



City of North Canton, Ohio

Council Office
145 North Main Street
North Canton, Ohio 44720-2587
330.499.3986 . 330.499.2960 Fax

www.northcantonohio.com

email: citycouncil@northcantonohio.com

NOTICE OF MEETINGS

Mr. Daniel Peters, Chairman of the Personnel & Safety Committee of North Canton City Council, has requested a meeting of said Committee Members, Council, Mayor, Director of Administration, Director of Law and Director of Finance **Monday, January 10, 2011 at 6:30 p.m.** in the Council Chambers at North Canton City Hall.

The meeting will be called to order and then moved into **executive session** for the purpose of discussing personnel matters pertaining to dismissal, demotion or compensation of a public employee. The executive session **will not be** open to the public.

Council Meeting Agenda Monday, January 10, 2011 7:00 p.m.

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Pastor Dave Warren of First Southern Baptist Church.
3. Pledge of Allegiance
4. Roll Call
5. Consideration
Council Meeting Minutes – December 13, 2010
Mayor's Court Receipts – November and December, 2010
6. Committee Minutes
7. Recognition of Visitors

OLD BUSINESS:

8. **Ordinance No. 105-10 – 2nd Reading – Community & Economic Development**
An ordinance accepting the annexation of certain territory owned by the City of North Canton to the City of North Canton, containing 5.417 acres, more or less, in Plain Township to the City of North Canton.

9. **Ordinance No. 108-10 – 1st Reading – Park & Recreation
(Tabled Prior To The 1st Reading 12/13/10)**

An ordinance amending Ordinance No. 118-08 establishing rental rates and policies for rental of the North Canton Civic Center, specifically Section 1. pertaining to Friday and Sunday rentals, repealing any and all legislation passed previously and inconsistent with this ordinance and declaring the same to be an emergency.

NEW BUSINESS:

10. **Ordinance No. 1-11 – 1st Reading – Finance & Property**

An ordinance authorizing the Mayor of the City of North Canton to apply for, accept and utilize a grant through the Office of Criminal Justice Services, Justice Assistance Grant – Vehicle Acquisition, for the purchase of a marked patrol cruiser for use by the North Canton Police Department and declaring the same to be an emergency.

11. **Ordinance No. 2-11 – 1st Reading – Finance & Property**

An ordinance authorizing the Mayor of the City of North Canton to enter into a contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court for a period of one (1) year beginning January 11, 2011 and ending December 31, 2011, and declaring the same to be an emergency.

12. **Ordinance No. 3-11 – 1st Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 907 Street Excavations, specifically 907.03 DEPOSIT REQUIRED, of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

13. **Ordinance No. 4-11 – 1st Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 935 Water Lines and Hydrants, specifically 935.08 NONRESIDENT'S USE OF WATER OR SANITARY SEWER SERVICE; AGREEMENT of the Codified Ordinance of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

14. **Ordinance No. 5-11 – 1st Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 937 Water Rates, specifically 937.04 WATER TURN ON CHARGE of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

15. **Ordinance No. 6-11 – 1st Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 1171 Administrative Powers and Duties, specifically Section 1171.06 SCHEDULE OF FEES, of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

16. **Ordinance No. 7-11 – 1st Reading – Ordinance, Rules & Claims**
An ordinance amending Chapter 1701 Minimum Housing Code, specifically Section 1701.05(f) CHANGES, NEW CERTIFICATES AND FEES. of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.
17. **Ordinance No. 8-11 – 1st Reading – Water, Sewer & Rubbish**
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Frank Road/Applegrove Waterline Project - 2011, at a cost not to exceed \$600,000, and declaring the same to be an emergency.
18. **Ordinance No. 9-11 – 1st Reading – Water, Sewer & Rubbish**
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Stratavon Waterline Project - 2011, at a cost not to exceed \$100,000, and declaring the same to be an emergency.
19. **Ordinance No. 10-11 – 1st Reading – Park & Recreation**
An ordinance establishing reduced rental rates and policies for rental of the Events Hall at the North Canton Civic Center by certain nonprofit organizations and declaring the same to be an emergency.

