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CITY OF NORTH CANTON, OHIO
COMMITTEE OF THE WHOLE MEETING

**TRANSCRIPT OF
JULY 1, 2019, MEETING**

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Transcript of Proceedings of the North Canton City Council, taken by me, the undersigned, Laurie Maryl Jonas, a Registered Merit Reporter and Notary Public in and for the State of Ohio, at North Canton City Hall, 145 North Main Street, North Canton, Ohio, on Monday, July 1, 2019, at 7:00 p.m.

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1 APPEARANCES:

2 Daniel Jeff Peters, Council President, Ward 2

3 Doug Foltz, Council Vice President, Ward 1

4 Mark R. Cerreta, At Large

5 Daryl Revoldt, At Large

6 Marcia Kiesling, At Large

7 Stephanie Werren, Ward 3

8 Dominic Fonte, Ward 4

9 Patrick A. DeOrio, Director of Administration

10 Timothy L. Fox, Director of Law

11 Laura E. Brown, Director of Finance

12 Robert G. Graham, Engineering Services

13 Catherine A. Farina, Deputy Director of
14 Administration and Development

15 David J. Held, Mayor

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1 MR. PETERS: Okay. I'd like to call to order
2 the meeting of the whole meeting, Monday, July 1,
3 7 p.m.

4 Laura, will you please call the roll.

5 MS. BROWN: Peters?

6 MR. PETERS: Here.

7 MS. BROWN: Foltz?

8 MR. FOLTZ: Here.

9 MS. BROWN: Cerreta?

10 MR. CERRETA: Here.

11 MS. BROWN: Revoldt?

12 MR. REVOLDT: Here.

13 MS. BROWN: Werren?

14 MRS. WERREN: Here.

15 MS. BROWN: And Fonte?

16 MR. FONTE: Here.

17 MS. BROWN: Six present.

18 MR. PETERS: Thank you. Motion to excuse
19 Member Kiesling. She'll be joining us in the last
20 part.

21 MR. CERRETA: So moved.

22 MR. REVOLDT: Second.

23 MR. PETERS: All in favor?

24 ("Aye" in unison.)

25 MR. PETERS: Opposed? Motion carries. Thank

1 you.

2 First up, Community Economic Development.
3 Vice Chair -- you want to? I'm sorry. Oh, this is
4 committee. This is committee. I've got your name as
5 special councilman.

6 MR. CERRETA: There's none in the special one
7 either. Why don't we just start off at the
8 beginning.

9 MR. PETERS: Why don't we start off right
10 now.

11 MR. CERRETA: (inaudible).

12 MR. PETERS: Would you everyone please stand
13 for opening prayer. I know this is a little out of
14 the ordinary but we have good reason.

15 MR. CERRETA: Okay. Lord, we thank you for
16 bringing us here to this chamber as a community this
17 evening. We help this community grow in this chamber
18 as a community. We celebrate our successes in this
19 chamber as a community, and tonight we pray for
20 healing in this chamber as a community. We pray for
21 Afton Taylor, a 7-year-old-son of our fire-EMS
22 department family, Doug and Krissy Taylor, a young
23 boy who you brought to your heavens yesterday. We
24 pray for your help towards this family, Afton's dad
25 and mom, Doug and Krissy, Afton's sister, Maja, and

1 Afton's brother, Boyd. Help them and bless their
2 family and friends to cope with this loss of a loved
3 son. Lord, help but bless Afton as he enters into
4 your heaven.

5 I found this prayer that the Lord sent to me
6 to recite. I thought it was appropriate.

7 Father, we ask you to send your peace to
8 those persons who are mourning. Continue to surround
9 them with family, friends, loved ones who are -- who
10 offer words of comfort. Give them sweet and restful
11 sleep. Father, remove the spirit of heaviness and
12 give them garments of praise. In due time, bless
13 their lives to overflow with laughter and joy again
14 as they take refuge in you. Please help them to put
15 their trust in you. Holy Spirit, we ask that you
16 settle the hearts and the minds of those who are
17 feeling any guilt, resentment, bitterness or anger.
18 Help them not to look back but to press forward. We
19 pray this in God's name. Amen.

20 MR. PETERS: Thank you, Mark.

21 MR. CERRETA: You're welcome.

22 MR. PETERS: Okay. First up, Community
23 Economic Development, Vice Chairman Cerreta.

24 MR. CERRETA: I'm going to turn this over --
25 this was the codified ordinance, the fees. And I

1 have a problem right away. What are we bringing this
2 from? Go ahead, Pat.

3 MR. DEORIO: Thank you, Member Cerreta. This
4 was the result of some efforts by yourself and some
5 other members of council to, in conversation with the
6 building community, to review our processes and to
7 ascertain whether they're in line with other
8 communities.

9 (Ms. Kiesling entering council chambers.)

10 MR. DEORIO: And we seem to have a reputation
11 in some aspects that it's not. And so after some
12 lengthy discussions and meetings with a number of
13 these individuals, we thought that we would break
14 this down into components by trade. And I pledged
15 that we needed to get something to you before the
16 break on one of those trades, and we think it's
17 probably the most pressing trade, and that has to do
18 with cement work. And so what you have before you
19 are a series of a couple of resolutions that make
20 some changes to the way we are going to proceed with
21 whether or not a permit is required, whether an
22 inspection of the building inspection is required as
23 it relates to cement work.

24 So the change that we are making is that if
25 the cement work, whether that's a patio, steps, a

1 sidewalk that goes up to the front steps, a driveway,
2 if the cement work is on private property, that will
3 no longer require a permit. We will no longer
4 require a building inspection. This is consistent
5 with all the other communities in Stark County.
6 We're the only one that was inspecting cement work on
7 private property. So this brings us in line with
8 that.

9 As it relates to then the cement that's not
10 on private property but in the public right-of-way,
11 so this could include a sidewalk, this would include
12 a driveway apron would be in the public right-of-way,
13 we're proposing that that still requires the building
14 department to be involved for the permitting and
15 inspection of that from a building standpoint. The
16 reason is, is that we want to make sure that the
17 sidewalk and the apron, where we have liability as a
18 municipality, potential liability as a municipality,
19 that the work is being done to our standard. So if
20 that sidewalk heaves as a result of poor
21 construction, that could be a potential issue to us.
22 So we want to make sure that is continuing to be
23 inspected.

24 However, we find that there are a lot of jobs
25 in the public right-of-way that aren't very big jobs.

1 They're a square or two that need replaced, or just
2 only part of a piece of the apron that needs
3 replaced. And what we found is that the fee for
4 those small jobs, at \$75, is out of line with the
5 other communities. So if the job is 40 square feet
6 or less, then the fee will be \$40. If it's above 40
7 square feet then the fee would still be 75. So now
8 you see the difference on the cement on private
9 property, cement in public right-of-way. And we
10 break it down into public right-of-way into big job,
11 small job.

12 And then what we're left with is just a
13 couple other miscellaneous situations where we have
14 zoning inspection. So this is not a building
15 department like, you know, you're building it in the
16 right way, it's to the right depth. It's not that
17 issue. The zoning would be instances of let's say
18 you're putting in a new driveway and how far is that
19 driveway from the setback. It would be advisable for
20 you to, you know, get someone from the department to
21 sign off that that is 5 feet from the property line.
22 People still do put it in without coming in, and if
23 they put it in and it is within that 5 feet and
24 someone files a complaint, it could be in a situation
25 where they're being forced to remove it. There's no

1 fee involved to come out and take a look at that or
2 just submit a plan that indicates where things are
3 going to be. We'll approve those right here. But
4 there wouldn't be an inspection fee for the zoning on
5 that.

6 A driveway that is replacing an existing
7 driveway, no need to see anything, even from a zoning
8 standpoint. It's already in there. It's already
9 existing. This would just be for new work. Maybe
10 you're putting in a driveway around the side of your
11 garage towards the back where it would be close to
12 the property line. We already have zoning
13 requirements that deal with you can't put a driveway
14 in your front yard, or you can't convert your whole
15 front yard into a concrete apron that you can just
16 pull cars in. So those things are dealt with in
17 other parts of the code. But I think that's kind of
18 the --

19 MR. CERRETA: This is a meeting that I had
20 talked about last week. Dom and Daryl and myself,
21 with the contractors that came in, very reputable
22 contractors that are in town here, it was not meant
23 to appease the contractor. It was really to help our
24 community want to do improvements. They were getting
25 to a point with so many inspections and so many fees

1 that it was counterproductive to what we want to see
2 improving. And they saw it, too. And they brought
3 it to our attention. And so at this -- this whole
4 idea came about through a lot of these contractors.
5 In this case the cement work by very reputable, smart
6 cement people who kind of know that what people want
7 done and what they'll pay for it. And it puts us
8 right in line with other communities. We were a
9 little bit over. Which, you know, someone once put a
10 pad of concrete in and the fee was almost as much as
11 the concrete. So we kind of put it in line here, and
12 I think we've done a great job of that listening.
13 And Pat brought Marty in, and together, when they
14 left, everyone was happy with this. And I think it
15 will help us in the long run get some things done and
16 have people want to improve their driveways and
17 cement work.

18 As he said, it does not include the
19 right-of-way. There are still inspections on
20 sidewalks and aprons and they have to keep away from
21 the regular rules about, you know, the setbacks and
22 everything. But it's just about, you know, replacing
23 things what they have and wanting to do things,
24 there's not a whole bunch of inspections like there
25 were in the past. Which puts us right in line. Any

1 questions on that for Daryl? You were at the
2 meeting. Any other things?

3 MR. REVOLDT: I think it's just important
4 that everyone understand that we're essentially
5 relegating to the consumer the responsibility to
6 ensure that the driveway is poured in a -- as a --
7 has a certain standard to it. Because we're not
8 going to inspect it. So if it's 4 inches and it's to
9 be 4 inches with steel, then the buyer, it's his or
10 her responsibility to make sure that that product
11 conforms to the specs.

12 MR. CERRETA: And most of the contractors,
13 especially --

14 MR. REVOLDT: Most of the contractors know.

15 MR. CERRETA: And if we go out there and
16 they're not, we're going to make them pull that out.
17 So they are -- there are rules. They have to be
18 prepared with that.

