

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON

SPECIAL

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, November 1520 10**Call to Order:**

1. The special council meeting was called to order Monday, November 15, 2010 immediately following the Committee of the Whole meeting at 7:20p.m. by President of Council Daryl Revoldt.

Roll Call:

2. The following Members of Council responded to roll call: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt and Snyder. Also present were: Mayor Held, Administrator/Engineer Benekos, Director of Law Nilges, Director of Finance Zumbar, Director of Economic Development Bowles, Superintendent of Permits & Inspection Hampton, Superintendent of Streets & Utilities Chufar, Rental Coordinator Raymond and Clerk of Council Kalpac.
3. Mr. Revoldt: Item 3, may I have a motion to read by title only, third reading of Ordinance No. 93-10.

Mr. Davies moved and Mr. Peters seconded to **read by title only, third reading** of Ordinance No. 93-10. All members present voting:
 Yes: DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.
 No: 0

Ordinance No. 93-10 – 3rd Reading - Finance & Property Committee

An ordinance authorizing the Mayor of the City of North Canton upon concurrence by Council, through the Board of Control, to enter into a contract for administering a self-insured health insurance program for the period December 1, 2010, through November 30, 2011, for the employees of the City of North Canton and declaring the same to be an emergency.

Mr. Revoldt: Mr. Snyder.

Mr. Snyder: Mr. President, thank you. Members of Council, as you know we are going to stay with AultCare. We – it is a significant savings to the City over the other bids. Although the employees do have the right to use Mercy Medical with no additional out of pocket to them if they so elect to do it. And they were given I believe a second mailing or a second thing in their – and that information will be in the Finance Department should they need to do that. And that's it Mr. President.

Mr. Revoldt: Is there any other discussion? Seeing none then a motion to adopt the third reading of Ordinance 93-10.

Mr. Davies moved and Mr. DeOrio seconded to **adopt the third reading** of Ordinance No. 93-10. All members present voting:
 Yes: Foltz, Peters, Revoldt, Snyder, Davies, DeOrio.
 No: 0
 Abstain: Kiesling.

Appointment – V. Margaret Loretto to the Position of Interim Director of Finance:

4. Mr. Revoldt: Item 4, I'd like to have a motion to appoint V. Margaret Loretto to the position of Interim Finance Director.

Mr. Foltz moved and Mr. DeOrio seconded to **appoint V. Margaret Loretto to the position of Interim Director of Finance**. All members present voting:
 Yes: Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.
 No: 0

5. Mr. Revoldt: Very good. Before we – before we take additional action I would call Council's attention to page 2 of the new Agreement, Item 6 on page 2, it's an indemnification. The language has been crafted by the Law Department and the record should show that it was approved by Ms. Loretto. Are there any questions regarding that language? Okay. Now, may I have a motion to suspend the rules of council requiring a committee report for Ordinance No. 96-10?

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules of council requiring a committee report** for Ordinance No. 96-10. All members present voting:
 Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling.
 No: 0

Mr. Revoldt: Item 5, a motion to read by title only, first reading of Ordinance No. 96-10.

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Mr. DeOrio moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 96-10. All members present voting:
 Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling, Peters,
 No: 0

Mr. Revoldt: Mr. Law Director.

Ordinance No. 96-10 – 1st Reading - Personnel & Safety Committee

An ordinance authorizing the Mayor of the City of North Canton to enter into a professional services agreement by and between the City of North Canton and V. Margaret Loretto to provide services to the City of North Canton as Interim Director of Finance and declaring the same to be an emergency.

Mr. Revoldt: Mr. Peters.

Mr. Peters: I don't think there's any more to say here. I motion to approve.
 Mr. DeOrio: Second.

Mr. Peters moved and Mr. DeOrio seconded to **adopt the first reading** of Ordinance No. 96-10. All members present voting:
 Yes: Snyder, Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt.
 No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 96-10.

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 96-10. All members present voting:
 Yes: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder.
 No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 96-10.

Mr. DeOrio: Mr. President, before you accept a motion on that Mr. Davies had a point of order.

Mr. Revoldt: Yes.

Mr. Davies: In compensation it says that, "Ms. Loretto will be paid the amount of \$1,400 biweekly. She would be paid \$1,400 per weekly or 2,800 biweekly. The way this states it would be 1,400 every two weeks.

Mr. Nilges: I don't know what the – is that what you agreed on weekly?

Mr. Revoldt: Mr. Snyder.

Mr. Snyder: Yes, the Agreement is a weekly payable biweekly.
 Mr. Davies: Right.

Mr. Snyder: I believe it's paid every – we pay every two weeks do we not?

Mr. Davies: I mean I understand what it is but ...

Mr. DeOrio: It doesn't read that way.

Mr. Davies: It doesn't read that way.

Mr. Revoldt: Okay, it doesn't read that way. Alright, let's do this then we're going to send – we're going to go ahead and adopt the ordinance and we will...

Mr. Nilges: Yeah and just – the ordinance only authorizes entering into a contract.

Mr. Revoldt: Okay,

Mr. Nilges: And just so it's clear, I was in trial last week so when I saw it tonight was the first time ...

Mr. Revoldt: Alright.

Mr. Nilges: and I didn't really know what the terms were.

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Mr. Revoldt: Alright. Here is what we are going to do then. As Mr. Davies – the record shall reflect that in the Agreement Section B. Compensation, will be amended to read \$1,400 per week payable biweekly. And that document Mrs. Loretto will be executed before we leave this evening. Is that agreeable with you Mrs. Loretto?

Mrs. Loretto (speaking from the audience): Yes.

Mr. Revoldt: Very good. Okay. Alright, so we've – can I now have a motion and a second to adopt the...

Mr. DeOrio: So moved.

Mr. Davies: Second.

Mr. Revoldt: under suspension. It's been moved and seconded.

Mr. DeOrio moved and Mr. Davies seconded to **adopt under suspension of the rules** Ordinance No. 96-10. All members present voting:

Yes: DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.

No: 0

Adjourn:

6. Mr. Revoldt: That concludes our business this evening. May I have a motion to adjourn?

Mr. Davies moved and Mr. DeOrio seconded to adjourn the special council meeting. All members present voting:

Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

The special council meeting adjourned at 7:27 p.m.


PRESIDENT OF COUNCIL

ATTEST:


CLERK OF COUNCIL

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