REPORTS:

| | | | |
|----------------------------------|---------------------|------------------------|-------|
| Director of Law | Director of Finance | Administrator/Engineer | Mayor |
| Director of Economic Development | | Clerk of Council | |

REPORTS – COUNCIL:

| | | | |
|-----------------|----------|---------------|--------|
| Pat DeOrio | At Large | Doug Foltz | Ward 1 |
| Marcia Kiesling | At Large | Daniel Peters | Ward 2 |
| Daryl Revoldt | At Large | Jeff Davies | Ward 3 |
| | | Jon Snyder | Ward 4 |

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

Gail M. Kalpac
Clerk of Council



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EXECUTIVE SESSION MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met Monday, January 3, 2011 at 6:30 p.m. in the Council Chambers at North Canton City Hall.

Present for the Meeting were: Chairman Peters and Member Revoldt, Council Members Davies, DeOrio, Foltz and Kiesling. Committee Vice Chairman Snyder was not present for the meeting. Also present for the meeting were: Mayor Held, Administrator/Engineer Benekos, Director of Law Nilges, and Director of Finance Loretto.

Upon a roll call vote of Council, all present moved into an executive session at 6:30 p.m. for the purpose of discussing personnel matters pertaining to appointment, employment and compensation of a public employee. Subsequent to the discussion, the executive session adjourned at 7:07 p.m.

Respectfully submitted,

Jeff Peters, Chairman

Daryl Revoldt, Council Member

1/5/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
Supt. P&I, Police Chief
Fire/EMS Chief, Press



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FINANCE & PROPERTY COMMITTEE MEETING MINUTES

The Finance & Property Committee of North Canton City Council met Wednesday, December 29, 2010 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairman Snyder and Vice Chairman Davies, Council Members Foltz, Kiesling, Peters and Revoldt. Committee Member DeOrio was not present for the meeting. Also present were: Mayor Held, Director of Law Nilges, Director of Economic Development Bowles, Superintendent of Permits & Inspection Hampton and Clerk of Council Kalpac. Administrator/Engineer Benekos and Director of Finance Loretto were not present for the meeting.

Item discussed:

- a. Supplemental Appropriation re EMS Salaries & Wages: The Committee authorized legislation authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the EMS Fund to the Salaries & Wages Accounts in the amount of \$30,000 for the current expenses during the fiscal year ending December 31, 2010.

Legislation to be considered at a special meeting held this date, will contain an emergency clause and is subject to suspension of the rules of council requiring a committee report.

Respectfully submitted,

Jon Snyder, Chairman

Jeff Davies, Vice Chairman



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FINANCE & PROPERTY COMMITTEE MEETING MINUTES

The Finance & Property Committee of North Canton City Council met as part of the Committee of the Whole Monday, January 3, 2011 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Vice Chairman Davies, Member DeOrio, Council Members Foltz, Kiesling, Peters and Revoldt. Committee Chairman Snyder was not present for the meeting. Also present were: Mayor Held, Administrator/Engineer Benekos, Director of Law Nilges, Director of Finance Loretto, Director of Economic Development Bowles, Superintendent of Streets & Utilities Chufar and Superintendent of Permits & Inspection Hampton.

Items discussed:

- a. Mayor's Court Receipts – November 2010: The Mayor's Court Receipts were reviewed and will be placed on the January 10, 2011 council agenda for formal approval.
- b. Mayor's Court Receipts – December 2010: The Mayor's Court Receipts were reviewed and will be placed on the January 10, 2011 council agenda for formal approval.
- c. Justice Assistance Grant: The Committee authorized legislation, on an emergency basis, authorizing the Mayor of the City of North Canton to apply for, accept and utilize a grant through the Office of Criminal Justice Services, Justice Assistance Grant – Vehicle Acquisition, for the purchase a marked patrol cruiser for use by the North Canton Police Department.
- d. Renewal of Public Defender Contract: The Committee authorized legislation, on an emergency basis, authorizing the Mayor of the City of North Canton to enter into a contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court for a period of one (1) year beginning January 11, 2011 and ending December 31, 2011

Respectfully submitted,

Jeff Davies, Vice Chairman

Pat DeOrio, Member

1/5/11-gmk

g:\2011 committee report minutes\1-3-11 f&p.docx



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ORDINANCE, RULES & CLAIMS COMMITTEE MEETING MINUTES

The Ordinance, Rules & Claims Committee of the North Canton City Council met as part of the Committee of the Whole Monday, January 3, 2011 in the Council Chambers at North Canton City Hall.