19 MR. REVOLDT: The right-of-way we will.

20 MR. FONTE: So the contractor still has to be
21 registered; right?

22 MR. REVOLDT: Right. Yeah.

23 MR. CERRETA: Yeah.

24 MR. FONTE: So unless they do it on the
25 weekend, you know, by the fly of night or something,

1 basically they're -- we're going to know who they are
2 and we know their reputation. Like some of the
3 people we've met with that do a lot of concrete work,
4 and on top of that, you know, by getting people out
5 to reinspect, we have limited rain days -- or sunny
6 days. It's really a tough -- tough nut to crack. It
7 really is. So I think we're on the right track to
8 get things done more efficiently, make it more user
9 friendly, and the consumer, which is the
10 constituents, will get a fine job at the end.

11 MR. FOX: And for the chair and the members,
12 these three items, 1A, B, and C, because they're not
13 enacting a new law, a new policy or new procedures,
14 they are clearly ceremonial resolutions and, if you
15 wish, a single reading is all that's necessary to
16 send these to the planning commission. We're not
17 asking for them to -- to rule in any certain way,
18 we're just asking them for their -- their -- their
19 direction and consideration. And so according to our
20 charter, items that are ceremonial, which this
21 clearly appears to be, if you wanted to do just the
22 single reading to get it to the planning commission
23 that would be legislatively correct. You could also
24 read it two or three times. But if you wish a single
25 one --

1 MR. FONTE: I say let's get the show on the
2 road.

3 MR. REVOLDT: It's going to come back to us
4 anyway.

5 MR. FOX: Yes.

6 MR. CERRETA: Keep in mind, too, that this is
7 just for the cement work. We're still working on the
8 builders and contractors. That's next. And it takes
9 a lot of time and effort to do them one at a time.
10 We'll be thorough with it.

11 MR. FOLTZ: Just a followup, I think it's a
12 great compromise to help people get things done
13 around their house. And I think it's still essential
14 the public knows you can't just pour side -- or
15 concrete anywhere you want on the property. Been
16 aware of a few situations just in the past year where
17 some residents were over on their neighbor's
18 property. Or they gave them permission orally to do
19 that. That's just -- that's not the way we want
20 things to happen in North Canton. We want to make
21 sure if it's a new driveway, if it's a new area they
22 want to build upon or excavate, they have still got
23 to go through some type of inspection process. If
24 it's existing, I agree, you know, if it's already
25 there and it conforms to our codes and that's fine,

1 they can replace it with whoever they want. I guess
2 that's what we're saying without a permit; right?
3 The responsibility on the general contractor they
4 want and the workmanship they get is totally relying
5 on them picking that person.

6 MR. REVOLDT: That's exactly right.

7 MR. FOLTZ: The right-of-way is a totally
8 different story, so just want to be careful of that.
9 That we want to make plain, everybody understands
10 that. You just can't pull a truck up, excavate your
11 front yard and start pouring concrete.

12 MR. DEORIO: Without repercussions.

13 MR. FOLTZ: Without repercussions. I think
14 it's key. People have to know the exact criteria.
15 If it's not as required, it's getting torn out.

16 Nice work on this. Thank you.

17 MR. CERRETA: So is that what we agree, to
18 send it?

19 MR. PETERS: Uh-huh.

20 MR. REVOLDT: We should -- we should note
21 that we have the various members of the
22 administration present.

23 MR. PETERS: Yes.

24 MR. REVOLDT: And that there are a majority
25 supports moving this along with one reading.

1 MR. PETERS: I would say we're unanimous on
2 that one. Anyone opposed to it?

3 MR. REVOLDT: No.

4 MS. KIESLING: Will you note on the record
5 that I arrived?

6 MR. PETERS: Oh, yes. Let the record reflect
7 that Chairwoman Kiesling has joined us. My
8 apologies.

9 All right. So that will be for A, B, and C;
10 correct?

11 MR. REVOLDT: That's correct.

12 MR. PETERS: Okay. Thank you.

13 Next up, Street and Alley. Chairman Fonte.

14 MR. FONTE: Okay. So we have A and B. I'd
15 like to jump down to B, discussion of potential
16 legislation regarding Chapter 902, which is the
17 sidewalk policy. So if you look in your packet and
18 go to 903 -- or I'm sorry, 902, which is
19 Installations of Sidewalk, I'll give you a chance to
20 get it, like halfway through the packet.

21 So the criteria -- I'll explain while you're
22 looking for it. The criteria for sidewalks, you have
23 to meet two of the three criterions, and so there's
24 three of them listed there under 902. -- 902.01,
25 Installation of Sidewalks. So I'm proposing that we

1 remove those three criteria because I don't believe
2 they're necessary right now if we move forward with
3 doing some of these street projects we're going to be
4 talking about in the near future. So if there's any
5 discussion that you guys want to talk about why we
6 want to remove those, we need two of the three
7 criteria in order for the city to do the sidewalks.

8 MR. PETERS: Dom, let's touch on why.

9 MR. CERRETA: Let's talk about the whole
10 reasoning.

11 MR. PETERS: Let's touch on why. Who wants
12 to lead this?

13 MS. KIESLING: Pat.

14 MR. FONTE: Go ahead, Pat.

15 MR. DEORIO: So in 902.01, you want to talk
16 about that first. That's --

17 MR. FONTE: I think we should.

18 MR. DEORIO: So that's installation of
19 sidewalks. And what we have presently, and this
20 was -- this is all an ordinance that was passed in
21 2009. So it's ten years old. Presently, if the city
22 chooses to install a sidewalk on the city street,
23 spending its own money, it must meet two of the
24 following three criteria: A school or school
25 facility or government recreation or government

1 facility must be located on the street. Or the
2 street has a vehicular traffic count that, in
3 essence, creates a public safety issue with people
4 walking on the street because of the volume of
5 traffic. 3, The street is in a no transport zone of
6 the school. So if you meet one of the three, and to
7 me, you know, and I -- one of the most important ones
8 of it is No. 2.

9 MR. FONTE: Safety.

10 MR. DEORIO: Safety. People on the street
11 that should be on the sidewalk. But if you can only
12 meet one of the three, the city cannot proceed,
13 regardless of how it may -- warranted the sidewalk
14 may be. So this comes up with another piece of
15 legislation that's going to be under committee here
16 this evening. So there's -- you mentioned one way
17 that you could deal with it, which would be to repeal
18 the section.

19 Another more, I think, minimally invasive
20 procedure would be to change one word in 902.01,
21 Subsection B, if the street meets any two of the
22 above three criteria, if you change the word "two" to
23 "one," if the street meets any one of the three above
24 criteria, then the city can proceed. That meets the
25 criteria.

1 MR. FONTE: Thanks for breaking it down and
2 making it easy to understand. So I apologize for not
3 explaining it clearly.

4 MR. CERRETA: So, Pat, talking about the
5 vehicular traffic count, maybe explain what that is
6 so I -- you know, is that even needed is what I'm
7 trying to get to it. That's why.

8 MR. DEORIO: No, technically, you know, it's
9 not. We can get a written safety recommendation from
10 either the chief of police or chief of fire, which,
11 you know, in talking with them that I don't think
12 that would be a problem that they view that, those
13 issues on that street. But if not, we could -- we
14 could also do a stats. And as long as it has a
15 traffic count similar to other situated streets, we
16 would be okay. So what this is trying to avoid, back
17 in '09 was just, you know, doing the sidewalk on a
18 cul de sac that doesn't meet any volume of traffic.

19 MR. FONTE: Are you guys okay? Is everything
20 okay?

21 MR. FOLTZ: I think we need to discuss this a
22 little bit. This has been probably one of the most
23 discussed policies in my tenure here. You remember
24 this, everybody, and there's reasons for it. It's
25 not there that we don't want to put sidewalks in,

1 it's just we have so many older sidewalks, and some
2 of the sidewalks were put in by contractors years
3 ago, or subdivision requirements that we're dealing
4 with those that are falling apart. And I'm happy
5 with where we're going with 902.02 because we've
6 added some language and changed some things.

7 Tonight -- I'm a little disappointed that
8 we're just dealing with this tonight. I know the
9 sense of urgency because we might have grant dollars
10 involved with this. I think maybe that's the
11 criteria we put in. Just -- and President Peters
12 suggested it, and I agree, to maybe make that part of
13 the criteria to give you two out of the three you
14 need. I'm not saying I'm against this totally,
15 because times change.

16 Obviously this city needed a lot of
17 infrastructure. And Daryl, I remember not voting for
18 a sidewalk you wanted on Glenwood years ago because
19 Ward 1 was flooding over. And that got defeated.
20 Because I thought there was other needs, especially
21 in Ward 1 and other wards, for street infrastructure.
22 And that's -- that's how these discussions came to be
23 and evolved.

24 I just want to make sure we're careful with
25 this in the sense that we're asking -- I think 902.02

1 for existing sidewalk residents, residents that have
2 existing sidewalks to pay half. Here we're going to
3 put sidewalk in an area that needs sidewalk. I'm all
4 about being transient as far as walking North Canton,
5 but there -- no residents paying anything there. So
6 I think we need to look at how -- how we're
7 addressing this in the future. Our dollars are a big
8 part of this, I think that's the caveat you hang this
9 on. Because we're not paying for it. We're getting
10 an agency or a state or federal funds to pay for
11 this. And that's a way that we can look at this, I
12 think, that makes sense.

13 MR. FONTE: It's still majority rules on how
14 we're going to do this anyhow. I think as we move
15 forward, we need to deal with --

16 MR. CERRETA: What does that mean?

17 MR. FONTE: Well, I'm just saying, whoever is
18 on council has to vote.

19 MR. CERRETA: Yeah, I understand that.

20 MR. FONTE: I mean, we're moving in the 21st
21 century, so we need to get with the program. I mean,
22 whatever happened in the past, we need to move
23 forward with getting some of these sidewalks taken
24 care of. Walk around town. You'll see what I mean.
25 It's -- it's a risk and a safety issue.

1 MR. FOLTZ: I understand. And you need to
2 understand how we got to this point. I just want
3 people -- I want us to think about this. That's all
4 I'm saying.

