

Special Council Meeting
Wednesday, September 5, 2018

Mr. Daniel Peters, President of North Canton's City Council, has requested a Special Council Meeting for **Wednesday, September 5, 2018 at 6:00 p.m.** in Council chambers at North Canton City Hall, to consider the following:

1. Call to Order
2. Roll Call
3. Recognition of Visitors
4. New Business
5. **Ordinance No. 50 - 2018 - 1st Reading - Ordinance, Rules and Claims Committee**

An ordinance to approve and adopt current replacement pages to the Codified Ordinances, and declaring the same to be an emergency.

6. **Ordinance No. 51 - 2018 - 1st Reading - Personnel and Safety Committee**

An ordinance amending Section 20 COMPENSATION, of Chapter 155 Personnel Regulations, Part One - Administrative Code of the Codified Ordinances of the City of North Canton, to adjust the titles and compensation of certain employees, and declaring the same to be an emergency.

7. **Ordinance No. 52 - 2018 - 1st Reading - Street and Alley Committee**

An ordinance authorizing the Mayor of the City of North Canton to prepare and submit a joint application with the Stark County Engineer to the Ohio Public Works Commission for a grant for the Applegrove Street NE Resurfacing Project, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for said grant, and declaring the same to be an emergency.

8. **Ordinance No. 53 - 2018 - 1st Reading - Street and Alley Committee**

An ordinance authorizing the Mayor of the City of North Canton to prepare and submit an application to the Ohio Public Works Commission for a grant for the Easthill Street SE Reconstruction Project, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for said grant, and declaring the same to be an emergency.

9. **Ordinance No. 54 - 2018 - 1st Reading - Water, Sewer and Rubbish Committee**

An ordinance authorizing the private waterline extension along Pittsburg Avenue to serve the proposed COMDOC and Turtle Bay developments, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said private waterline extension, and declaring the same to be an emergency.

10. Ordinance No. 55 - 2018 - 1st Reading - Finance and Property Committee

An ordinance authorizing the Mayor of the City of North Canton to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.

11. Ordinance No. 56 - 2018 - 1st Reading - Finance and Property Committee

An ordinance authorizing the Mayor of the City of North Canton to enter into contracts for the sale of certain City vehicles, on file with the Administrator's office, that are obsolete, or not needed, or are unfit for public use, and that because the City has need of other vehicles of the same types, it will be in its best interest that the sale of the obsolete, unneeded, or unfit vehicles be made simultaneously with the purchase of new vehicles of the same types, and have the selling prices credited against the purchase prices of the new vehicles.

12. Ordinance No. 57 - 2018 - 1st Reading - Finance and Property Committee

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, to be appropriated from the unappropriated resources of the Insurance Fund to the Medical Insurance Claims and Prescription Claims Accounts in the total amount of \$325,000.00 for the current expenses during the fiscal year ending December 31, 2018.

13. Resolution No. 11 - 2018 - 1st Reading - Water, Sewer and Rubbish Committee

A resolution adopting the Solid Waste Management Plan for the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, and declaring the same to be an emergency.

14. Adjourn

North Canton City Council
Ordinance, Rules and Claims Committee

Ordinance No. 50 - 2018

An ordinance to approve and adopt current replacement pages to the Codified Ordinances, and declaring the same to be an emergency.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed which should be included in the Codified Ordinances; and

WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council in the form of replacement pages to the Codified Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That, in accordance with Ohio R.C. 731.23, the ordinances of the City of North Canton, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2018 Replacement Pages to the Codified Ordinances are hereby approved and adopted.
- Section 2. That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

- 333.01 Driving Under the Influence. (Amended)
337.28 Use of Sunscreening, Nontransparent and Reflectorized Materials.
(Amended)

General Offenses Code

- 513.09 Controlled Substance or Prescription Labels. (Amended)
529.07 Open Container Prohibited. (Amended)
529.08 Hours of Sale or Consumption. (Amended)
537.15 Temporary Protection Order. (Amended)

- Section 3. That the complete text of the sections of the Codified Ordinances listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

Section 4: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety for the reason that there exists an imperative necessity for the earliest publication and distribution of the current replacement pages to the Codified Ordinances to the officials and residents of the Municipality, so as to facilitate administration, daily operation and avoid legal entanglements including conflict with general State law; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed in Council this _____ day of _____, 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Personnel and Safety Committee

Ordinance No. 51 - 2018

An ordinance amending Section 20 COMPENSATION, of Chapter 155 Personnel Regulations, Part One - Administrative Code of the Codified Ordinances of the City of North Canton, to adjust the titles and compensation of certain employees, and declaring the same to be an emergency.

