSON

Reported that corrections were made to Resolution 14-2006 and Ordinance 23-2006 and provided to the Clerk.

MAIN STREET REPRESENTATIVE . . . . . NO REPORT

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION.....MAYOR BRODZINSKI

Will meet May 10, 2006 at 1:00 P.M. in the Art Cicconetti Council Chambers.

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

Will meet May 9, 2006 at 5:00 P.M. in Council Chambers.

AIRPORT COMMISSION.....MR. JIM LOCKER . . . . . NO REPORT

PARK BOARD.....MR. DARRIN LAUTENSCHLEGER

Reported meeting April 19 at the Park office. It was announced that fireworks will be held July 3, the laying of new turf at Quaker Stadium will begin soon, and the name of the park land on the southside will be the Southside Community Park. The next meeting will be May 24.

HEALTH BOARD.....MS. SANDY COX

Will meet May 10, 2006 in the Health Department at 12:00 PM.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE. . . . . MS. SANDY COX.

Reported meeting April 18 to discuss Resolution 12-2006, the Tax Incentive Review Council's recommendation and Main Street funding. Both Issues were approved by Committee. Also reported meeting tonight to discuss Ordinance 22-2006, contract with Alamo for tax credit for future new jobs, which the Committee approved. The Committee also approved granting \$20,000 for new beams to be constructed on the 24<sup>th</sup> St. Bridge, which was deemed to be unsafe by the County Engineer. The Service Director said he will close the bridge to vehicles because of its unsafe condition.

SALARY COMMITTEE . . . . . MR. JIM LOCKER . . . . . NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE . . . MR. ROB MAURER . . . . . NO REPORT

Mr. Johnson assigned a letter from the Fire Chief and Safety Director requesting the creation of a Fire Prevention Bureau

PUBLIC WORKS & ECONOMIC DEVELOPMENT COMMITTEE. . . MR. DARRIN LAUTENSCHLEGER .

Reported meeting April 18 too discuss Resolution 11-2006, improvements to the taxi runway at the Airport. The Committee requests passage of this issue tonight. A survey has been prepared and will be sent to residents concerning future funding of the sanitation department.

ZONING & ANNEXATION COMMITTEE. . . . . MR. GEORGE HOUSTON

Reported meeting April 18 to discuss Ordinance 18-2006, rezone land on Martin St. N.W. This request was tabled until a later date when a representative of the property owner can be present.

CONTACT & SPECIAL COMMITTEE . . . . . MR. ROBERT CONNER

Reported meeting April 19 to discuss the transfer of two liquor permits to Speedway from IKON. The Committee had no objections to the transfer. Also discussed was the use of electric signage on Maple Ave. The business owner was advised to apply for a waiver with the Zoning Board of Appeals, since the sign is in violation of city ordinances. Concerning an earlier request by Main Street New Philadelphia to administer the banner program, the Law Director will notify Main Street granting their request.

PARKS & CEMETERY COMMITTEE . . . . . MR. JIMMY EICHEL

Reported meeting April 19 to discuss the addition of a K9 unit to the Police Department. The Committee will not make a recommendation, but will leave it to full council for consideration.

VISITOR’S COMMENTS:

Eric Reip, 1103 Baltzley Valley Rd., New Philadelphia, stated his objection to the Muskingum Watershed Conservancy District’s assessments.

READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCES:

14-2006 An ordinance by the Council of the City of New Philadelphia authorizing and directing the Safety Director to enter into a contract for the purchase of one (1) properly equipped ambulance for use in the New Philadelphia Fire Department in 2006, through the State Cooperative Purchase Program, and declaring an emergency. (3rd Reading)

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

16-2006 An ordinance to vacate an unnamed twenty-foot alley running south from Maple Avenue NW and separating Lots #4060 and 4061 owned by Investment Realty Properties, LTD., and declaring an emergency. (3rd Reading)

