



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 MEETING

Committee of the Whole Meeting Agenda Monday, November 21, 2011 – 7:00 p.m.

North Canton City Council will meet as a Committee of the Whole **Monday, November 21, 2011 at 7:00 p.m.** in the Council Chamber at North Canton City Hall.

Items will be discussed as time allows; not necessarily in the order indicated.

1. Ordinance, Rules & Claims Committee

Chairman: Mark Cerreta
Vice Chairman: Doug Foltz
Member: Marcia Kiesling

- a. Expiration of Permits to Sell Alcoholic Beverages
Mark Cerreta

2. Personnel & Safety Committee

Chairman: Daniel Peters
Vice Chairman: Jon Snyder
Member: Mark Cerreta

- a. Amendment to Ordinance No. 13-11 – Exempt Ordinance
Daniel Peters

3. Finance & Property Committee

Chairman: Jon Snyder
Vice Chairman: Jeff Davies
Member: Pat DeOrio

- a. EMS Replacement Levy
Jon Snyder
- b. Fire Replacement Levy
Jon Snyder

- c. Supplemental Appropriation re State Building Permit Fees
Jon Snyder
- d. Supplemental Appropriation re EMS Operating Fund
Jon Snyder
- e. Financial Statement – October, 2011
Jon Snyder

Gail M. Kalpac
Clerk of Council

11/17/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
Police Chief, Fire/EMS Chief
Press



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November 14, 2011

To: Mark Cerreta, Chairman
Ordinance, Rules & Claims Committee

From: Gail M. Kalpac
Clerk of Council

A handwritten signature in cursive script, appearing to read "Gail", is written over the printed name "Gail M. Kalpac".

Re: Expiration of Permits to Sell Alcoholic Beverages

Attached please find a copy of the "Notice to Legislative Authorities" re the above mentioned item.

Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a permit and to request a hearing. Said objection must be postmarked by January 3, 2012 and must be done by a Resolution of Council.

As you know, Fred Albrecht Grocery Company dba Acme, Battershell Brothers LLC, Discount Drug Mart, El Rincon Mexican Restaurant, Erik's Grocery Bag, Fieldcrest of North Canton, The Fairways fka Arrowhead, Fieldcrest, Giant Eagle, Grinders & Such, Main Street Grille, Maple Street Commerce, LLC, Marc Glassman Inc. dba Marcs, Scheetz Convenience Store, Sodekho Management, Inc. dba Walsh and the restaurant at Washington Square currently hold permits within the corporate limits of the City of North Canton.

If Council has no objections to these permit renewals, minutes indicating that there are no objections are all that is necessary.

Attachment

c: Council



**Department
of Commerce**

Division of Liquor Control

John R. Kasich, Governor
David Goodman, Director

**NOTICE TO LEGISLATIVE AUTHORITIES
Re: Permit Renewal Objections**

76-187

NOVEMBER 09, 2011

CLERK OF NORTH CANTON CITY COUNCIL
145 N MAIN ST
NORTH CANTON OHIO 44720

Dear Clerk of Legislative Authority:

The purpose of this letter is to notify you that all permits to sell alcoholic beverages in your political subdivision will expire on **February 1, 2012**. In order to maintain permit privileges, every permit holder must file a renewal application.

Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a permit and to request a hearing. The hearing may be held in the county seat of the county in which the permit premises is located if that request is made in writing. This will be your only opportunity to object to the renewal of a liquor permit premises which might be a problem in your community.

In order to register a valid objection with this Division and obtain a hearing, the legislative authority must pass a resolution which specifies the reason for objecting. The reasons for the objection must be based upon the grounds set forth in Ohio Revised Code Section 4303.292(A). The Chief Legal Officer of your political subdivision must also submit a statement with the resolution that, in the Chief Legal Officer's opinion, the objection is based upon substantial legal grounds within the meaning and intent of Ohio Revised Code Section 4303.292(A). **The resolution and Chief Legal Officer's statement must be addressed to the Division of Liquor Control, Attn: Legal Section, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005 and postmarked no later than January 3, 2012.**

For your convenience, you may access our brochure entitled "How to Object to the Issuance or Renewal of a Liquor Permit" from our website at www.com.ohio.gov/liqr which explains the process in more detail.