Present for the meeting were: Chairman Revoldt, Vice Chairman Foltz, Member Kiesling, Council Members Davies, DeOrio and Peters. Council Member Snyder was not present for the meeting. Also present were: Mayor Held, Administrator/Engineer Benekos, Director of Director of Law Nilges, Director of Finance Zumbar, Director of Economic Development Bowles, Superintendent of Permits & Inspection Hampton and Superintendent of Streets & Utilities Chufar.

Items discussed:

- a. Amendment to Chapter 907 Street Excavations; Section 907.03 Deposit Required:
The Committee authorized legislation amendment Chapter 907 Street Excavations, specifically 907.03 DEPOSIT REQUIRED, of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith.

Legislation to contain an emergency clause.

- b. Amendment to Chapter 935 Water Lines; Section 935.08 Nonresidents Use of Water or Sanitary Sewer Service Agreement: The Committee authorized legislation amending Chapter 935 Water Lines and Hydrants, specifically 935.08 NONRESIDENT'S USE OF WATER OR SANITARY SEWER SERVICE; AGREEMENT of the Codified Ordinance of the City of North Canton, and repealing any and all legislation inconsistent herewith.

Legislation to contain an emergency clause.

- c. Amendment to Chapter 937 Water Rates; Section 937.04 Water Turn on Charge:
The Committee authorized legislation amending Chapter 937 Water Rates, specifically 937.04 WATER TURN ON CHARGE of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith.

Legislation to contain an emergency clause.

- d. Amendment to Chapter 1171 Administrative Powers & Duties; Section 1171.06 Schedule of Fees: The Committee authorized legislation amending Chapter 1171 Administrative Powers and Duties, specifically Section 1171.06 SCHEDULE OF FEES, of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith.

Legislation to contain an emergency clause.

- e. Amendment to Chapter 1701 Minimum Housing Code; Section 1701.05(f) Changes, New Certificates and Fees: The Committee authorized legislation amending Chapter 1701 Minimum Housing Code, specifically Section 1701.05(f) CHANGES, NEW CERTIFICATES AND FEES. of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith.

Legislation to contain an emergency clause.

NOTE: Pursuant to the State Auditor's recommendation, these are the annual reviews to cover administrative costs.

Respectfully submitted,

Daryl Revoldt, Chairman

Doug Foltz, Vice Chairman

Marcia Kiesling, Member

1/5/11-gmk

c: Council, Director of Law
Mayor, Administrator/Engineer
Superintendent of Permits & Inspection
Police Chief, Fire/EMS Chief, Press



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PARK & RECREATION COMMITTEE MINUTES

The Park & Recreation Committee of North Canton City Council met as part of the Committee of the Whole Monday, January 3, 2011 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairperson Foltz, Vice Chairman Revoldt and Member Peters, Council Members Davies, DeOrio and Kiesling. Council Member Snyder was not present for the meeting. Also present were: Mayor Held, Director of Administration/Engineer Benekos, Director of Law Nilges, Director of Finance Loretto, Director of Economic Development Bowles, Superintendent of Streets & Utilities Chufar and Superintendent of Permits & Inspection Hampton.

Items discussed:

- a. Proposed Reduced Civic Center Rental Rates re North Canton City School Fund Raising Events for January, February and March: Item was discussed and will be placed on the January 3, 2011 agenda for further consideration.
- a. Proposed Civic Center Rental Rate Increases: Item was discussed. Legislation which was previously authorized, will be placed on the January 10, 2011 council agenda for further consideration.