WHEREAS, due to the reorganization of certain City departments, and the shifting of certain duties and responsibilities, titles and compensation levels relative to those duties and responsibilities require corresponding adjustments.

WHEREAS, to provide essential services to City utility customers during a period of transition to new hardware and software, the Finance Department shall require the services of a client coordinator.

NOW, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That Chapter 155 Personnel Regulations of Part One, Administrative Code, specifically, COMPENSATION, be, and the same is hereby amended to read as follows:

COMPENSATION

Full-Time Schedule of Compensation: Full-time employees shall be paid an amount equal to or less than the amount set forth in the following schedule:

Position	Bi-Weekly Compensation
Director of Administration	\$4,423.08
Director of Law	\$4,423.08
Director of Finance	\$4,423.08
City Engineer	\$4,423.08
Chief of Police	\$3,461.54
Chief of Fire & EMS	\$3,461.54
Supt., Permits & Inspection	\$3,269.23
Supt., Water Distribution & Parks	\$3,269.23
Supt., Streets & Sewers	\$3,269.23

Superintendent - Drinking Water Plant	\$3,269.23
Design Engineer	\$3,269.23
Deputy Director of Administration and Development	\$2,884.62
Deputy Director of Finance	\$ 2,884.62
Operations Managers:	
Water Distribution & Parks	
Streets & Sewers	
Drinking Water Plant	\$ 2,884.62
Clerk of Council/Law Dept.	\$ 2,115.38
Accountant	\$2,000.00
Client Coordinator	\$1,765.00
Administrative Assistant	\$1,730.00

To fill a position listed in the preceding schedule, the Mayor (or in the case of a Council/Law/Finance position, City Council) shall post the open position for a minimum of two weeks on the City's website, bulletin boards in each City facility, and in a local newspaper. The posting may also be advertised on websites and/or in trade publications relevant to the position.

Part-Time Schedule of Compensation: Part-Time employees shall be paid an amount equal to or less than the amount set forth in the following schedule:

Position	Hourly Rate
<u>Public Safety - FIRE / EMS</u>	
Assistant Fire Chief	\$15.63
Fire Captain	\$15.26
Fire Captain / EMT - Paramedic	\$15.26
Fire Captain / EMT - Basic	\$15.26
EMT – Paramedic	\$15.26
Firefighter / EMT - Paramedic	\$15.26
Firefighter / EMT - Basic	\$14.77
Firefighter	\$14.77
EMT – Basic	\$14.77
Fire/Medic	\$13.90
Paramedic	\$13.90
Firefighter	\$12.85
Basic	\$12.85

Part-time employees staffed at station will not receive standby wages and will work a minimum of four hours.

Public Safety - Police

Radio Dispatcher	\$12.76
School Crossing Guard	\$12.30
Auxiliary Police	\$11.54
Special Patrolman	\$15.63

Financial & Clerical

Client Coordinator	\$14.00
Payroll Manager/Admin. Assist.	\$19.47

Department of Engineering

Engineering/Permit Clerk	\$12.41
Special Project Inspector	\$17.58

Building & Permits

Building Inspector	\$25.16
Nuisance Officer	\$17.77
Plans Examiner/Chief Building Officer	\$60.00

General Government

Summer I	Minimum Wage
Summer II	Minimum Wage +7.3%
Intern	Minimum Wage +25.3%
Skilled Worker	\$15.15
Laborer	\$13.59

Recreation

Class "A" Instructor	\$11.00
Senior Program Director**	\$203.50

**Paid bi-weekly

A. In the event the Senior Program Director works less than 20 hours in a bi-weekly pay period, the actual hours worked will be paid at the Senior Program Director's applicable hourly rate.