5 MS. KIESLING: And I think one of the biggest
6 issues were forcing people to have sidewalks who
7 didn't want them because they're going to lose big
8 trees. So my yard, you put a sidewalk through, at
9 this point I'm not going to lose anything. But ten
10 years ago I would have lost a big tree. And a
11 majority of our issues in lining some of these
12 streets with sidewalks were these people are like,
13 well, no, you're not going to take out my 40-year-old
14 tree that shades my entire yard. So I don't think
15 it's as cut and dry as you think it is, Dominic.
16 It's a majority --

17 MR. FONTE: We're going to cherry pick.

18 MS. KIESLING: Dominic. You have to ask the
19 homeowners. And that's where we sort of came up with
20 the whole 50 percent of the street had to agree,
21 because at that point we were asking them to pay
22 50 percent. But I still think you can't, just
23 because we want one on Easthill or we want one on
24 Glenwood, we want it but what about the people who
25 own the property?

1 MR. FONTE: I think we'll be able to get it
2 addressed. I really do. I think it's time we make
3 some changes.

4 MR. FOX: You want something in place. As
5 you said, some individuals because of the trees and
6 there are some individuals that simply don't wish to
7 have sidewalks because sidewalks invite foot traffic
8 often on their lawns and their devil strips, and some
9 of them enjoy not having that foot traffic. And we
10 should at least contemplate that some of these will
11 be challenged, and how --

12 MS. KIESLING: How we are going to deal
13 with --

14 MR. FOX: -- how are we going to respond to
15 that.

16 MR. PETERS: Another aspect, and we ran into
17 this on Seventh Street hill, there are homes that,
18 when the street was put in, it brought the street up
19 to -- up so close to the house that it's a violation
20 of our -- of our zoning.

21 MS. KIESLING: Our setbacks.

22 MR. FOLTZ: Our setback requirements. Yeah.

23 MS. KIESLING: Those homes on Easthill, I
24 would think that is going to be a big issue on
25 setbacks and trees.

1 MR. FONTE: Well, what do you guys want to
2 do? Just do nothing and sit tight?

3 MR. REVOLDT: We want to acknowledge
4 concerns.

5 MR. DEORIO: This is going, you know, in the
6 public right-of-way, so I mean, it's in the
7 right-of-way. We can --

8 MS. KIESLING: You understand that. I
9 understand that. The common person doesn't.

10 MR. FONTE: I think we need to educate them.

11 MR. DEORIO: I think if this project moves
12 forward, that would be something we would entertain,
13 and we're also looking at one we've been working on
14 for a while up on Seventh Street and we're actually
15 talking to people and reaching out to people, having
16 a dialogue. It's not like you just wake up and
17 there's a backhoe in your yard digging it up. So I
18 mean, there is -- there is some part to that.

19 But, you know, I want to go back to, you
20 know, at some point it really comes down to, you
21 know, there's a lot of nuances here, but public
22 safety is the issue. And, you know, do you want to
23 deal with this when there's been an incident or do
24 you want to deal with this as being a proactive way,
25 but there are certain streets that warrant a

1 connectivity for public safety, there's reasons to
2 have -- for other reasons why you may want a sidewalk
3 on Easthill to connect to Main. But the grant
4 approach, you know, is certainly, you know, something
5 that would be -- you know, could be added. But at
6 the same time, you know, we're going to be dealing
7 with our projects where, if the ultimate greater good
8 is objected to by a single individual then we'll --
9 you'll be facing these questions on a lot of issues
10 that I see come that into my office every day.

11 MS. KIESLING: But what do you do when, for
12 three years, we have sustainable money and we get a
13 ton of grants and we're saying it's a safety issue
14 and we're putting sidewalks in because of safety
15 issues but, you know, we run out of money and there's
16 still ten streets that are a safety issue. How are
17 we -- how are we going to rank those? Because in
18 four years we may not be -- have enough money to put
19 sidewalks in on certain. So I think you have got to
20 be very careful when you talk about safety as well.
21 It's safety on every road.

22 MR. DEORIO: We want safety on every road, I
23 agree. And I do think you have the criteria. We do
24 kind of the same thing with road repair. We triage
25 which ones are the best ones that need to be done and

1 which ones that can wait, and I don't think anybody's
2 proposing a policy that we're going to go out and
3 start just putting the sidewalks where there aren't
4 any. But I look at what has been -- what has been
5 the situation in the past. When we get into 902.02,
6 there's no activity. There hasn't been in your
7 tenure on the council. It doesn't work. 902.02
8 doesn't work. We've never used it. So if we haven't
9 done it in ten years and you want it done, I think
10 you have to change something.

11 MR. FONTE: Things are changing, so we have
12 to get with the program. So we're going to cherry
13 pick the roads that need it worst or the best? What?

14 MR. REVOLDT: May I? When you're finished.

15 MR. FONTE: No, no. I was just saying that,
16 you know, we have replacement issues and also where
17 we have, like we know Lindy Lane is an issue. We
18 know Glenwood is an issue. And we know maybe some of
19 these connecting arteries --

20 MR. PETERS: Seventh Street.

21 MR. FONTE: -- are issues that we need to
22 address. I'm not saying everybody needs a sidewalk.
23 Let's do it how we're going to connect the downtown
24 Main Street, you know, get everything adjusted
25 safely, and you guys drive around and see people

1 walking in the streets all the time. It's a miracle
2 no one's been killed yet, to my knowledge. So this
3 is something that needs to happen as we moved forward
4 with this downtown redevelopment and all the things
5 that we want to do, and while the economy is better
6 is when you want to take advantage of these things.

7 Are we going to be able to do all them? No.
8 Let's just do the most prioritized ones, however we
9 decide that. So the engineer can talk about it, kind
10 of like, you know, categorizing the streets in the
11 order that they need it, based on safety or whatever
12 the criteria is, but I think it's something we need
13 to move on. And go ahead, Daryl.

14 MR. REVOLDT: I think our goal historically
15 has been to install sidewalks -- let me just take a
16 step back.

17 Our street mileage is not growing. It's
18 relatively static. If we pick up a little street
19 mileage, it's typically in a neighborhood that's
20 being constructed and it's a neighborhood that, under
21 the subdivision regulations, requires a sidewalk;
22 right? So really what we're talking about is what
23 does the current sort of status quo require. And our
24 goal was, at one time, was to install sidewalks on
25 the connectors. Well, what were those connectors?

1 Those were Applegrove Road, they were Everhard, et
2 cetera. And those connectors, I think we could find
3 them as streets with traffic in excess of 25,000 cars
4 a day. I think that's -- my memory serves me right.
5 Most of that stuff's already done; all right? We
6 have a couple streets that don't have sidewalks.
7 Easthill being one that's got partial, isn't
8 completed. But by and large, I think we're probably
9 pretty well -- pretty well home. I would argue that
10 we do have pretty -- so -- so I'm not sure we're
11 going to have lots of hue and cry over the
12 installation of sidewalks.

13 Second thing is just because you have a
14 policy, or no policy, doesn't mean that you've lost
15 control. Because you're going to have to appropriate
16 the money, number one, in an annual appropriation
17 ordinance. And number two is you're going to have
18 passage authorizing the administration to advertise
19 for bids. So if it comes down to Lindy Lane or it
20 comes down to Glenwood, Doug and I, you'll have the
21 pleasure of watching us spar again.

22 But the reality is, you know, what we really
23 want to do tonight is we need to fix this if you want
24 a sidewalk on Easthill.

25 MR. FONTE: I say we move forward.

1 MR. REVOLDT: You can always come back and
2 redo it again, but right now you can't put a sidewalk
3 on Easthill given the language you have in your
4 ordinance.

5 MR. FONTE: So does that make sense to
6 everybody up here? Let's move up.

7 MR. REVOLDT: So pick the solution.

8 MRS. WERREN: And as the ward person who
9 drives up and down all the time and sees all the
10 people and sees them dead stop --

11 MR. FONTE: Do you need it?

12 MRS. WERREN: I do.

13 MR. FONTE: So I think we've solved that one.

14 MRS. WERREN: It's great. And the fact that
15 it's 75 percent paid for is huge.

16 MR. FOLTZ: Yeah, I don't think anyone's
17 arguing about not wanting sidewalk, it's how we get
18 there.

19 MR. FONTE: Did you hear what he said? It's
20 robust conversation. You're going to speak your mind
21 like you always do and you can put your clumper down
22 like you always do except for if it's a road in your
23 department; right? Because we get you a lot of
24 sidewalks over and roads on Doug's Lane.

25 MR. FOLTZ: I don't even know where to go

1 with that.

2 (Cross-talk.)

3 MRS. WERREN: Can we just vote?

4 MR. FOLTZ: I think the point is, I'm for it
5 if we get grant dollars to help support it. I think
6 it pushes it forward here.

7 MRS. WERREN: Yeah.

8 MR. FOLTZ: I'm not for it if we're going
9 to -- just going to create it and we have got
10 deteriorating sidewalks somewhere else and we've got
11 neighbors that say, well, you just put a new sidewalk
12 and people didn't pay anything.

13 MS. KIESLING: Right.

14 MR. FOLTZ: Five years ago I paid to have my
15 sidewalk in. Where's my sidewalk, councilman or
16 councilwoman? That's what we have to look at. I
17 think we have to be realistic about it, that's all
18 I'm saying.

19 MR. FONTE: Well, I'm just saying we need to
20 move forward, the bar forward.

21 MR. CERRETA: We're not going to get a
22 sidewalk that way. When is the last time we got a
23 new sidewalk that way?

24 MR. FOLTZ: When we did curb and gutter --

25 MR. FONTE: What year? What year?

1 MR. CERRETA: That was a long time ago.

2 MR. FOLTZ: No, not really.

3 MR. FONTE: What year?

4 MR. FOLTZ: We still have that --

5 MS. KIESLING: (inaudible) based on it when
6 they did all my curbs --

7 MR. CERRETA: We slowed that down. Anyone
8 have sidewalk before that? How long ago was that?

9 (Cross-talk.)

10 COURT REPORTER: Just one at a time. One at
11 a time.

12 MR. PETERS: Yeah, one at a time, guys.

13 MR. REVOLDT: Here's the reality. Here's the
14 reality of this. And this goes to the second --
15 second thing here. Is that we had, back in the early
16 '70s -- the late '70s and early '80s, we had, as a
17 municipal policy, the installation of curbs and
18 gutters and sidewalks was done by assessment. And we
19 built exactly no curbs, gutters, and sidewalks. Did
20 not. So you can imagine where this community would
21 be today if we did not have curbs and gutters.

