

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON SEPTEMBER 8, 2003 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. SAM HITCHCOCK
MR. GEORGE HOUSTON
MR. JIM LOCKER
MR. ROB MAURER

MR. HOUSTON MADE A MOTION TO ADD ORDINANCE 43-2003 TO TONIGHT'S AGENDA. MR. LOCKER SECONDED THE MOTION. ROLL CALL, 7 YEAS, MOTION PASSED.

THE MINUTES OF AUGUST 25, 2003 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Finance Committee meeting minutes of August 25, 2003.
2. The Auditor's Financial Statement for August 2003.
3. The Auditor's Monthly Statement of Revenue for the General Fund for August 2003.
4. Minutes of the New Philadelphia Airport Commission meeting of August 12, 2003.
5. Minutes of the New Philadelphia Police Monthly Activity Report for August 2003.
6. Minutes of the New Philadelphia City Board of Health meeting minutes of August 13, 2003.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from August 26 through September 8, 2003. Reported that he attended the Main Street Car Show on September 6, and it was a huge success. Reported that the final Summer Showcase was held Sunday September 7 at Tuscora Park. Informed Council that he received numerous telephone calls after the heavy rainfall from August 30-September 1 from residents who had water and/or sewer backup in their basements. He said this has been an unusually wet summer, and the ground is saturated, thus causing flooding. He said that the City must look at long range plans to see what can be done, but he suggested that homeowners install a backflow device to help with the problem. Ms. Cox asked what areas were affected. Mayor Brodzinski said Third St. N.E., the 1900 block of East High Avenue, and others close to the Beaver Dam Creek.

SERVICE DIRECTOR MR. GARY ESPENSCHIED

Reported that fire hydrant flushing began last night and will last approximately two weeks. Reported that the final walk thru for the South Broadway construction project and the traffic light project will be held this week. Reported that the improvements to the Wastewater Treatment Plant are on schedule. Relinquished the floor to Building Inspector Bill Richesson, who reported that the buildings on East High

Avenue have been torn down, and he hopes to have a garage at the Harry Robb residence at 625 Fair Ave. NW tore down this week.

SAFETY DIRECTORMR. GREG POPHAM ABSENT NO REPORT

AUDITOR MS. BETH GUNDY

Requested that her transfer be approved and also her July reports. Reported that the state has denied the request to establish a fund for telecommunications. Ms. Cox made a motion to approve the transfers and July reports. Mr. Hitchcock seconded the motion. Roll call, 7 yeas, motion passed.

TREASURER MR. MIKE TAYLOR NO REPORT

LAW DIRECTOR MR. MIKE JOHNSON

Reported that he received a letter from the Goshen Township Trustees requesting that they receive 33% of all real estate taxes for 20 years on future annexations, and requested that it be assigned to Committee. Reported that he is negotiating with the Dover Township Trustees on a 9.308-acre annexation for tax money due them. Informed Council that the City of New Philadelphia, Police Chief and former Police Chief are being sued by the family of Anthony Harris, who was charged in 1998 for killing a young girl. Reported that he is working on a revised income tax ordinance.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSION MAYOR BRODZINSKI

Reported that the meeting scheduled for September 10 has been cancelled because there is no business to come before the Commission.

BOARD OF ZONING APPEALS MR. GARY ESPENSCHIED

Will meet September 9 at 5:00 p.m. in Council Chambers.

AIRPORT COMMISSION MR. JIM LOCKER

Reported meeting August 12. Reported that another hog roast will be held October 11. Reported that the plaque acknowledging deceased Airport Commission member David See and his wife Sandy is ready for installation.

PARK BOARD MR. ART CICCONE

Reported that the Board met August 27, but minutes have not yet been received.

HEALTH BOARD MS. SANDRA COX

Will meet September 10, 2003 at noon in the Mayor's Conference Room.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE MS. SANDRA COX

Scheduled a meeting for Monday September 22, 2003 at 7:00 p.m. to discuss appropriations.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK

Reported meeting tonight to discuss Ordinance 44-2003, to increase underground storage capacity for gasoline tanks. The Committee approved passage.