B. Effective January 1 of each year, any employees receiving minimum wage shall have their hourly compensation automatically adjusted to reflect the applicable Federal or State minimum wage, whichever is higher.

Section 2. That any and all legislation inconsistent herewith, be, and is hereby repealed.

Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to obtain a position in the Finance Department to assist with the updates being made within utility billing; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed by Council this _____ day of _____, 2018

David Held, Mayor

Signed: _____, 2018

ATTEST: _____
Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 52 - 2018

An ordinance authorizing the Mayor of the City of North Canton to prepare and submit a joint application with the Stark County Engineer to the Ohio Public Works Commission for a grant for the Applegrove Street NE Resurfacing Project, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for said grant, and declaring the same to be an emergency.

WHEREAS, Applegrove Street NE is in need of repair; and

WHEREAS, the City desires to submit a joint application with the Stark County Engineer to the Ohio Public Works Commission for a grant for said project.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to prepare and submit a joint application with the Stark County Engineer to the Ohio Public Works Commission for a grant for the Applegrove Street NE Resurfacing Project.
- Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into an agreement for said grant.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to meet the September 14, 2018 deadline for submission of the application for the Applegrove Street NE Resurfacing Project; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Street and Alley Committee

Ordinance No. 53 - 2018

An ordinance authorizing the Mayor of the City of North Canton to prepare and submit an application to the Ohio Public Works Commission for a grant for the Easthill Street SE Reconstruction Project, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for said grant, and declaring the same to be an emergency.

WHEREAS, Easthill Street SE is in need of repair; and

WHEREAS, the City desires to submit an application to the Ohio Public Works Commission for a grant for said project.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to prepare and submit an application to the Ohio Public Works Commission for a grant for the Easthill Street SE Reconstruction Project.
- Section 2. That the Mayor of City of North Canton, upon Board of Control approval, be, and is hereby authorized to enter into an agreement for said grant.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to meet the September 14, 2018 deadline for submission of the application for the Easthill Street SE Reconstruction Project; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Water, Sewer and Rubbish Committee

Ordinance No. 54 - 2018

An ordinance authorizing the private waterline extension along Pittsburg Avenue to serve the proposed COMDOC and Turtle Bay developments, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said private waterline extension, and declaring the same to be an emergency.

WHEREAS, to serve new commercial and residential water customers; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to extend a private waterline to the proposed COMDOC and Turtle Bay developments, located the City's existing line along Mt. Pleasant Street and extend approximately 1,500 linear feet south to the south property line of the former Rohr farm, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said private waterline extension.
- Section 2. That payment of the full cost of said private waterline extension shall be the responsibility of the applicant-developer.
- Section 3. That pursuant to Section 935.01 of the Codified Ordinances, Council hereby authorized the private extension of the aforementioned waterline located outside the corporate limits of the City of North Canton.
- Section 4. That said private waterline extension shall be pursuant to Section 935.08, Nonresident's Use of Water or Sanitary Sewer Service agreement of the Codified Ordinances of the City of North Canton.
- Section 5. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above-specified cost upon receipt of vouchers duly approved by the proper department authority from appropriations applicable thereto.
- Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton, and further necessary for the timely approval so the construction may be completed in order for the Stark County Engineer to meet its Pittsburg Avenue repaving deadline of the end of the 2018 summer season; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 55 - 2018

An ordinance authorizing the Mayor of the City of North Canton to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.