22 MRS. WERREN: Yeah.

23 MR. REVOLDT: If it's in the right-of-way, I
24 think we own it, we ought to take care of it, and we
25 ought to have the authority to install it with --

1 with a view to unique circumstances. You know, you
2 can always build a sidewalk around a tree if someone
3 will give an easement. There's things you can do.
4 But I just think we ought to -- we ought to get this
5 done. We've got a big grant out here. I don't care
6 what the language is, I think we ought to take
7 advantage of it to get Easthill -- Easthill finished
8 off.

9 MR. FONTE: Amen.

10 MRS. WERREN: That's good.

11 MR. PETERS: I think -- I think we're all
12 heading in the right direction, it's just how are we
13 going to do it? Are we going to strip all three? Or
14 are we going add 4, that if there's grant money
15 involved we move forward? What are we going to do?

16 MR. REVOLDT: I'd strip all three. That's my
17 personal opinion.

18 MR. FONTE: I agree.

19 MR. FOLTZ: I disagree. I'd say we put the
20 grant in and revisit this.

21 MRS. WERREN: It moves forward either way.

22 MR. CERRETA: Take them all or leave No. 2,
23 which there means a need for it.

24 MR. FONTE: It doesn't matter.

25 MR. CERRETA: But I would say take them all

1 too. Or I'd leave No. 2, says that there's a traffic
2 need or safety.

3 MR. REVOLDT: That's fine.

4 MR. CERRETA: So either one of those, to me,
5 would be acceptable to get this thing moving and for
6 the future.

7 MR. REVOLDT: Okay. I think a solution --
8 let me do this then. Mr. Fonte, if I might.

9 MR. FONTE: Please.

10 MR. REVOLDT: Let me propose that we amend
11 striking the word in A, "any two," to read "any one."

12 MR. FONTE: Perfect.

13 MR. REVOLDT: And then we can revisit it
14 later on.

15 MR. FOX: As well as in B.

16 MR. REVOLDT: Yeah.

17 MS. BROWN: Correct.

18 MR. DEORIO: Would you do those again,
19 Mr. Revoldt.

20 MR. REVOLDT: I move we amend Section
21 902.01A, striking "any two" needs to read "any one of
22 the following three criteria." And then in B, "any
23 one," striking the word "two."

24 MR. CERRETA: Yeah.

25 MR. REVOLDT: And I would ask that,

1 correspondingly, as part of my motion that we -- we
2 make -- place this amendment on emergency. Dom?

3 MR. FONTE: Thank you.

4 MS. BROWN: Would you also be looking to add
5 No. 4 dealing with grants?

6 MR. REVOLDT: Yes.

7 MS. BROWN: Or just leave it at the three?

8 MR. REVOLDT: No, because you --

9 MR. FOLTZ: Daryl, your proposal would be
10 changing the whole policy. Any time you want to do
11 it.

12 MR. CERRETA: 4, a grant would pigeonhole it.

13 MR. FONTE: Yeah. I don't think that's
14 necessary, Doug.

15 MR. FOLTZ: But we need two. But wait a
16 minute. Isn't that the sense of urgency here? What
17 you talked about at all or revised. The sense of
18 urgency is our engineer's looking at a grant, and at
19 this time now it makes sense to put the sidewalk in
20 with major grant dollars paying for it. Or else we
21 wouldn't be talking about this tonight. We'd be
22 talking about the residential sidewalks.

23 MR. FONTE: Let's say we put the language in
24 there and let's check with Pat and the law director,
25 if that's necessary, but we're going to get the

1 Easthill thing done. And also, if there's no money
2 or we don't have excess money to be able to address
3 these things one by one, you have to vote anyhow for
4 it. We have to appropriate money.

5 MR. REVOLDT: None of this is going to get
6 done without the majority of council.

7 MR. FONTE: Right. That's what I'm saying.

8 MR. FOX: You're simply stating that in each
9 one of those. You have to vote again.

10 MR. CERRETA: Remember, it takes four of the
11 seven councilmen to even do -- to even be able to do
12 a new sidewalk, so what difference does it make?

13 MR. PETERS: Daryl, it comes to us twice in
14 appropriations.

15 MR. FONTE: Right. So I think we should just
16 get past it and move on. Really.

17 MR. FOLTZ: Well, it takes four just to vote
18 for the project. If you change the installation of
19 sidewalk code it doesn't matter.

20 MR. PETERS: All right. Well, to move this
21 legislation forward, this committee, do I have at
22 least four affirmative votes to change the language?

23 MR. REVOLDT: You have my motion.

24 MR. PETERS: Well, okay.

25 MR. CERRETA: I'll second it.

1 MR. PETERS: All in favor?

2 ("Aye" in unison.)

3 MR. PETERS: Opposed?

4 MR. FOLTZ: No.

5 MR. DEORIO: I'm just a little confused as to
6 why we're voting on something.

7 MR. PETERS: Well, this is for the record --
8 this is for the record committee report --

9 MS. KIESLING: To move it.

10 MR. PETERS: I want to make sure who is in
11 favor of moving this legislation forward so there's
12 no question when it comes to moving forward.

13 MR. REVOLDT: Yeah. And what we're moving
14 forward.

15 MS. KIESLING: The amended version.

16 MR. PETERS: The amended version.

17 MR. DEORIO: We haven't done that before.

18 MR. PETERS: We're looking at this.

19 MR. DEORIO: I mean, we've --

20 MS. KIESLING: Correct.

21 MR. FOX: So it's 6 to 1 for an emergency in
22 making A and B in 902.01, striking "two" and making
23 it "one" of the criteria.

24 MR. PETERS: Okay.

25 MR. REVOLDT: We're trying to, in lieu of a

1 written committee report, we're trying to reach
2 clarity on the transcript.

3 MR. DEORIO: I understand that. In the past
4 you've just gone around the table and people have
5 indicated. It didn't require a motion.

6 MR. PETERS: Six of one and a half dozen of
7 another. It accomplishes the same thing. So we're
8 good. So moving back to you, A.

9 MR. FONTE: Okay. A. Now this is all about
10 Easthill right now, and what we're talking about is a
11 total renovation to that property. It's 2,800 linear
12 feet and it goes from Westview Circle east to the
13 city limits, which is Frazer. It's going to include
14 curb, gutter, catch basins. It's going to take it
15 all the way down -- I mean, it's a huge project.
16 It's 1.2 million, roughly, and I want to just say
17 Rob, kudos to you, buddy. Because, I mean,
18 seriously, he just got us 820,000 -- or 802,000.

19 MR. GRAHAM: 844,270.

20 MR. FONTE: 270.

21 MR. GRAHAM: The letter came today.

22 MR. FONTE: Right. And then we had 350 in
23 the budget anyhow. So, I mean, technically, this is
24 going to last for many, many years because we're
25 taking it all the way down. Are they using polymer

1 or are they using the regular asphalt?

2 MR. GRAHAM: We were looking at regular but
3 we haven't made that final decision.

4 MR. FONTE: I hope you can use polymer
5 because it would last for 17, 18 years.

6 MR. GRAHAM: Yeah, we're a little bit shy of
7 the counts I'd like to see for polymer.

8 MR. FONTE: So this would be on emergency,
9 because we want to get this project done, and also
10 that would also include, there's some money in there
11 for some sidewalks.

12 MR. GRAHAM: Yeah, what we're looking at
13 building was, at least on the south side, grading it
14 for a future sidewalk, and then, based on the
15 discussion tonight, taking at least an alternate bid
16 to see if we have enough to actually construct it.

17 MR. FONTE: So I say that we move this to
18 putting it on the agenda.

19 MR. DEORIO: Rob, you believe that, because
20 we will be there doing curb and gutter, it's already
21 a lot of cement there, that our costs per unit would
22 be better utilizing the --

23 MR. GRAHAM: The economy of scale, I'd like
24 to grade it to also accommodate a future walk, but it
25 will never be cheaper if we were to include it.

1 MR. FONTE: Does that make sense, council
2 members?

3 MR. REVOLDT: As much as I'd like to talk
4 about sidewalks, is the road actually going to be
5 wider?

6 MR. GRAHAM: A little bit. Right now that
7 road is roughly 11-foot lanes. We're going to follow
8 our normal typical section, which is two 13-foot
9 lanes.

10 MR. REVOLDT: Perfect.

11 MR. GRAHAM: And the curb and gutter is 2 1/2
12 feet wide. It will be wider. Those open ditches
13 will be gone. Help clean up the profile a little
14 bit.

15 MR. FOLTZ: The sidewalk will connect to the
16 Monticello division, or development?

17 MR. GRAHAM: Yeah. What we're looking at is
18 the very westernmost street in Monticello where the
19 sidewalks come out now, then that will connect -- we
20 have a sidewalk from there west to the existing
21 sidewalk down by Westview. And we get people from
22 that neighborhood, if they chose to go for a walk,
23 build paths, whatever.

24 MRS. WERREN: Awesome.

25 MR. FONTE: Rob, so basically I could go from

1 all the way down Frazer, walk all the way to
2 Cleveland Avenue.

3 MR. GRAHAM: Absolutely.

4 MR. FONTE: So you understand, we want it all
5 connected. Because this is where we're going. And
6 you watch it two years what happens.

7 Okay. That's all I have. Moving to the
8 agenda.

9 MR. PETERS: With an emergency.

10 MR. FONTE: Yes. With the emergency.

11 MR. PETERS: Are we all good on that one?

12 MR. FONTE: Yes.

13 MS. KIESLING: Great.

14 MR. DEORIO: Mr. President, if I may, for a
15 point of order to the chairman of the committee
16 seemed to indicate that you believe that you are
17 done, but you have 902.02.

18 MR. FONTE: I'm sorry.

19 MR. CERRETA: Yeah, we wouldn't let that go.

20 MR. REVOLDT: Replacement.

21 MR. CERRETA: Yeah.

22 MR. FONTE: And we want to replace the
23 language over the -- the sidewalk, what we just
24 pulled out.

25 MR. CERRETA: In the replacement? You want

1 me to run that a little bit?