Respectfully submitted,

Doug Foltz, Chairperson

Daryl Revoldt, Vice Chairman

Daniel Peters, Member



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PERSONNEL & SAFETY COMMITTEE MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met Monday, December 13, 2010 in the Council Chambers at North Canton City Hall.

Present for the meeting were: Chairperson Peters, Vice Chairman Snyder, Council Members Davies, DeOrio, Foltz and Kiesling. Committee Member Revoldt was not present for the meeting. Also present were: Director of Law Nilges, Director of Finance Loretto and Clerk of Council Kalpac. Mayor Held, Director of Administration/Engineer Benekos and Director of Economic Development Bowles were not present for the meeting.

Item discussed:

- a. Amendment to Part-time Ordinance re Minimum Wage: The Committee authorized legislation, amending Ordinance No. 138-07, as amended, to provide an increase in the establishing compensation rates for part-time exempt and non-exempt personnel and repealing any and all legislation inconsistent herewith.

Legislation to be considered at the meeting held this date, will contain an emergency clause and is subject to suspension of the rules of council requiring a committee report.

Respectfully submitted,

Daniel Peters, Chairman

Jon Snyder, Vice Chairman



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WATER, SEWER & RUBBISH COMMITTEE MEETING MINUTES

The Water, Sewer & Rubbish Committee of North Canton City Council met as part of the Committee of the Whole Monday, January 5, 2011 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairman Davies and Vice Chairman DeOrio, Council Members Foltz, Kiesling, Peters, and Revoldt. Committee Member Snyder was not present for the meeting. Also present were: Mayor Held, Director of Administration/Engineer Benekos, Director of Law Nilges, Director of Finance Loretto, r, Director of Economic Development Bowles, Superintendent of Permits & Inspection Hampton and Superintendent of Streets & Utilities Chufar

Items discussed:

- a. Frank Road / Applegrove Waterline Project – 2011: The Committee authorized legislation, on an emergency basis, authorizing the Director of Administration to advertise and receive bids; and authorizing the Mayor, through the Board of Control, to enter into a contract for the Frank Road/Applegrove Waterline Project - 2011; at a cost not to exceed \$600,000.
- b. Stratavon Waterline Project – 2011: The Committee authorized legislation, on an emergency basis, authorizing the Director of Administration to advertise and receive bids; and authorizing the Mayor, through the Board of Control, to enter into a contract for the Stratavon Waterline Project – 2011, at a cost not to exceed \$100,000.

Respectfully submitted,

Jeff Davies, Chairman

Pat DeOrio, Vice Chairman

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 1-11

Passed _____, 20____

1/5/11-gmk
(Finance & Property)

Ordinance No. 1-11

An ordinance authorizing the Mayor of the City of North Canton to apply for, accept and utilize a grant through the Office of Criminal Justice Services, Justice Assistance Grant – Vehicle Acquisition, for the purchase of a marked patrol cruiser for use by the North Canton Police Department and declaring the same to be an emergency.

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

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to apply for, accept and utilize a grant through the Office of Criminal Justice Services, Justice Assistance Grant – Vehicle Acquisition, for the purchase of a marked patrol cruiser for use by the North Canton Police Department.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely application, acceptance and utilization of the grant monies, and to ensure the continued efficient operation of the Police Department; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 2-11

Passed _____, 20____

1/5/11-gmk
(Finance & Property)

Ordinance No. 2-11

An ordinance authorizing the Mayor of the City of North Canton to enter into a contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court for a period of one (1) year beginning January 11, 2011 and ending December 31, 2011, and declaring the same to be an emergency.

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

Section 1. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court

Section 2. That the contract by and between the City of North Canton and the Stark County Public Defender Commission shall be effective for a period of one (1) year beginning January 11, 2011 and ending December 31, 2011.