WHEREAS, the City desires to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.
- Section 2. That the vehicles no longer required for municipal purposes, listed on the roster on file in the office of the Director of Administration, used by the respective departments, be, and are hereby authorized to be sold to the highest bidder and best bidder after advertisement for two consecutive weeks in a newspaper of general circulation within the City or as provided in section 7.16 of the Revised Code.
- Section 3. That the Director of Finance, be, and is hereby directed to deposit the proceeds of the auction sale contract to the credit of the applicable City funds.
- Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 56 - 2018

An ordinance authorizing the Mayor of the City of North Canton to enter into contracts for the sale of certain City vehicles, on file with the Administrator's office, that are obsolete, or not needed, or are unfit for public use, and that because the City has need of other vehicles of the same types, it will be in its best interest that the sale of the obsolete, unneeded, or unfit vehicles be made simultaneously with the purchase of new vehicles of the same types, and have the selling prices credited against the purchase prices of the new vehicles.

WHEREAS, the City desires to enter into contracts for the sale of certain City vehicles on file with the Administrator's office that are obsolete, or not needed, or are unfit for public use; and

WHEREAS, because the City has need of other vehicles of the same types, it will be in its best interest that the sale of the obsolete, unneeded, or unfit vehicles be made simultaneously with the purchase of new vehicles of the same types, and have the selling prices of the City vehicles credited against the purchase prices of the new vehicles.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to enter into contracts for the sale of certain City vehicles on file with the Administrator's office that are obsolete, or not needed, or are unfit for public use.
- Section 2. That because the City has need of other vehicles of the same types, it is in its best interest that the sale of the obsolete, unneeded, or unfit vehicles be made simultaneously with the purchase of new vehicles of the same types, and have the selling prices of the City vehicles credited against the purchase prices of the new vehicles.
- Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 57 - 2018

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, to be appropriated from the unappropriated resources of the Insurance Fund to the Medical Insurance Claims and Prescription Claims Accounts in the total amount of \$325,000.00 for the current expenses during the fiscal year ending December 31, 2018.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. To provide for the current expenses and other expenditures of the City of North Canton, during the fiscal year ending December 31, 2018, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated resources of the 761 Fund INSURANCE FUND	\$325,000.00
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Appropriate To:

761 FUND	
761.784.5903 Medical Insurance Claims	\$300,000.00
761.784.5904 Prescription Claims	\$ 25,000.00

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to issue warrants from appropriations established herein for the payment of vouchers duly approved by the proper departmental authority.

Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 4. That this ordinance is necessary to appropriate these dollars to replenish several accounts in the insurance fund to cover the increased cost of said medical and prescription drug claims. This ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Water, Sewer and Rubbish Committee

Resolution No. 11 - 2018

A resolution adopting the Solid Waste Management Plan for the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, and declaring the same to be an emergency.

WHEREAS, the City of North Canton is located within the jurisdiction of the Stark-Tuscarawas-Wayne Joint Solid Waste Management District.

WHEREAS, the Stark-Tuscarawas-Wayne Joint Solid Waste Management District Policy Committee prepared and adopted a final draft of the Solid Waste Management Plan in accordance with Ohio Revised Code Sections 3734.50 et seq.

WHEREAS, the Stark-Tuscarawas-Wayne Joint Solid Waste Management District has provided a copy of the Draft Final Solid Waste Management Plan for ratification to each of the District's legislative authorities.

WHEREAS, to meet the District's filing deadline, thereby permitting the District to meet its own filing deadline with the Ohio Environmental Association, if the City of North Canton wishes to approve the Plan, it must do so no later than September 14, 2018.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the City of North Canton hereby approves in the form submitted the District's Solid Waste Management Plan, which is on file with the Clerk of Council.
- Section 2. That Clerk of Council is hereby directed to send the District a copy of this ordinance to the Stark-Tuscarawas-Wayne Joint Solid Waste Management District, 9918 Wilkshire Blvd, Bolivar, Ohio 44612.
- Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Sections 121.22 of the Ohio Revised Code.
- Section 4. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton, further necessary for the timely adoption of the Stark-Tuscarawas-Wayne Joint Solid Waste Management District's Solid Waste Management Plan before its

September 14, 2018 deadline, thereby permitting the District to meet its filing deadline with the Ohio Environmental Association's filing deadline regarding Recycling, Educational Awareness, and Grant Programs, etc.; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this ____ day of _____, 2018

David Held, Mayor

Signed: _____, 2018

ATTEST:

Mary Beth Bailey, Clerk of Council