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

- 17-2006 An ordinance by the Council of the City of New Philadelphia to complete the financing for the High Tech Park in the City of New Philadelphia, Ohio and to assess users at the High Tech Park for certain costs, and declaring an emergency. (3rd Reading)
- Motion to vote on passage made by Ms. Cox, seconded by Mr. Houston. Roll call, 7 yeas, ordinance passed.
- 18-2006 An ordinance by the Council of the City of New Philadelphia, Ohio to rezone certain land owned by Dyer Properties, LTD., and located on Martin Street NW, from Residential to Industrial, and declaring an emergency. (3rd Reading)
- 19-2006 An ordinance to authorize the City of New Philadelphia to enter into a contract with the Tuscarawas County Commissioners and the Tuscarawas County Sheriff's Office for the housing of inmates in the Tuscarawas County Jail and payment of housing costs to the Tuscarawas County Commissioners and declaring it an emergency. (1<sup>st</sup> Reading)
- Mr. Johnson assigned this to the Safety, Health, and Service Committee.
- 20-2006 An ordinance by the Council of the City of New Philadelphia to authorize the New Philadelphia Police Department to hold the annual police auction on May 26, 2006 at 5:00 P.M., and declaring an emergency. (1<sup>st</sup> Reading)
- Mr. Johnson assigned this to the Safety, Health, and Service Committee.
- 21-2006 An ordinance to authorize the City of New Philadelphia, Ohio to enter into a contract with Main Street New Philadelphia, Inc. for economic development of the Downtown New Philadelphia for the calendar years 2006, 2007, and 2008 and to pay to Main Street New Philadelphia, Inc. the sum of ten thousand dollars (\$10,000.00) with a year end review to be conducted annually, and declaring an emergency. (1<sup>st</sup> Reading)
- 22-2006 An ordinance by the Council of the City of New Philadelphia to authorize the Mayor of the City to enter into a contract with Alamo Group, Inc., DBA Gradall to offer a three-year tax credit for income taxes as the result of new jobs created within the City for the calendar year 2007, 2008, and 2009 and declaring an emergency. (1<sup>st</sup> 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. Locker, seconded by Mr. Eichel. Roll call, 7 yeas, ordinance passed.
- 23-2006 An ordinance by the Council of the City of New Philadelphia, Ohio to amend the K-9 unit ordinance to allow a second dog and handler, and declaring an emergency. (1<sup>st</sup> Reading)

RESOLUTIONS:

- 11-2006 A resolution by the Council of the City of New Philadelphia, Ohio to enter into a contract with Tucson Incorporated, the lowest and best bidder for the 2005 improvements to Harry Clever Field New Philadelphia, Ohio, T-hangar taxiway site work in the sum of \$155,908.80 and declaring an emergency. (2nd Reading)
- Motion to suspend the rules made by Mr. Lautenschleger, seconded by Mr. Locker. Roll call, 7 yeas, rules suspended.

Motion to vote on passage made by Mr. Lautenschleger, seconded by Mr. Eichel. Roll call, 7 yeas, resolution passed.

12-2006 A resolution by the Council of the City of New Philadelphia, Ohio to approve and accept the Tax Incentive Review Council's recommendations dated March 21, 2006 and declaring an emergency. (2nd Reading)

14-2006 A resolution by the Council of the City of New Philadelphia to offer support to a house bill not yet numbered and sponsored by Representative Allan Sayre to exempt churches, schools and municipal governments from the Muskingum Watershed Conservancy District Assessment and declaring an emergency. (1<sup>st</sup> Reading)

Motion to suspend the rules made by Mr. Eichel, seconded by Mr. Conner. Mr. Lautenschleger said he feels it is premature to suspend the rules until a decision is made concerning the assessments. Mr. Eichel said he thinks it should be done now before any final decisions concerning the assessments are made. Roll call, 6 yeas 1 nay (Lautenschleger), rules suspended.

Motion to vote on passage made by Mr. Houston, seconded by Mr. Eichel. Mr. Lautenschleger said due to his employment with the MWCD asked if his vote would be a conflict. Law Director Mike Johnson said there would be no conflict, and advised Mr. Lautenschleger that he could abstain from voting, but council must vote and the abstention would be counted with the majority. Mr. Lautenschleger asked to abstain. Roll call, 6 yeas 1 nay (Conner), abstention passed. Roll call for passage 6 yeas 1 abstention, resolution passed.

OLD BUSINESS: NONE

NEW BUSINESS:

Mr. Johnson said he has had the pleasure of assisting those in nursing home facilities to help them to vote. He urged each council member to go to the polls on May 2.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MEETING ADJOURNED AT 8:24 P.M.

CLERK OF COUNCIL \_\_\_\_\_

APPROVED May 8, 2006

PRESIDENT OF COUNCIL \_\_\_\_\_