2 MR. FONTE: Yeah.

3 MR. CERRETA: We talked about this last week
4 also.

5 MR. FONTE: The replacement plan, I'm sorry.

6 MR. CERRETA: There's been a lot of talk, you
7 know, there's sidewalk that's bad here, a sidewalk
8 that's bad there. And, you know, just exactly what
9 we're talking about up here. Ben, who is our intern
10 from Walsh, has put some time and effort into a
11 program. I've looked at it and I've -- I want you
12 guys to see this and I want him to explain it because
13 he does a terrific job on this. He's taken a lot of
14 different things from different places and his own
15 thoughts and put it into a program and that's about
16 all I'll say.

17 Ben, why don't you just take over and tell us
18 what the need is and take over.

19 MR. YOUNG: Thank you, councilman.

20 The administration was asked to look into our
21 existing sidewalk replacement policy to cost share
22 replacing existing sidewalks in the right-of-way with
23 homeowners to kind of reduce the costs, because under
24 current law that maintenance of that sidewalk is
25 their sole fiscal responsibility.

1 Our current policy, which was passed ten
2 years ago, as Mr. DeOrio stated earlier, has not been
3 used. Our belief is that it's because it's too
4 burdensome, as it currently requires you and the vast
5 majority of your neighbors to agree that your
6 sidewalk is bad and needs replaced. So we did some
7 work to make a new policy that not only allows
8 individual homeowners to petition the city for cost
9 sharing, but also kind of streamlines how the city
10 can administer such a program.

11 So, in our proposed system, an individual
12 homeowner, who has at least two blocks of sidewalk
13 that meet the already existing standards for needs of
14 repair, can petition the city for a 50/50 cost share.
15 The city will collect applications for such
16 cost-sharing agreements potentially from August
17 through November 1. The city can then decide which
18 of those applicants is the most pressing up to a
19 dollar amount that the council sets and then
20 aggregate all of those small projects into one big
21 bid that we can then give to a concrete contractor to
22 complete over the summer.

23 So to walk you through a timeline, citizens
24 would apply in the fall. The city would aggregate
25 the information and pick what projects it wants to

1 help fund and then bid it out in the winter, and then
2 in the following summer and spring the contractor
3 would complete the work and then the process would
4 start over the next fall.

5 How we intended the funding to work is that
6 the city would front the entire cost. So say that we
7 were going to do a hundred thousand dollars on the
8 first year, the city would front a hundred thousand,
9 and then after a homeowner's individual project is
10 completed, the city sends them a final invoice and
11 they repay the city. And if they fail to do so, the
12 city has the ability to exercise its power to put a
13 lien or additional property taxes on this property.

14 MR. CERRETA: And you -- it's 50 percent;
15 right?

16 MR. YOUNG: 50 percent. So the homeowner
17 would pay 50 percent of the repairs and the city
18 would pay for 50 percent of the repairs. Any trees
19 that need removed would be solely the responsibility
20 of the homeowner. Any utilities that need to be
21 moved, altered, in some way affected would be the
22 sole responsibility of the homeowner.

23 MR. FONTE: So, Ben, the homeowner has to pay
24 their fair share; right?

25 MR. YOUNG: Yeah.

1 MR. FONTE: But they're petitioning you, or
2 petitioning the city so they obviously want something
3 done. And if they're selected because we're doing it
4 in, you know, the best and worst situation; right?
5 Isn't that the idea, to do it, the worst case, most
6 dangerous situation?

7 MR. DEORIO: Yeah. I think what Ben is
8 referring to is that once the -- once the
9 applications are collected and go over to our
10 building department, which would go out and inspect
11 these sidewalks to make sure that they're valid
12 sidewalks that are, in fact, in need of repair and
13 are in violation of the code, and then from that
14 information it would be given to the engineer, who
15 would be able to determine how much square footage or
16 lineal footage are we talking about with replacing
17 sidewalks. And from that, he would be able to put
18 together a bid packet.

19 I think another part of this had been, was
20 intake rolling was researching what other communities
21 are doing, particularly Canton. This is very similar
22 to what Canton does except we think we've made it
23 better in that we actually would bid it out and get a
24 better unit price, just as we're talking with -- with
25 Easthill, you know, a contractor knows he's going to

1 do so much cement work, he knows where his jobs are,
2 and if he can fit four streets, four sidewalks in
3 that need squares done that are on the northwest side
4 and he knows he's got a job over in Jackson Township
5 someplace, swing over and get those things while the
6 cement is still in the truck. Ends up getting a
7 better unit cost for us. Particularly if we bid it
8 out in January.

9 MR. FONTE: That's a smart plan. Good work,
10 Ben.

11 MR. CERRETA: So what he's saying in this
12 case, the example is we'd put a hundred thousand
13 dollars aside every year for this program and there
14 would be a bidding process. If someone wants it done
15 first come, first serve, whoever, two or more -- two
16 or more pads at that point. And then it would go
17 into the -- the engineering department to see the
18 priority of those.

19 MR. DEORIO: Building department.

20 MR. CERRETA: Building department. Okay.
21 Yeah. And then at that point then we would have
22 somebody bid on it and send those people out for a
23 period of time during that summer kind of thing.
24 So --

25 MR. FONTE: So when you say two pads, I'm

1 looking at my sidewalk. So little break. Each
2 breaks is one pad?

3 MR. CERRETA: Yeah.

4 MR. FONTE: Okay. I mean, I know that. I
5 just want to make sure for the --

6 MR. FOLTZ: 5 by 5, 25 square feet.

7 MR. FONTE: 25 square feet.

8 MR. CERRETA: And if there's a tree that's,
9 you know, causing it, that's up to the homeowner. If
10 there are other things that are around there, that's
11 up to the homeowner. But we want better sidewalks
12 than what we have. We want it improved. I can go
13 around here, we walk, we can take pictures of things
14 a stroller couldn't make it over and we want to
15 improve that. Remember, we want to be the best. We
16 don't necessarily want to be cheapest, but we do want
17 to be the best. And this is just a -- I think a
18 first step to get us to having a program to take care
19 of this issue. Comments?

20 MR. FONTE: This is something we've talked
21 about for a long time.

22 MR. FOLTZ: Hey, listen, guys. I concur with
23 this. Only thing I see is it hasn't been used. The
24 only thing I see, though, is we do have some problems
25 with existing sidewalk that are really hazardous.

1 They are trip hazards. And how do we address that
2 through this? I mean --

3 MR. FONTE: Building codes.

4 MR. CERRETA: I was going to go there and say
5 we have a program that takes care of it.

6 MR. FOLTZ: That's what I'm saying. Because,
7 you know, this still looks like volunteer
8 participation. And thanks for your work on this.

9 MR. CERRETA: Not for the nuisance category.
10 He's going to make sure it's done and here's a
11 program. You can do it if you want to.

12 MR. FOLTZ: But I think this sets the tone
13 that you don't have to replace everything, you don't
14 have to wait on your neighbors but we have them out
15 there and I think we got to -- we got to address
16 those. Because --

17 MR. DEORIO: To answer your question on how
18 that will to be addressed, that's going to be
19 addressed through the enforcement process.

20 MR. FOLTZ: Through enforcement.

21 MR. DEORIO: Enforcement process. So we
22 created this program in which someone may choose to
23 avail themselves to it and then they may choose not
24 to avail themselves to it but it's still a violation
25 of our ordinances for the sidewalk to be in such a

1 situation. I know I've done a number of these
2 already this year. We're making compliance to do
3 that.

4 MR. FOLTZ: Yeah, I agree with that.

5 MR. DEORIO: That's where -- that's how you
6 get compliance.

7 MR. FOLTZ: Here's your vehicle to help solve
8 that 50 percent. You need to --

9 MR. FONTE: I mean, because you could say you
10 need to replace this hazard, someone gets hurt
11 they're going to sue you so you pay the whole amount.
12 This way here at least you've got 50 percent, the
13 compliance officer has a tool now and it's a positive
14 thing instead of a negative thing. And besides that,
15 I mean, we're going to see some improvements and this
16 needs to be done. And we walk around a lot, ride our
17 bicycles a lot, and I see -- I mean, it's really --
18 if you walk, you know, you're on a bike or walking,
19 you're going to see a lot more. Ask the walkers.

20 MR. FOLTZ: No, I agree.

21 MR. FONTE: Yeah. It needs done and I think
22 it's a good plan.

23 MR. DEORIO: In 902.04, Ben has also written
24 in there this is limited to owner-occupied
25 residential properties.

1 MR. FONTE: Why is that?

2 MR. DEORIO: Because if you're running a
3 business, you -- that's a cost of your doing
4 business.

5 MR. FONTE: So you're saying if there's a --
6 coming down a commercial way, I mean, they have --

7 MR. DEORIO: This is for residential
8 properties.

9 MR. FONTE: Nothing to do with Cleveland
10 Avenue?

11 MR. REVOLDT: It's a rental. If you have a
12 rental property --

13 MR. FONTE: No, no, I'm talking about a
14 business. Like you got a --

15 MR. DEORIO: This is residential. This
16 section deals with residential only.

17 MR. CERRETA: If it's a commercial and our
18 nuisance guy goes out, this is not available to them;
19 right?

20 MR. DEORIO: That's right.

21 MR. CERRETA: They need to fix it.

22 MR. DEORIO: That's right.

23 MR. FONTE: Rental property or it is just
24 residential rental, single family?

25 MR. DEORIO: Residential rental -- let me

1 rephrase it. It's owner occupied. So if you have a
2 duplex and you live in one-half of it, that's an
3 owner-occupied residential property.

4 MR. FONTE: Okay. But you're saying
5 commercial is not in the game.

6 MR. DEORIO: I'm saying if you rent a duplex
7 out to two tenants and you're not one of them, that
8 is not an owner-occupied property.

9 MR. FONTE: Okay. Understand.

10 MR. CERRETA: Comments, Daryl?

11 MR. REVOLDT: When you're done.

12 MR. CERRETA: Anybody else?

13 MR. FONTE: No. Thank you, though.

14 MR. CERRETA: Ben, anything else? You did a
15 hell of a job -- heck of a job putting this together.
16 I appreciate it.

17 MR. YOUNG: Thank you very much.

18 MR. REVOLDT: Ben, I actually have a favor to
19 ask of Mr. Osborne. If you would give Chuck your
20 e-mail address, have -- have him shoot you the videos
21 so you can show your mom what a great job you've done
22 for us. All kidding aside, I think this is probably
23 your inaugural appearance before council in a public
24 body. You've done a really terrific job, A, and, B,
25 is I think we've often talked about having college

1 interns and I think you've done an outstanding job
2 for us and demonstrated the worth of having an
3 intelligent, thoughtful intern. Thank you very much.

