

MINUTES FROM SPECIAL COUNCIL MEETING
CITY OF NORTH CANTON
WEDNESDAY, SEPTEMBER 5, 2018

1. Call to Order

COUNCIL PRESIDENT PETERS: Okay, I'd like to call to order the Special Council Meeting Wednesday, September 5, 2018, 6:00 p.m.

2. Roll Call

COUNCIL PRESIDENT PETERS: Clerk, please call the roll.

Roll call found the following Council members in attendance: Cerreta, Foltz, Fonte, Kiesling, Peters and Revoldt.

Thus having 6 in attendance.

COUNCIL PRESIDENT PETERS: Thank you. Motion to excuse Member Werren.

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to excuse Councilwoman Werren.

Also present: Mayor Held, Director DeOrio, Law Director Fox, Engineer Graham and Finance Director Brown.

3. Recognition of Visitors

COUNCIL PRESIDENT PETERS: All right, thank you very much. At this time, if you wish to address Council please step forward, state your name and address please. Okay, seeing none, we will move onto new business. Motion and a second to read by title only first reading Ordinance No. 50 – 2018.

COUNCILMAN REVOLDT: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to read by title only the first reading of Ordinance No. 50 - 2018.

4. New Business

5. Ordinance No. 50 - 2018 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.

COUNCIL PRESIDENT PETERS: All right, thank you, Chairman Revoldt.

COUNCILMAN REVOLDT: We have six items to be included in our codified ordinances. These are amendments as you'll notice. I think we've discussed them. However, at your place there were two additional items that were to be included. So, we could a couple things tonight. One is we can just simply give this a first reading. Or we can just adopt the first six that we've discussed at our Council of the Whole meeting, which would be kind of my recommendation. And then come back and sweep up these others at a later date. And these two items dealt with waterlines including the Water Board and a minimum housing code. I think we might want to catch those at a later time. I think Doug and I have some interest in the housing code. So we might want to come back and capture those two later. If that's agreeable with everyone. So again, pursuant to the ordinance, just six items under to be included in the codified update.

COUNCILMAN FOLTZ: Motion to adopt the first reading.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 50 – 2018.

COUNCIL PRESIDENT PETERS: All right, thank you. Motion and a second to read by title only the first reading... oh, I'm sorry...

COUNCILMAN REVOLDT: Excuse me, Mr. Chairman, can we take the, we'll just do the first six tonight.

COUNCILMAN FOLTZ: You want to pass those on emergency?

COUNCILMAN REVOLDT: Yeah, we can just do them tonight. There's been no objection from anyone in the audience, they're minor in... there's no significance to them. Unless the law director believes that for some compelling reason.

LAW DIRECTOR FOX: No, sir.

COUNCILMAN REVOLDT: Okay, then I would move that we suspend the rules for Ordinance No. 50 – 2018.

COUNCILMAN FOLTZ: Second.

Unanimous voice vote of 6 to suspend the rules requiring three readings for Ordinance No. 50 – 2018.

COUNCIL PRESIDENT PETERS: Thank you. Motion to adopt under suspension of the rules?

COUNCILMAN REVOLDT: So moved.

COUNCILMAN FOLTZ: Second.

Unanimous voice vote of 6 to adopt under suspension of the rules for Ordinance No. 50 – 2018.

ORDINANCE NO. 50 – 2018 WAS PASSED BY A UNANIMOUS VOICE VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: All right, thank you. Now motion and a second to read by title only the first reading of Ordinance No. 51 – 2018?

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to read by title only the first reading of Ordinance No. 51 – 2018.

6. Ordinance No. 51 - 2018

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.

COUNCIL PRESIDENT PETERS: Yes, that plus we are adding title of client coordinator to help in the transition, new hardware and software. Laura, do you have anything else to add on that one?

FINANCE DIRECTOR BROWN: No, that's it.

COUNCIL PRESIDENT PETERS: All right, any questions from Council? I'll entertain a motion to adopt first reading.

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 51 – 2018

COUNCIL PRESIDENT PETERS: Thank you. Motion and a second to suspend the rules of Council for three readings.

COUNCILMAN REVOLDT: So moved.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to suspend the rules requiring three readings for Ordinance No. 51 – 2018.

COUNCIL PRESIDENT PETERS: Thank you. Motion and a second to adopt under suspension of the rules?

COUNCILMAN REVOLDT: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to adopt under suspension of the rules for Ordinance No. 51 – 2018.

ORDINANCE NO. 51 – 2018 WAS PASSED BY A UNANIMOUS VOICE VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: All right, thank you. May I have a motion and second to read by title only the first reading of Ordinance No. 52 – 2018?

COUNCILMAN REVOLDT: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to read by title only the first reading of Ordinance No. 52 – 2018.

7. Ordinance No. 52 - 2018 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.

COUNCIL PRESIDENT PETERS: All right, thank you, Chairman Fonte?

