

NEW PHILADELPHIA CITY COUNCIL MET IN REGULAR SESSION IN COUNCIL CHAMBERS ON NOVEMBER 11, 2002 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

COUNCILMAN ROB MAURER WAS ABSENT.

THE MINUTES OF OCTOBER 28, 2002 WERE APPROVED AS WRITTEN AND RECEIVED.

CORRESPONDENCE CLERK DIANE ROUDEBUSH

1. Safety, Health, and Service Committee meeting minutes of November 11, 2002.
2. New Philadelphia Police Auxiliary Report for October, 2002.
3. New Philadelphia Airport Commission meeting minutes of October 8, 2002.
4. Zoning & Annexation Committee meeting minutes of November 4, 2002.
5. A notice from the Ohio Division of Liquor Control requesting a transfer of a D1, D2, and D3 permit to Fly Boys Bar & Grill LLC, dba Fly Boys Grill, 110 S. Broadway, New Philadelphia, OH 44663, transferred from Courthouse Café LLC, dba Courthouse Café, same address, and asking that objections be made no later than 12/09/02.
6. New Philadelphia Police Monthly Activity Report for October, 2002.
7. New Philadelphia Fire Department Monthly Report for October, 2002.
8. Salary Committee meeting minutes of October 28, 2002.
9. New Philadelphia Park Board meeting minutes of October 22, 2002.
10. Board of Control meeting minutes of November 1, 2002.
11. New Philadelphia City Board of Health meeting minutes of October 9, 2002.

ADMINISTRATIVE REPORTS:

MAYOR'S REPORT MAYOR RON BRODZINSKI

Submitted a written report of the activities of his office from October 29 through November 11, 2002. Thanked all veterans for their service to our country. Reported that he recently attended the Open House at the Tuscarawas County Educational Service Center, and encouraged everyone to view the new building. Reported that flu shots are being given free of charge to all city employees. Congratulated Fire Chief Jamie Snyder and Police Chief Jeff Urban for their promotion of the need for a ½% income tax levy for safety forces use. Even though the levy did not pass, the Chiefs did an excellent job of presenting the need to the community.

SERVICE DIRECTORMR. GARY ESPENSCHIED

Reported that leaf pickup began today on the south side, and trees are being trimmed along the Christmas Parade route. Reported that he has proposed that water rates be increased 5% and sewer rates be increased 25%, effective January 2003. Requested emergency passage tonight of Resolution 33-2002. Relinquished the floor to Building Inspector Bill Richesson, who reported that he attended a meeting to address the issue of billboards. Reported that the Harmon property on East High Ave. is to be tore down December 2, barring any plans by Mr. Harmon for remodeling.

SAFETY DIRECTORMR. GREG POPHAM

Thanked Police Chief Jeff Urban and Fire Chief Jamie Snyder for their presentation of the need for a passage of a levy for the safety forces. Relinquished the floor to both Chiefs, who thanked Council for giving them the opportunity to take this issue to the public.

AUDITORMS. BETH GUNDY

Reported that the State Auditors will begin their audit tomorrow. Requested that transfers made in her office be approved. Ms. Cox made a motion, seconded by Mr. Hitchcock, that the transfers be approved. Roll call, 6 yeas, motion passed.

TREASURERMS. TERRI DEARDORFF ABSENT NO REPORT

LAW DIRECTORMR. MIKE JOHNSON

Also thanked the veterans, especially his parents and his daughter, for their commitment to their country. Advised Council that, if they wish to have the Treasurer present at a future council meeting, a letter should be sent to her requesting that she attend, as stated in Ohio Revised Code. Council can take legal action if they wish by passing a resolution. Reminded Council that there is a Public Hearing scheduled for November 25 at 8:00 p.m. on Ordinance 85-2002.

BOARD/COMMISSION REPORTS:

PLANNING COMMISSIONMAYOR BRODZINSKI

Reported that there will be no meeting this month because there was no business to come before the Commission.

BOARD OF ZONING APPEALSMR. GARY ESPENSCHIED

Will meet November 12, 2002 at 5:30 p.m. in Council Chambers.

AIRPORT COMMISSIONMR. JIM LOCKER

Will meet November 12, 2002 at 6:00 p.m.

PARK BOARDMR. ART CICCONE NO REPORT

HEALTH BOARDMS. SANDRA COX

Will meet November 13, 2002 at noon in the Mayor’s Conference Room.