4 MR. FONTE: Yeah, very good.

5 MR. REVOLDT: Make sure your mom sees this,
6 okay? I'm not just making this up.

7 MR. FONTE: She's probably streaming it right
8 now.

9 MR. REVOLDT: She can stream it. If she's
10 not, get Mr. Osborne's video.

11 MR. YOUNG: I will, sir. Thank you.

12 MR. FONTE: No charge.

13 MR. PETERS: Okay. So we addressed all the
14 section.

15 All right. Next up, Water, Sewer, Rubbish.
16 Chairman Cerreta.

17 MR. CERRETA: Yeah. I talked about this with
18 Pat last week. I'm concerned about it's about
19 turning water off and some of the different changes
20 and how we want to handle that when they want to turn
21 it back on.

22 MR. DEORIO: Yes. Looking for my markup.
23 There we go. Got it.

24 MR. PETERS: Okay.

25 MR. DEORIO: So you --

1 MS. BROWN: Just for a second. Council's
2 packet, the very last few pages is the marked-up
3 version of this.

4 MR. DEORIO: This was a collaboration with
5 the finance department, water and utility department,
6 in looking through this and trying to find out --
7 bringing this up to current speed. Much of this was
8 passed, you know, in 2011 or even older, and there
9 was some things that have changed. So in 937.04, the
10 water turn-on charge is the first area that is being
11 changed. One -- I'm sorry. 937.03.

12 MR. FOX: Yes.

13 MR. CERRETA: I think it's B.

14 MR. PETERS: 937.03B.

15 MR. DEORIO: Yes. So what we wanted in there
16 is a provision that obviously if you don't pay your
17 bill we're going to turn off your water. That should
18 go without saying. But there are other reasons that
19 we would want to turn off your water. So if you were
20 somehow altering our water system that was not in
21 compliance with what we were presently operating
22 under, that poses a potential obstacle or hazard to
23 the city and we want to, hey, listen, this is the way
24 we know how it works, this is how the water gets
25 here, we don't want any tampering with this and

1 disconnecting things without our knowledge.

2 MR. CERRETA: Example would be a backflow
3 device that's not in place; right?

4 MR. DEORIO: Any new -- any technology that
5 may come into play now or in the future. So
6 currently we're installing or have been installing
7 the remote reads devices. That would be one.
8 Backflow would be another. There could be other
9 technologies invented down the road that we didn't
10 anticipate. That's part of the reason why we're
11 changing this is that back in 2011 we didn't
12 anticipate the technology that was going to be
13 available in 2019. And so we want to make sure that
14 our ordinances reflect that this is our water system
15 and that you can't tamper with it and make it run
16 contrary to what our standard is set up to do. So we
17 would have the right to discontinue water service to
18 that location.

19 Thank you, Laura.

20 937.04, we are up -- looking at part of it is
21 that we have a water turn-on charge is \$50. It's too
22 low. If your water has been turned off, it's usually
23 for nonpayment. And you would be surprised at how
24 many of these we do every month. And, you know, at
25 \$50 it's not turning out to be much of a deterrent,

1 so we're looking at increasing that amount. And
2 we're also looking at establishing business hours in
3 which this process will happen. Presently, we will
4 practically come out 24/7. And, as you know, if you
5 pull somebody in after hours you're paying somebody
6 overtime. And there's going to be a minimum call-out
7 in hours so, you know, this starts to add up to the
8 cost of our department.

9 And we look at what other cities in the Stark
10 County and surrounding communities are doing. They
11 run it by basically when their hours of operation are
12 for the utility department. In this case, it's
13 located in city hall so it would be governed by
14 business hours in city hall, which would be 8:00 to
15 4:30. So we'll send somebody out to turn on your
16 water between 8:00 to 4:30, Monday through Friday.

17 Now, you have to keep in mind that at the
18 point that it reaches that their water got turned
19 off, you know, they hadn't paid their bill and it's
20 30 days late. Then they're getting a notice that,
21 hey, you didn't pay your bill, and now another 30
22 days goes by and then you're going to get a shutoff
23 notice that runs for about 14 or 15 days. And so the
24 next thing you know, you're 75 days into this before
25 you actually do it. So it's not like this comes as a

1 surprise to anybody.

2 MR. CERRETA: Some cities, Pat, they actually
3 make you meet the water person out there. And that's
4 an inconvenience to people, too. And those little
5 inconveniences are reasons why they didn't pay their
6 bill on time, too. So that's another thing that we
7 don't have in there that other people, if they want
8 to turn it back on, you have to meet the person to
9 turn it on because something could happen to the
10 house if it's turned on or if there's water in the
11 house and then they would say, well, the city turned
12 my water on. My faucets were all open and then, you
13 know, flooded over. So there's a thought process on
14 that, too. So and that's an inconvenience which no
15 one wants to go through. So, hey, let's pay your
16 bill.

17 MS. BROWN: One of the problems we've run
18 into as well is, you know, like Patrick said, we send
19 out two bills that you've been late on, then you've
20 gotten this nice red little notice where we tell you
21 if you don't pay by -- last month it was June 24,
22 then June 25 we're coming to shut you off. What
23 happens, though, is the morning of June 25 our repeat
24 offenders come flying in here to pay. So then we've
25 done all this work to generate all these notices and

1 send somebody out and do all this and they're not
2 even getting charged a turn-on fee because -- and
3 they know it and they're coming flying in here to
4 pay. Or, if it's after hours and the tech's going
5 out to turn it off, they'll come running out with a
6 check or come running out with their phone to show
7 they paid by credit card. And that's a lot to have
8 to put on the tech to not only do his job of turning
9 on and off water, but also to receive payment, which
10 we'd rather them not be doing. We'd rather them come
11 during business hours and pay it as they should.

12 MR. FONTE: Laura, can they pay online?

13 MS. BROWN: They can.

14 MR. FONTE: So that would be an easy way to
15 do it if you're down to the wire, just pay it -- I
16 don't know how you do it, credit card or whatever.

17 MS. BROWN: Correct. We have credit card
18 online as well as e-check online.

19 MR. FONTE: Does it say that on the bill that
20 they can pay? Do a lot of people pay online?

21 MS. BROWN: Absolutely. We do have quite a
22 bit. And, you know, people that do this over and
23 over again, we encourage them to either pay online or
24 to do auto-pay where it's auto-drafted out on the
25 15th, but most of them, like I say, repeat offenders,

1 they come in every two months and they're paying on
2 the last possible day.

3 MR. FONTE: Pat, I just wanted to say that
4 big break that happened on Wise that the police
5 officers found at three o'clock in the morning, I
6 went out and looked at that. I just think it was
7 really nice Canton city came to the rescue to help us
8 with that project. So I thought I would throw that
9 out there.

10 MAYOR HELD: That's right.

11 MR. FOX: You're aware that it does appear
12 that it's doubling the cost, but understand how long
13 ago this was put in place and that the technician,
14 that, if it's after hours and call out, understand
15 based on the union seniority it's often the
16 most-senior person, meaning the most highest paid,
17 has the ability to get for themselves at the top of
18 the chart. So following our collective bargaining
19 agreement, we're sending the highest-paid person
20 possible out on overtime to turn off or turn on
21 water.

22 MR. FOLTZ: Plus it's a four-hour minimum,
23 probably, to call them in. It doesn't take four
24 hours to turn on somebody's water.

25 MR. FONTE: Yes, sir. Even if it's just one.

1 MR. CERRETA: Comments on that, anybody?

2 MR. PETERS: Pat, have you got any more?

3 You've got a few more.

4 MR. CERRETA: Keep it coming.

5 MR. DEORIO: So as we get into 937.07B, this
6 is an upgrade in language that all new installations
7 for service shall be to the specifications on file
8 with the director of administration. Previously the
9 older version specified that it had to have a
10 touch-pad, it had to have radio or a telephone read
11 dial. I mean, this is all antiquated technology. We
12 shouldn't specify the technology because we won't
13 know what it will be ten years from now. So let's
14 just keep the specifications on file. And council
15 does this with other ordinances where you're
16 requiring the specifications be kept in
17 administration. All new tap-in -- in letter C, all
18 new tap-in installations shall be fees and meter.
19 Cost plus labor and equipment. We didn't include
20 fees before. So we're letting -- letting some of
21 these dollars just slip out the door that shouldn't
22 have.

23 Then in -- we struck out Section -- the old
24 Section E used to read, Reader/Remote meter dials are
25 available from the city at the cost of material and

1 labor. That's obsolete because we're providing the
2 meter at our own cost on it at this time. So we
3 struck that. Spelled it out even a little clearer in
4 the new section, reading, All existing water users,
5 either business or residential, connected to the
6 North Canton water distribution system shall be
7 maintained to the specifications on file with the
8 director of administration.

9 MR. FONTE: Does that include rental
10 properties as commercial or residential?

11 MR. DEORIO: Business.

12 MR. FONTE: Okay.

13 MR. FOLTZ: Pat, question. This involves
14 anybody connected to our water system, correct, not
15 just city residents?

16 MR. DEORIO: That's correct.

17 MR. FOLTZ: So any subdivision, any corporate
18 businesses, we know our water system serves a lot of
19 communities. Okay.

20 MR. DEORIO: In an old section we had
21 reference to what would happen in the event that you
22 can't read a meter. We had this elaborate process of
23 the steps you could go through because we had a
24 man -- or an individual, man or woman, go out and
25 read the meter. What if they couldn't read the

1 meter? What if something is wrong with it? What if
2 it was obstructed by a tree or bush? And the list
3 would go on and on, and the next thing you know,
4 three months would go by and you didn't have your
5 meter read, and we had all the language in there.
6 Now that's obsolete because we changed to the AMI
7 technology and the meter read will happen
8 automatically. We're not sending anybody out, hence
9 we don't need any reference to that.

10 Installing a new section here, so this is
11 Item F. This one's important so I'm going to read it
12 slow, and we need to digest this. "For all new" --
13 that's the first word that's important. New. "For
14 all new installations, a separate meter for measuring
15 water consumption shall be installed for each
16 dwelling or business unit before water shall be
17 furnished thereto, except where two or more dwelling
18 units, or two or more business units, located in one
19 building under a common roof, having common ownership
20 and the common owner thereof applies for and
21 contracts to pay for the total water consumed
22 thereto. Otherwise, a separate water line which is
23 connected to a separate shutoff valve at a separate
24 meter shall be required for each dwelling unit or
25 business unit."