PUBLIC WORKS COMMITTEE. MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEE MR. GEORGE HOUSTON

Scheduled a meeting for Monday September 15, 2003 at 6:00 p.m. to discuss pending annexations and other matters.

CONTACT COMMITTEE. MR. ART CICCONETTI NO REPORT

SPECIAL COMMITTEE MR. ROB MAURER NO REPORT

Mr. Johnson assigned the request by the Goshen Township Trustees for tax money on future annexations to the Finance Committee.

VISITOR’S COMMENTS:

Deidre Rotondo, 720 Third St. N.E., New Philadelphia, presented a letter to the mayor from her insurance company listing her losses at her home due to the flooding problems on Third St.

Linda Christmas, 217 16th St. S.W., New Philadelphia, representing the Eagle Truck Stop, said she is concerned about traffic congestion on West High Avenue when a new gasoline station comes to that area because of semi-trucks pulling in and out.

Kim Engel, 731 Third St. N.E., New Philadelphia, said the flooding problems on Third St. have been ongoing for a long time, not just since the recent heavy rainfall. She asked what is going to be done. Mayor Brodzinski said the storm sewers cannot handle several inches of rain in a short time, so water will back up in low lying areas. He encouraged the residents to install a backflow device to help alleviate the problem until the City can look at long range plans to remedy the situation. Mayor Brodzinski invited residents to come to his office and view maps showing where the lines are currently in comparison to where there properties are. Mr. Houston said many people chose to build homes in the flood plain, even though they were advised not to build there. Ms. Rotondo said their flooding problems began when construction started on Donahey and Glen Drives.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

- 43-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to accept the application by Nancy Dietz, Barbara Cohee, Lynn R. Padro, Trustee, Charles L. Tinker, III, and Robert R. Tinker for the annexation of certain territory in Goshen Township, Tuscarawas County, Ohio, and to establish Residential zoning of the same, and declaring an emergency. (1st Reading)
- 44-2003 An ordinance by the Council of the City of New Philadelphia, Ohio to amend Section 1167.07(b) of the New Philadelphia Codified Ordinances to allow gasoline stations to be permitted a total storage of 100,000 gallons of fuel lubricating oil and/or gasoline, and declaring an emergency. (2^{ns} Reading)

Ms. Cox made a motion to remove Ordinance 7-2003 off the table. Mr. Day seconded the motion. Roll call, 7 yeas, motion passed.

Ms. Cox made a motion to amend Ordinance 7-2003, by changing it to “Business” zoning instead of “Industrial”. Mr. Houston seconded the motion. Roll call, 7 yeas, motion passed.

7-2003 An ordinance to accept the application by Mark G. and Brenda I. Luikart for the annexation of certain territory in Goshen Township, Tuscarawas County, Ohio and to establish Business zoning of the same. (7th Reading)

Mr. Houston made a motion to vote on passage, seconded by Mr. Locker. Roll call, 7 yeas, ordinance passed.

RESOLUTIONS:

21-2003 A resolution by the Council of the City of New Philadelphia, Ohio to support designation of historic districts within the City of New Philadelphia. (2nd Reading)

23-2003 A resolution by the Council of the City of New Philadelphia, Tuscarawas County, Ohio to authorize the Mayor of the City of New Philadelphia to sign a proper deed transferring to Susan Sandelman, as trustee of the ALEFF Trust an undivided one-half interest and Sanford Sandelman, as trustee of the ESUE Trust, an undivided one-half interest as tenants in common of real estate being property located at 240 Bluebell Drive NW, New Philadelphia, Ohio, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this resolution to the Zoning & Annexation Committee.

24-2004 A resolution by the Council of the City of New Philadelphia, Tuscarawas County, Ohio to authorize the erection and maintenance on Public Square, a sign to welcome people to our City similar to the sign which existed from approximately 1912 through 1936, and declaring an emergency. (1st Reading)

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

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

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS:

Mr. Johnson said there will be a meeting of the whole Council tonight following regular session to discuss furnishings of the new Council Chambers at the John Knisely Municipal Centre.

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:21 P.M.