Section 3. That the Director of Finance of the City of North Canton, Ohio, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the applicable appropriation upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and necessary for the timely effectiveness of the contract; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

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RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 3-11

Passed _____, 20____

1/5/11-gmk
(Ordinance, Rules & Claims)

Ordinance No. 3-11

An ordinance amending Chapter 907 Street Excavations, specifically 907.03 DEPOSIT REQUIRED, of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

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

Section 1. That Chapter 907 Street Excavations, specifically 907.03 DEPOSIT REQUIRED, of the Codified Ordinances of the City of North Canton, be and the same is hereby amended to read as follows:

"907.03 DEPOSIT REQUIRED

(a) All persons, firms or corporations, except franchised utility companies and the City of North Canton, upon obtaining a street opening permit wherein cuts will be made in pavements, or sidewalks, shall make the following cash deposits which will ensure the replacement of permanent pavement and sidewalks in the manner described in this chapter. No opening of streets shall be permitted until a street opening permit is obtained from the Superintendent of Permits and Inspection.

- (1) Brick pavements, concrete pavements and blacktop streets; two hundred dollars (\$200.00) per cut in pavement where it does not exceed two square yards and fifty dollars (\$50.00) per square yard for all over two square yards.
- (2) Sidewalks: seventy-five dollars (\$75.00) per cut in sidewalk where it does not exceed one square yard and ten dollars (\$10.00) for each square foot for all over one square yard.
- (3) Curb or curb and gutter: seventy-five (\$75.00) where it does not exceed two linear feet and twenty dollars (\$20.00) for each additional foot.
- (4) Surface treated macadam or other flexible pavements: fifty dollars (\$50.00) per square yard for all over two square yards.

(b) If any opening is not returned to its original condition within twenty-four (24) hours after being notified by the Division of Permits and Inspection, all deposits shall be forfeited to the City and the work completed by the Service Department. The forfeiture of a deposit shall not prejudice the City from pursuing any additional cost to the City.

(c) Cash deposits shall be held for ninety (90) days after final inspection to insure quality of work.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 3-11

Passed _____, 20____

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely implementation of fee increases for street excavations; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

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RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 4-11

Passed _____, 20____

1/5/11-gmk
(Ordinance, Rules & Claims)

Ordinance No. 4-11

An ordinance amending Chapter 935 Water Lines and Hydrants, specifically 935.08 NONRESIDENT'S USE OF WATER OR SANITARY SEWER SERVICE; AGREEMENT of the Codified Ordinance of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

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

Section 1. That Chapter 935 Water Lines and Hydrants, specifically 935.08 NONRESIDENT'S USE OF WATER OR SANITARY SEWER SERVICE; AGREEMENT of the Codified Ordinance of the City of North Canton, be, and the same is hereby amended to read as follows:

"SECTION 935.08 NONRESIDENT'S USE OF WATER OR SANITARY SEWER SERVICE; AGREEMENT.

- (a) The Superintendent of Permits and Inspection shall refuse permission to any nonresident of the City who wishes to use the water or sewer service of the City and will not sign the standard agreement with the City to abide by the conditions of the agreement.
- (b) The agreement to be signed with the City of North Canton by nonresidents as it applies to connection to the North Canton Water System be amended to provide that the nonresident agree upon request by the City of North Canton to annex the nonresident's property to the City of North Canton as irrevocable attorney in fact to sign an annexation petition upon behalf of the nonresident; and that the nonresident sign a document in recordable form making these provisions a covenant running with the land enforceable against the successors and assigns of the nonresident.
- (c) Any nonresident presently receiving water service from the City shall, upon notice from the City, immediately comply with the provisions in the nonresident agreement. Failure to comply with said agreement may result in the water service being terminated sixty (60) days from the date of the notice.
- (d) Any nonresident who refuses annexation to the City when requested by City shall be barred from connecting to City's water service.
- (e) That there shall be a charge of seventy-five (\$75.00) dollars Recorder's fee for all nonresident agreements.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 4-11

Passed _____, 20__

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely implementation of fee increases for waterlines and hydrants; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

g:\2011 legislation\4-11 amendment to chapter 935 water lines and hydrants.docx

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 5-11

Passed _____, 20____

1/5/11-gmk
(Ordinance, Rules & Claims)

Ordinance No. 5-11

An ordinance amending Chapter 937 Water Rates, specifically 937.04 WATER TURN ON CHARGE of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

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

Section 1. That Chapter 937 Water Rates, specifically 937.04 WATER TURN ON CHARGE of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read as follows:

"SECTION 937.04 WATER TURN ON CHARGE

Whenever water service has been turned off, there shall be a charge of fifty (\$50.00) dollars to be paid before water service will be turned on during the standard working day.