1 So, new construction. We have a new
2 building, we have a city block being torn down
3 because of the DRD that's coming into play. And so
4 we have a new building being constructed and it's
5 going to have four tenants in it and each one is a
6 separate entity. What we want to avoid is where
7 there is one meter and one shutoff that serves that
8 building. Tenant A doesn't pay their water bill. I
9 can't shut their water off unless I shut the water
10 off to the entire building. That creates a problem
11 for us for tenants B, C, and D. So this would
12 establish that there has to be -- you either have to
13 set it up that there's a separate meter, separate
14 install, separate shutoff for each unit in the
15 building, or you just agree that you, as the owner of
16 the property, are going to get one bill from us for
17 everything and then you work it out with your tenants
18 as to what they're paying.

19 MR. FONTE: So that would save them money for
20 the install, four meters, four shutoffs, the four
21 separate 1-inch lines or whatever. Which is a good
22 idea. You just charge it back to the tenant.

23 MS. BROWN: And they could have submeters
24 within the property to bill their tenant after the
25 fact, but from the city they would receive only one

1 bill. And this is especially important for duplexes
2 or plazas. That's where we see it all the time. I
3 wish that we could fix it in existing, but we're
4 going to do with new construction.

5 MR. FONTE: Yeah. Good plan.

6 MS. BROWN: Because you have one side of the
7 duplex doesn't pay, the only remedy you have is to
8 shut off both sides. Very difficult decision to make
9 on a daily basis.

10 MR. FONTE: Because they can always put the
11 submeter on and just have one line running to the
12 building and that's still pretty affordable.

13 MR. DEORIO: And then under 937.09, Deposits
14 for Businesses, we've increased the deposit to be the
15 estimate of 90 days of usage. This is for all new
16 businesses that are coming online in the system. So,
17 you know, it's kind of similar in real estate where
18 you rent something out and you want the first month
19 and last month's deposit. This is kind of that way.
20 We require a deposit up front for new businesses. We
21 want it to be equal to about 90 days' worth of
22 coverage because, in the event that business fails,
23 quits paying their bill, fails after 12 months, by
24 the time -- you heard how many days it takes before
25 you're in arrearage and then we give you so many

1 days, we're at 75 days already. And we were actually
2 then in a position where we only had 45 days' worth
3 of deposit.

4 MR. FONTE: So sometimes with, like, rentals
5 as an example, you can collect the first month's
6 rent, if you collect a second deposit you have to pay
7 interest on it, so I don't know what the legal --
8 legalese here but I'm sure the law director already
9 knows that.

10 MR. CERRETA: How do you know what the usage
11 is if it's a new building, though? If you want the
12 first 90 days.

13 MS. BROWN: It's an estimated usage. For
14 instance, if we have a new restaurant going in, we
15 will look at other restaurants and take an estimate
16 of it. And really, this is to protect the property
17 owner. Because many businesses are renting their
18 space. And if we only have 45 days' deposit and they
19 go out of business then that ultimately goes back on
20 the property owner. So this protects them.

21 MR. FONTE: So with the AMI technology
22 sometimes, you know, if this goes undetected then
23 there's a huge bill someone has to pay and that's
24 always a conflict. So if there's an issue with the
25 AMI, they should connect it up quicker that we have a

1 problem; right? And that can be addressed with the
2 landlord or the owner or tenant or whatever the case
3 may be. I would think.

4 MR. PETERS: Okay. Mark, any more questions?

5 MR. CERRETA: Anyone? We're all good?

6 MR. FONTE: Very good.

7 MR. PETERS: Okay. We can move forward on
8 this?

9 MR. FONTE: Yes.

10 MR. CERRETA: Yes.

11 MR. PETERS: With an emergency clause.

12 Okay. I need a motion and second to amend
13 the agenda to add finance committee to discuss
14 appropriations and then a purchase order needed due
15 to the water main break.

16 MR. REVOLDT: So moved.

17 MR. CERRETA: Second.

18 MR. PETERS: All in favor?

19 ("Aye" in unison.)

20 MR. PETERS: Opposed? Motion carries.

21 MRS. WERREN: I'm going to let Laura talk
22 about this. We talked about it a little bit, but, as
23 you know, we had a water main break. The Repository
24 did a nice job covering it and the crews did an
25 excellent job fixing it, but it does cost money.

1 Just like when you have a house, something happens in
2 the house and it breaks, you have to have a reserve
3 fund, and we're really lucky we have some of that.
4 So, Laura.

5 MR. PETERS: Okay, Laura.

6 MS. BROWN: Yes. Like Stephanie said, when
7 things happen, they do cost money. And we do have
8 some money set aside every year for small
9 emergencies, but this is a pretty significant
10 emergency. So what we need to do is to appropriate
11 some additional dollars. I don't know the exact
12 dollar figure yet, but it will be north of 50,000.
13 Brian Hill is gathering up all those invoices from
14 the City of Canton, Wenger Excavating, the
15 pipe-fitting company, and several others for
16 supplies. So I'll have that for you next week. And
17 then hand in hand with the appropriation, we'll need
18 that then and now purchase order because these are
19 all going to be paid after the fact. And, you know,
20 we had the money then and we'll have it now. That's
21 what that means. I'll have the exact number for you
22 next week.

23 MR. FONTE: Laura, did Canton city volunteer
24 their labor?

25 MAYOR HELD: No.

1 MR. FONTE: We paid them per hour to help
2 them?

3 MAYOR HELD: We'll reimburse them.

4 MR. FONTE: That's what I want. I know they
5 brought us material.

6 MAYOR HELD: So all their time and material
7 they're going to be reimbursed for, for their work.
8 Because really what we ran into is that we have
9 150 miles, roughly, of water line in the city. By
10 comparison, the City of Canton has 650 miles of water
11 line. And these large concrete lines that we have in
12 the main trunk lines, Patrick, we've never had one --

13 MR. DEORIO: Ever.

14 MAYOR HELD: -- ever break. They're good,
15 solid lines. And so on most of the lines we have in
16 the city are like the ductile iron so when you have a
17 break you can just go in there and surgically remove
18 the broken portion and then make a connector. But
19 with these big concrete lines, you have to take out
20 the whole 12-foot line and replace the whole line.
21 And so when we got in there, what made this one
22 unique is that, because we've never had a 12-foot
23 line break, it was like, okay, do we have the
24 equipment to repair this? How do we repair it? How
25 do we disconnect the concrete connection points,

1 because they would come together and then there was
2 like another concrete sleeve and a wraparound that
3 would keep that together. What made it worse was
4 that the connection point -- the one end connection
5 point was right underneath the Nimishillen Creek.
6 Like 16 feet below the Nimishillen Creek. And oddly
7 enough, what was below that was a sanitary sewer
8 line, which is another 10 feet below that. So
9 sometimes, you know, even having a backhoe, our
10 backhoe doesn't go 30 feet into the ground.

11 So the City of Canton, they have had a lot
12 more experience with concrete lines. I think
13 specifically they had called us when they had, at the
14 Hall of Fame project, they had inadvertently a
15 contractor had drilled into some of their concrete
16 lines by the Pro Football Hall of Fame so they had
17 called us to see if we had particular equipment or --
18 and so from that, that's how the communication
19 between our water distribution department and their
20 water distribution department, you know, they worked
21 together on these projects.

22 And so when Patrick had called me early that
23 morning and also we spoke with Brian Hill, it's just
24 like get what you need. So we called in Wenger,
25 because they have the equipment, and also the City of

1 Canton. And what was great is that, you know, we had
2 the businesses were closed, nine businesses, and then
3 we had Mercy Medical. You can't operate if you don't
4 have water. You can't flush toilets, you can't wash
5 hands. So they had to be closed down the first day.
6 And then we're looking into the second day, but the
7 City of Canton brought over two crews with -- they
8 ended with four guys with each crew plus two
9 supervisors, and, I mean, it was incredible. And
10 everybody worked as a team. They worked as a team.
11 So we had Wenger Excavating, City of Canton, our
12 crew, and they got it done. We were thinking it was
13 going to go into the third day, but you got it done
14 by what? 5 o'clock?

15 MR. DEORIO: Yeah.

16 MAYOR HELD: I mean, it really does, it gives
17 you goosebumps to see guys that know what they're
18 doing and they -- you know, they do this every day.
19 I mean, good, hard-working people that get in there
20 and get it done. And you turn on the water, I mean,
21 what more can you ask for? You just don't realize
22 sometimes what goes into making sure that we turn on
23 the tap water and, you know, the shower or flushing
24 the toilet. But it was a great thing, and with the
25 City of Canton, you know, they put in a lot of time

1 and resources. They dropped all their other
2 projects. Wenger Excavating dropped their project
3 that they were working on for us, or at least
4 diverted some of the crews; right?

5 MR. DEORIO: At least on Glenwood.

6 MR. GRAHAM: All of them.

7 MAYOR HELD: And we got it done. And
8 actually got it done considering -- got it done ahead
9 of schedule because we had -- we had Summit County
10 also brought us fittings, City of Canton brought us
11 the 18-inch lines. They were 18 feet long. So and
12 then we had our -- where was it? a company out of
13 Illinois that --

14 MR. DEORIO: Supplied the -- we bought the
15 collars from.

16 MAYOR HELD: Yeah. Brought us the collars
17 that were needed. So there was items coming from
18 three different locations. And they had a trucker
19 that trucked them in, you know, through the night.
20 That's a good -- yeah.

21 MS. BROWN: One of the things that you'll see
22 when you have the full amount of appropriation next
23 week is that Brian's also asked me to put some
24 additional monies in there to buy some of these
25 pieces parts so we have them on hand from now on. So

1 he is looking to the future as well.

2 MR. FONTE: Smart.

3 MR. CERRETA: Any thoughts on how this
4 occurred? What reasoning that we -- so it doesn't
5 occur again? Do we have anything that we would know
6 of how this happened?