STANDING COMMITTEE REPORTS:

FINANCE COMMITTEE MS. SANDRA COX

Scheduled a meeting for Monday, November 25, 2002 at 6:30 p.m. to discuss the Temporary Appropriations for 2003.

SALARY COMMITTEE MR. JIM LOCKER NO REPORT

Mr. Johnson assigned the issue of the Treasurer to the Salary Committee.

SAFETY, HEALTH, AND SERVICE COMMITTEE MR. SAM HITCHCOCK

Reported meeting tonight prior to regular session to discuss a possible resolution to ban the use of tobacco products in all city owned buildings/vehicles. Mayor Brodzinski said there was already an executive order in effect for this matter, but an ordinance would enforce it. Ordinance 37-92, which became Codified Ordinance 17.01, prohibits smoking in the current city building, but will be outdated when the city offices move to the former Elk's location. Information will be provided to the Law Director for a new ordinance

PUBLIC WORKS COMMITTEE MR. JOEL DAY NO REPORT

ZONING & ANNEXATION COMMITTEE MR. GEORGE HOUSTON

Reported meeting November 4 to discuss billboards. The Law Director will prepare legislation to address the problem of size of the billboard and will designate certain locations where billboards will be permitted. Also discussed was Ordinance 66-2002, annexation request by Avon, which was approved by Committee.

CONTACT COMMITTEE MR. ART CICCONE NO REPORT

SPECIAL COMMITTEE MR. ROB MAURER ABSENT NO REPORT

VISITOR'S COMMENTS:

Police Captain Rich Calderon, 365 Union Ave. New Philadelphia, said he supports the wage increase for the meter man, and asked that council consider giving him the requested wage.

ORDINANCES AND RESOLUTIONS:

ORDINANCES:

66-2002 An ordinance to accept the application by David and Nanette Avon for the annexation of certain territory in Goshen Township, Tuscarawas County, Ohio and to establish Residential zoning of the same. (6th Reading)

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

73-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to change zoning for property located at 115 Howe Avenue, SW, New Philadelphia, Ohio from Residential to Business district, and declaring an emergency. (5th Reading)

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

82-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to amend Ordinance 6-2002 in order to grant discretion to the Safety Director to set the rate for the part-time position of meter man within New Philadelphia, Ohio between \$8.00 per hour and \$10.00 per hour, and declaring an emergency. (3rd Reading)

Motion to vote on passage made by Mr. Day, seconded by Ms. Cox. Mayor Brodzinski said he supports passage of this ordinance because it is a fair wage for the job being done. Mr. Hitchcock said he also supports this ordinance because the responsibility deserves the wage, and the current meter man is doing a great job. Roll call, 3 yeas 3 nays (Day, Cox, & Locker). Due to there being a tie, Council President Dave Johnson voted nay, ordinance failed.

Amended 85-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to change zoning for real estate located at 1103 Fourth Street NW, New Philadelphia, Ohio to be used by Ernie's Bicycle Shop from Residential to Business District, and declaring an emergency. (3rd Reading)

Ms. Cox made a motion to amend this ordinance to change the address from 315 Wabash Ave. to 1103 Fourth St. Motion was seconded by Mr. Locker. Roll call, 6 yeas, ordinance amended.

Public Hearing scheduled for November 25, 2002 at 8:00 p.m.

86-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to terminate any automatic pay raises granted to full-time and/or part-time employees of the City of New Philadelphia to include increases granted by Ordinance 39-1997, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this ordinance to the Salary Committee for review.

87-2002 An ordinance by the Council of the City of New Philadelphia, Ohio to terminate automatic yearly pay increases for certain elected officials elected to four-year terms granted by Ordinance 57-97, and declaring an emergency. (1st Reading)

Mr. Johnson assigned this ordinance to the Salary Committee for review.

RESOLUTIONS:

33-2002 A resolution authorizing the City of new Philadelphia to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or local transportation improvement program(s) and to executive contracts as required, and declaring an emergency. (1st Reading)

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

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

OLD OR UNFINISHED BUSINESS: NONE

NEW BUSINESS: NONE

MOTION TO ADJOURN MADE BY MR. HOUSTON. MOTION PASSED. MEETING ADJOURNED AT 8:09 P.M.

CLERK OF COUNCIL _____

APPROVED November 25, 2002

PRESIDENT OF COUNCIL _____