You may wish to contact the law enforcement agency for your jurisdiction to determine if it has any information which will aid in your decision whether or not to object and request a hearing. If you wish to obtain a list of permit holders in your jurisdiction, you may now access this list from our website at www.com.ohio.gov/liqr, and under "Online Services" click on "Search Lists of Liquor Permits / Agencies / Brands" and then click on "Permit Holder Information (types and status)". You will then enter the search criteria your county / city/township to bring up the issued permits in your jurisdiction. If you do not have access to the internet, this list can be provided by this Division upon written request.

If you have any questions, please contact the Legal Section at (614)644-2489.

Very truly yours,

Bruce D. Stevenson, Superintendent

RECEIVED

NOV 14 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

Licensing Renewal Section
6606 Tussing Road
PO Box 4005
Reynoldsburg, OH 43068-9005 U.S.A.

614 | 644 3162
Fax 614 | 644 6968
TTY/TDD 800 | 750 0750
www.com.ohio.gov/liqr

An Equal Opportunity Employer and Service Provider

HOW TO...

Object to the Issuance or Renewal of a Liquor Permit



www.ohio.gov/liqr

HOW TO OBJECT TO THE ISSUANCE OR RENEWAL OF A LIQUOR PERMIT

Objections may be made to the issuance of a new permit, renewal of a permit, or transfer of ownership and/or location of an existing permit.

Who is Notified When an Application is Filed for a New Permit, or Transfer of Ownership and/or Location of an Existing Permit?

Before granting a permit to an applicant, the Division of Liquor Control notifies:

- The chief peace officer of the locality affected;
- The legislative authority of that area (city council if within a municipal corporation, or township trustees and county commissioners);
- Public institutions (schools, churches, libraries, public playgrounds and township parks) within 500 feet of the proposed permit premises.

The legislative authority and public institutions then have 30 days after receipt of the notice to request a hearing. Only the legislative authority may request an extension beyond 30 days.

Who is Notified for Permit Renewals?

Although not required by law, the Division of Liquor Control informs legislative authorities that they may object to annual permit renewals. In order to do so, they must take the following action:

- Adopt a resolution stating the reason for objecting and forward a copy to the Division no later than 30 days before the expiration date of the permit;

- Provide a statement to accompany their resolution from the chief legal officer that they have reviewed the resolution, and in their opinion, it is based on substantial legal grounds.

Public institutions within 500 feet of a permit premises have the right to object to a new permit or transfer of ownership and/or location, but not to the renewal of a permit.

How Can Citizens, Police or Institutions Object to Permits and their Renewals?

Objections should be made to their legislative authority, since governments have an obligation to consider the concerns of their constituents. Requests for a hearing should be sent to:

Ohio Department of Commerce
Division of Liquor Control
Licensing Office
6606 Tussing Rd. P.O. Box 4005
Reynoldsburg, Ohio 43068-9005

Where Will the Hearing Be Held?

Hearings are held in Reynoldsburg unless the objecting party requests that the hearing be held in the county seat of the proposed permit business location.

Who Conducts the Hearing and Decides Whether the Permit is Granted or Denied?

A Division attorney serves as the hearing officer and conducts the hearing and forwards a report with recommendation to the Division's superintendent. The superintendent makes the final decision to sustain or overrule the objection based on points of law. The permit holder/applicant or legislative authority has 30 days from the mailing of the decision to appeal to the Ohio Liquor Control Commission. Public institutions have no legal right to appeal the Division's decision.

Who Must Attend the Hearing?

The objector must appear for his/her objection to be considered. The permit holder/applicant may attend and/or have an attorney represent them. The hearing is public and citizens may attend, but may not present evidence or provide testimony unless designated to do so by the objector or permit holder/applicant.

What Type of Evidence Should Be Submitted at the Hearing?

Evidence must be pertinent to the advisability of granting or renewing the permit. Speculative testimony not supported by sufficient evidence is of little use because Ohio courts have ruled such testimony is insufficient reason not to allow a business to operate.