7 MAYOR HELD: So, from -- well, go ahead, Bob.

8 MR. GRAHAM: I think it was more of sort of a
9 fluke thing. Because that's the first thing that we
10 thought, it was the valve joint was a spigot and the
11 valve joint kind of goes over top and the whole valve
12 blew apart. And we thought, oh, boy. Every 18 feet
13 we've got one of these. What's going to happen? But
14 it appeared that, because of the sanitary trench
15 under it and the Zimber Ditch right there and water
16 levels, that the thing actually had settled and had
17 an 18-inch line a tremendous force and it just blew
18 the valve apart. So we think that's an isolated
19 incident.

20 MR. CERRETA: You've never seen of those
21 before?

22 MR. GRAHAM: No.

23 MR. FONTE: Did you guys look at the hole?

24 MR. CERRETA: Let's hope we don't then.

25 MR. FONTE: There was 30 -- 30-foot diameter

1 hole about 20 foot deep. It was a huge -- right next
2 to the creek so, you know, when it bubbled up it
3 wasn't like you could find it easily because it was
4 falling into the creek.

5 MR. GRAHAM: It looked like it had settled
6 and that just caused a tremendous force on that pipe
7 itself. Just over time it just popped.

8 MR. CERRETA: Maybe it was the earthquake.
9 We had one.

10 MAYOR HELD: I think it is, yeah. When you
11 have that much water, like, going through, they
12 register, because we have, as part of the storm sewer
13 management, it raised the water level, what? by a
14 foot. At the Zimber Ditch. 2 million gallons in two
15 hours. So, you know, at 5:30 in the morning when
16 this breaks, the water is just, you know, flowing and
17 so they had to get in. Our crews did a great job.
18 And Brian, Brian Hill, what time did he come in?

19 MS. FARINA: Brian Hill was in at 2:45 a.m.
20 on Thursday morning and stayed until way into the
21 night Thursday and went back early Friday morning.

22 MR. FONTE: Pretty impressive.

23 MR. CERRETA: Good workers.

24 MS. FARINA: This was a 47-year-old concrete
25 pipe. It was 1972, so age played a big factor.

1 MR. PETERS: Okay. Chairman Werren, are we
2 ready to roll? Are you okay moving forward?

3 MRS. WERREN: Yeah.

4 MR. PETERS: Any opposition?

5 MR. CERRETA: No.

6 MR. PETERS: Okay. Put that on the agenda
7 for next week. That concludes this agenda so I'll
8 motion --

9 MR. DEORIO: Mr. President, before you
10 conclude this agenda, I would like to know if I'm
11 going to be able to make remarks at the next meeting
12 succeeding this. Being that it's a special meeting,
13 I think in the past you've said that I can't. So I'd
14 like to --

15 MR. PETERS: Specific to -- specific to the
16 agenda, if you --

17 MR. DEORIO: These are just director of
18 administration things that need to be shared with
19 council, that I get an opportunity to speak at
20 council meetings.

21 MR. PETERS: Let's do that right now.

22 MR. DEORIO: Let's do that right now.

23 MR. CERRETA: We need a motion? Do we?

24 MR. DEORIO: No. You've granted this in the
25 past. I'm just reminding you now.

1 MR. FOLTZ: It's a regular committee meeting.

2 MR. DEORIO: So I'd like to just take just
3 two minutes, a couple minutes here just to bring
4 council up to speed on two things.

5 First has to do with the public safety
6 service center. And as you know, we completed the
7 RFQ process, we narrowed the list to four,
8 interviewed the four, selected one, ranked them best
9 to least, and the Brandstetter Carroll Group came out
10 number one, pretty significantly. So we then, the
11 finance director and myself, entered into some talks
12 with them per the process following Ohio Revised Code
13 to discuss a scope of service. What is it that you
14 would do if we were to engage you? What is it we
15 want you to do. And then from that they would
16 determine what the cost for that scope of service
17 would be.

18 So what we came up with is that what we were
19 looking for them to do is to come in, study our
20 operations independently, verify the needs that the
21 two chiefs had indicated that they have, compare that
22 with what is happening, in their expertise, around
23 the country with our fire, EMS, police buildings.
24 After that develop a preliminary building program
25 through an owner meeting process, so this would

1 involve other elected officials and members of the
2 community. Then the next step would be to analyze
3 two sites, provide a concept floor plan, site plan,
4 and cost estimates. Then finally, planning and
5 programming the final report, including the site
6 plan, floor plan, building elevations, cost
7 estimates, and project schedule.

8 We believe this is the minimum amount
9 required to take it to the next step. Voters asked
10 for specifics that we didn't have at that time and so
11 all's I'm looking to do is move forward with this.
12 The cost is \$30,000. I have that money -- we have
13 that money available budgeted for this. And unless
14 there is a majority that would object to it, I would
15 just let you know that I'm moving forward with that.

16 Okay. Next, we received from the insurance
17 service offices our new fire rating, and pleased to
18 report that it's -- we have maintained it at a Level
19 3. You know that it's ranked 1 to 10. 10 is the
20 worst, 1 is the best. Plain Township is a 3 with
21 some qualifications. Some areas of Plain aren't
22 quite 3 so they have a split rating. Jackson
23 Township is a 2. The lower the number, the better
24 the fire service. The better the fire service, the
25 lower your property insurance premiums are. So it's

1 very important that we maintain this level because it
2 is a significant jump in cost to residents and to
3 operations if their ISO rating change even one
4 number. It can be 10 percent just going from a 3 to
5 4 and it gets worse as you go. So I wanted to let
6 you know the chief did a lot of work to make that
7 happen.

8 And then finally, I just wanted to just
9 summarize that not all what we had done the first six
10 months of the year, I just wanted to tell you where I
11 see the mayor directing me to go in the next six
12 months and so I just want to hit those things so that
13 you understand that when you come back from break, be
14 ready to roll.

15 So we've got to talk about and institute an
16 update to our master plan that was last done in 2012.

17 We got the rental registration proposal to
18 come forward. We've been meeting with the Stark
19 County Realtors Association, and we believe we're
20 close to an agreement, but with everything that's
21 going on I could not get this done before we broke.
22 So I apologize to residents and to council, the mayor
23 for not being able to get that quite ready by July 8.

24 The Downtown Redevelopment District, we
25 believe we're close on language there. We're ready

1 to move forward.

2 The zoning code analysis, I'll be meeting
3 with our consultant on July 15. I'd like to hear
4 your opinions on what is not right with the zoning
5 code, and that goes to anybody in the community that
6 would like to weigh in on that. I would appreciate
7 it.

8 The building department, rate studies that
9 Member Cerreta referred to will be completed by the
10 time we return.

11 The park expansion plan, we will have chosen
12 architects for Bitzer and Dogwood to get that started
13 in the fall.

14 We have to finish the long-term agreement for
15 management of Arrowhead.

16 We have the council/engineering move to
17 complete.

18 We have the commercial building maintenance
19 code to get in play.

20 The entertainment district.

21 We have contract negotiations for the service
22 department union.

23 We've got 2020 budget to work on, and then
24 we're working on a number of additional economic
25 development opportunities.

1 Thank you for allowing me --

2 MR. FONTE: I have a question. Hoover
3 District mitigation, do we have any updates on what
4 Hoover's doing over there?

5 MR. DEORIO: There is air quality samples
6 being taken. They have been taken for the last
7 couple weeks. That information is being compiled by
8 the consultant that IRG has engaged, and that
9 information is being forwarded to the US EPA. Once
10 they have read those and believe that the air quality
11 has been stabilized for a period of time -- we're
12 being advised that's somewhere around 30 to 60
13 days -- they would be permitted to move forward with
14 the interior build-out of the facility. So our folks
15 over here in permits department have been over there
16 with them in this process and been watching the air
17 samples being taken and the equipment that was
18 installed and everything's working great, so I think
19 that's a very good sign.

20 MR. FONTE: How exciting.

21 MR. PETERS: Okay. Patrick, what's the ETA
22 on the opening of the post office at Washington
23 Square?

24 MRS. WERREN: Yes.

25 MR. DEORIO: So this is -- this has been one

1 of those situations where, you know, government gone
2 awry. And this is the federal government. So the
3 lease has been signed, the post office is ready to
4 move in. In fact, the federal government has been
5 paying the lease. But the federal government has not
6 been able to get AT&T in to install the telephone and
7 Internet connections that they need.

8 I've been in talks with the owner of the
9 property. They have offered to help move forward but
10 it's really in the hands of Washington, D.C., to get
11 this resolved. And it's the only thing that's
12 holding it up. But the owner of the property and the
13 city are all, you know, most anxious. We've called,
14 we've had the best success with Senator Brown's
15 office in getting us information and being able to
16 track it down. We'll continue to follow up. That
17 seems to be the holdup.

18 MR. PETERS: AT&T.

19 MR. DEORIO: AT&T. They do have litigation
20 with the US government that went to the Supreme
21 Court. That may or may not have anything to do with
22 it, I don't know.

23 MR. PETERS: Mayor, did you have something?

24 MAYOR HELD: One other announcement, too.

25 Great news. Walsh University selected their seventh

1 president, Dr. Timothy Collins, who is an Air Force
2 Academy graduate, flight instructor. He came from
3 Johns Hopkins --

4 MR. PETERS: Impressive resume.

5 MAYOR HELD: -- University, chief of
6 government relations. I mean, this gentleman has a
7 very impressive resume. Bronze Star recipient,
8 United States Air Force. So this is exciting. Very,
9 very, very good news for our largest employer. So
10 I'm sure we'll all be able to meet him sometime soon.

11 MR. FONTE: Awesome.

12 MR. PETERS: Okay. Anyone want to give me a
13 motion to --

14 MR. FOLTZ: Motion.

15 MS. KIESLING: Second.

16 MR. PETERS: All in favor?

17 ("Aye" in unison.)

18 MR. PETERS: Opposed? We are adjourned.

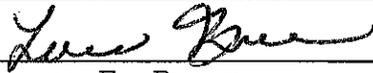
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20 (Meeting adjourned at 8:28 p.m.)

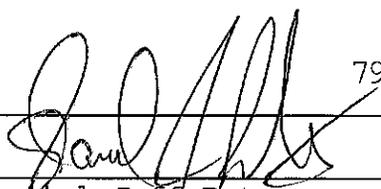
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Laura E. Brown
Director Finance

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Daniel Jeff Peters
City Council President