COUNCILMAN FONTE: So we talked about this at last meeting. This is just basically we have a deadline September 14th to get it submitted to Ohio Public Works Commission, to get a grant hopefully. I move that we pass it on emergency.

COUNCIL PRESIDENT PETERS: Is there a second?

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 52 – 2018.

COUNCIL PRESIDENT PETERS: Thank you. Motion and a second to suspend the rules of Council for three readings?

COUNCILMAN REVOLDT: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to suspend the rules requiring three readings for Ordinance No. 52 – 2018.

COUNCIL PRESIDENT PETERS: Thank you, and a motion and a second to adopt under suspension of the rules?

COUNCILMAN REVOLDT: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to adopt under suspension of the rules for Ordinance No. 52 – 2018.

ORDINANCE NO. 52 – 2018 WAS PASSED BY A UNANIMOUS VOICE VOTE OF 6.

COUNCILMAN REVOLDT: Mr. President, just a point of order. On item 6, did we adopt that under the rule, under suspension? Did we actually vote on that? I know we voted to suspend the rules, did we vote to adopt it?

LAW DIRECTOR FOX: I have it checked, but there is no harm in doing it a second time.

COUNCILMAN CERRETA: Let's try it again if nobody... . He asked me, and I don't think we did.

COUNCIL PRESIDENT PETERS: Mary Beth, do you have... .

COUNCILMAN REVOLDT: I will admit this, I'm old and my memory is fuzzy.

COUNCILMAN FOLTZ: I think we did.

COUNCIL CLERK BAILEY: Yes, I have we did.

COUNCILMAN FOLTZ: I think we did.

COUNCIL PRESIDENT PETERS: We did?

COUNCIL CLERK BAILEY: Yes, Daryl made the motion, and Mark seconded it.

COUNCIL PRESIDENT PETERS: Yeah, I'm checking them off as we go.

COUNCILMAN REVOLDT: Okay, I'm checking them off. Thank you.

COUNCIL PRESIDENT PETERS: Okay, yep, thank you. Okay, moving on. Motion and a second to read by title only the first reading of Ordinance No. 53 – 2018?

COUNCILMAN REVOLDT: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to read by title only the second reading of Ordinance No. 53 - 2018.

8. Ordinance No. 53 - 2018 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.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Fonte?

COUNCILMAN FONTE: More of the same. This is again, we're trying to hit a deadline, September 14th for the Ohio Public Works. That's for a grant for Easthill. I move that we approve it on emergency. Thank you.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 53 – 2018.

COUNCIL PRESIDENT PETERS: All right, motion and a second to suspend the rules of Council for three readings for Ordinance No. 53 – 2018?

COUNCILMAN REVOLDT: So moved.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to suspend the rules of Council for three readings for Ordinance No. 53 – 2018.

COUNCIL PRESIDENT PETERS: All right, finally, motion and a second to adopt under suspension of the rules for Ordinance No. 53 – 2018?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN REVOLDT: Second.

Unanimous voice vote of 6 to adopt under suspension of the rules of Council for Ordinance No. 53 – 2018.

ORDINANCE NO. 53 – 2018 WAS PASSED BY A UNANIMOUS VOICE VOTE OF 6.

COUNCIL PRESIDENT PETERS: All right, thank you. Motion and a second to read by title only the first reading of Ordinance No. 54 – 2018?

COUNCILMAN REVOLDT: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to read by title only the second reading of Ordinance No. 54 – 2018.

9. Ordinance No. 54 - 2018 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.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Cerreta.

COUNCILMAN CERRETA: This is a project that is non-contiguous outside water rates. It's an important project for the area. I move that we move forward with it. After we discuss it already.

COUNCILMAN FOLTZ: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 54 – 2018.

COUNCIL PRESIDENT PETERS: Thank you. Motion and a second to suspend the rules of Council for three readings for Ordinance No. 54 - 2018.

COUNCILMAN CERRETA: So moved.

COUNCILMAN FOLTZ: Second.

Unanimous voice vote of 6 yes to suspend the rules of Council for three readings for Ordinance No. 54 - 2018.

COUNCIL PRESIDENT PETERS: And then a motion and a second to adopt under suspension of the rules Ordinance No. 54 – 2018.

COUNCILMAN CERRETA: So moved.

COUNCILMAN FOLTZ: Second.

Unanimous voice vote of 6 yes to adopt under suspension of the rules for Ordinance No. 54 – 2018.

ORDINANCE NO. 54 – 2018 WAS PASSED BY A UNANIMOUS VOICE VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: All right, thank you. Motion and a second to read by title only the first reading of Ordinance No. 55 – 2018?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN FOLTZ: Second.

Unanimous voice vote of 6 to read by title only the first reading of Ordinance No. 55 – 2018.

10. Ordinance No. 55 - 2018

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.