Whenever water service has been turned off, there shall be a charge of seventy-five (\$75.00) dollars to be paid before water service will be turned on whenever it is not the standard working day.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely implementation of fee increases for water turn on charges; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 6-11 Passed _____, 20____

- Section 3. If a provision of this Ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this Ordinance.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely implementation of the schedule of fee increases; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 7-11

Passed _____, 20____

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely implementation of fee increases for the minimum housing code; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

g:\2011 legislation\7-11 amendment to chapter 1701 minimum housing code.doc

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 9-11

Passed _____, 20____

1/5/11-gmk
(Water, Sewer & Rubbish)

Ordinance No. 9-11

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Stratavon Waterline Project - 2011, at a cost not to exceed \$100,000, and declaring the same to be an emergency.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids, according to specifications now on file in the office of the Director of Administration for the Stratavon Waterline Project - 2011.

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the Stratavon Waterline Project - 2011, at a cost not to exceed \$100,000,

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

| | | |
|--------------|--------------------------------------|-----------|
| 651 | WATER EXP., REPL. & IMPROVEMENT FUND | |
| 651.767.5502 | Facilities – Inside Waterlines | \$100,000 |

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely completion of the Stratavon Waterline Project - 2011; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 10-11

Passed _____, 20____

1/6/11-han
(Park & Recreation)

Ordinance No. 10-11

An ordinance establishing reduced rental rates and policies for rental of the Events Hall at the North Canton Civic Center by certain nonprofit organizations and declaring the same to be an emergency.

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

Section 1. That there be, and are hereby established the following reduced rates for the months of January, February and March for rental of the Events Hall at the North Canton Civic Center by certain nonprofit organizations:

| | Events Hall (no liquor permit) | Events Hall (beer only) | Events Hall (wine and/or intoxicating liquor) |
|-------------------------|-----------------------------------|----------------------------|---|
| Monday through Thursday | \$175.00 | \$475.00 | \$ 700.00 |
| Friday | \$325.00 | \$625.00 | \$ 850.00 |
| Saturday | \$475.00 | \$775.00 | \$1,000.00 |
| Sunday | \$325.00 | \$625.00 | \$ 850.00 |

Section 2. That the rates in this Ordinance shall only apply to: (1) nonprofit organizations or their local affiliates headquartered in or primarily serving residents of the City of North Canton or the North Canton City School District; and (2) that rent the Events Hall for a school related or authorized event.

Section 3. That the reduced rental rates for Friday and Saturday /in the Ordinance shall only apply if the Events Hall is reserved ninety (90) days or less prior to the scheduled event date.

Section 4. That all rentals will be subject to prior approval by North Canton City Council.

Section 5. That there be, and is hereby established a \$400.00 damage security deposit rate for rental of the Events Hall at the North Canton Civic Center. The rate schedule for the damage security deposit is not the maximum amount for which the renter shall be held responsible.

Section 6. That there be and is hereby established the following refund policy for cancellation of a reservation for the Events Hall at the North Canton Civic Center. All reservations will be accompanied by one-half of the applicable rental fee; the balance due to be paid five (5) working days prior to the reservation date.

Cancellation 30 days or
less prior to reservation

No Refund

Section 7. That there be and is hereby established a procedure whereby governmental and school entities shall have the option of renting the Events Hall at the North Canton Civic Center by a purchase order.

Section 8. That the Mayor, be, and is hereby authorized to establish a policy for the purpose of security at the North Canton Civic Center.

Section 9. That games of chance shall be permitted at the Civic Center if the renter complies with Ohio State Law.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 10-11 Passed _____, 20____

Section 10. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 11. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely implementation of the reduced rental rates; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH

Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

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