COUNCIL PRESIDENT PETERS: Yes, as it reads, Finance Director Brown, anymore to add? (No) All right, I'll entertain a motion and a second to adopt the first reading.

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 55 – 2018.

ORDINANCE NO. 55 – 2018 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: All right, thank you. Motion and a second to read by title only the first reading of Ordinance No. 56 – 2018?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to read by title only the second reading of Ordinance No. 56 – 2018.

11. Ordinance No. 56 - 2018

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.

COUNCIL PRESIDENT PETERS: Couldn't have explained it any better myself. Is there a motion and a second to adopt?

COUNCILMAN FOLTZ: Motion to approve first reading.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 56 – 2018.

ORDINANCE NO. 56 – 2018 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: All right, Motion and a second to read by title only the first reading of Ordinance No. 57 – 2018?

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to read by title only the second reading of Ordinance No. 57 – 2018.

12. Ordinance No. 57 - 2018 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.

COUNCIL PRESIDENT PETERS: All right, Chairman Brown anything else?

FINANCE DIRECTOR BROWN: No, just as we said last week, due to some unfortunate situations with employees, we need a little more health care money than we initially anticipated.

COUNCIL PRESIDENT PETERS: Okay.

COUNCILMAN FOLTZ: Motion to approve first reading.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to adopt the first reading of Ordinance No. 57 – 2018.

COUNCIL PRESIDENT PETERS: All right. And a motion and a second to suspend the rules of Council for three readings.

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 yes to suspend the rules of Council for three readings for Ordinance No. 57 - 2018.

ORDINANCE NO. 57 – 2018 WAS PASSED BY A UNANIMOUS VOICE VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Okay, lastly. Yes, Mayor?

MAYOR HELD: I'll abstain from this vote.

COUNCIL PRESIDENT PETERS: Oh yes, thank you.

COUNCILMAN FOLTZ: Wait, we have to vote on third reading. We've got to adopt the third reading, we did not do that for 57.

COUNCILWOMAN KIESLING: Yeah, it doesn't have an emergency clause.

LAW DIRECTOR FOX: Because it's an appropriation.

COUNCILWOMAN KIESLING: Okay.

COUNCIL PRESIDENT PETERS: Yeah, we don't have to. Okay, let the record reflect Mayor has abstained, removed himself from the Chambers, and abstained from Resolution No. 11. Okay, so we're good on that. All right, motion and a second to read by

title only first reading of Resolution No. 11 – 2018.

COUNCILMAN REVOLDT: So moved.

COUNCILMAN FOLTZ: Second.

Unanimous voice vote of 6 to read by title only the second reading of Resolution No. 11 – 2018.

13. Resolution No. 11 - 2018

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.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Cerreta.

COUNCILMAN CERRETA: Well, we had a little bit of discussion on this. There was some open questions about what was there a price increase, was there not? So, I did receive some more information. There is no price increase and we'll continue to get the rebates that we have been getting to buy other things. So I move that we go forward with this resolution.

COUNCILWOMAN KIESLING: Second.

Unanimous voice vote of 6 to adopt the first reading of Resolution No. 11 – 2018.

COUNCIL PRESIDENT PETERS: All right, thank you. Motion and a second to suspend the rules of Council for three readings for Resolution No. 11 - 2018.

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 yes to suspend the rules of Council for three readings for Resolution No. 11 - 2018.

COUNCIL PRESIDENT PETERS: Thank you. Finally, a motion and a second to adopt under suspension of the rules Resolution No. 11 – 2018.

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 yes to adopt under suspension of the rules for Resolution No. 11 – 2018.

RESOLUTION NO. 11 – 2018 WAS PASSED BY A UNANIMOUS VOICE VOTE OF 6 YES.

14. Adjourn:

COUNCIL PRESIDENT PETERS: All right, thank you, I'll entertain a motion to adjourn.

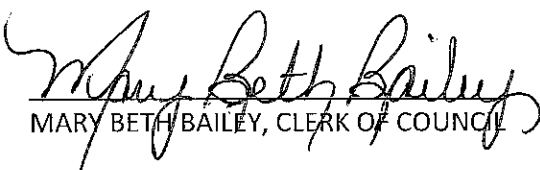
COUNCILWOMAN KIESLING: So moved.

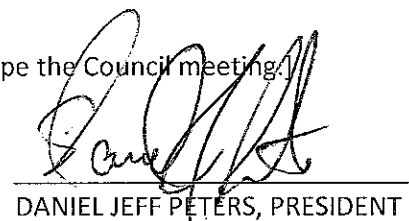
COUNCILMAN CERRETA: Second.

Unanimous voice vote of 6 to adjourn.

COUNCIL PRESIDENT PETERS: Okay, we are adjourned.

[Let the record reflect Charles Osborne set up a tripod and appeared to videotape the Council meeting.]


MARY BETH BAILEY, CLERK OF COUNCIL


DANIEL JEFF PETERS, PRESIDENT