Although the safety and welfare of Ohio citizens is first priority, the Division is guided by statutes, rules and legal cases in determining whether to overrule or sustain an objection. Evidence presented, therefore, should establish that one or more of the following conditions exist, or would exist if the permit is issued:

■ Conviction for a crime relating to their ability to operate a liquor establishment of the applicant, any partner, member, officer, director, manager or shareholder owning five percent or more of the capital stock;

■ An applicant's alcohol or drug addiction;

■ An applicant's unfavorable enforcement record and/or operation in disregard for laws, regulations or local ordinances;

■ An applicant's misrepresentation of a material fact when applying for the permit;

■ Inability of law enforcement officers or authorized agents of the division to gain ready entrance to the premises;

■ The location of the establishment substantially and adversely interfering with the public decency, sobriety, peace, or good order of the neighborhood, or the normal, orderly conduct of a public institution;

■ Saturation in the neighborhood such that the permit applied for would be detrimental to and substantially interfere with the morals, safety or welfare of the public. Saturation means "too many." However, the same number of establishments resulting in saturation in a residential area may not result in saturation in a commercial area.

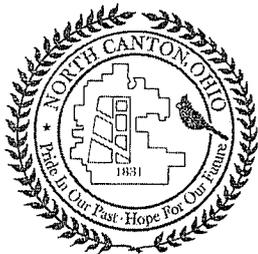
Because each case is unique, presentation of such evidence may result in the denial of a permit, but does not guarantee it. Additionally, a general objection based on location of an institution, moral beliefs, institutional policy, adequate number of permit premises currently in the neighborhood, inadvisability, or economic and social consequences of drinking do not constitute reasonable bases to reject a permit.

**Ohio Department of Commerce
Division of Liquor Control**

**John R. Kasich, Governor
David Goodman, Director**

*An Equal Opportunity Employer
& ADA Service Provider*

Revised 1/11



145 North Main St. · North Canton, OH 44720
Phone: 330-499-8223 Fax: 330-305-0603

CITY OF NORTH CANTON
Michael J. Grimes
Director of Administration

Legislation Request

To: Jon Snyder, Council President
Date: November 15, 2011
Subject: Amend Exempt Ordinance 13-11 – Positions/Titles

EMERGENCY REQUESTED YES NO

I am requesting consideration that city exempt ordinance #13-11, Section 20 be amended to retitle some positions to better reflect the actual duties that the employee is or will be performing. I am also making the request at this time so our 2012 appropriations will be better reflected in the proper budget line items.

1). I am requesting that the position titled Director of Economic Development and the position title Superintendent of Permits and Inspection be combined in to the single title of Director of Permits and Development. This would reflect the current assignment and duties performed by Mr. Eric Bowles for the past several months as a trial experiment. I believe he has demonstrated that these position titles and duties can be successfully combined.

2). I am requesting that the titled position of Director of Administrative Services be established. Administration recently hired Mr. William Bartos Esq. in the title of Superintendent of Permits & Inspection. This title will no longer be available if the previous request is granted and his duties will be better reflected in this new title.

Respectfully Submitted,

Michael J. Grimes

c: Director of Finance

RECEIVED

NOV 17 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance amending Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, as amended, specifically Section 20. COMPENSATION to establish the classification and rate of compensation for the positions of Director of Administrative Services, Director of Permits and Development, and Administrative Assistant/Payroll Clerk, 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 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, SPECIFICALLY Section 7.4 SICK LEAVE REGULATIONS, be, and the same is hereby amended to read as follows:

“GENERAL PERSONNEL REGULATIONS

1. These Personnel Regulations shall apply to all exempt City employees and those non-exempt unclassified personnel who are not subject to a collective bargaining agreement.
2. Full-time exempt and non-exempt personnel shall work the necessary hours to properly discharge all duties involved in their respective positions, subject to the direction and discretion of the appointing authority. Part-time personnel shall work hours as scheduled.
3. All exempt and non-exempt unclassified personnel who are not subject to a collective bargaining agreement are employed “at-will”. “Unclassified personnel” means those persons identified as being in the unclassified service by R.C. 124.11(A) and the Rules and Regulations of the Civil Service Commission of the City of North Canton, Ohio.
4. “Full-time” personnel means personnel other than non-exempt Fire, E.M.S. or Seasonal personnel who are regularly scheduled to work at least thirty seven and one half (37.5) hours per week.
5. “Part-time” personnel means personnel other than non-exempt Fire and E.M.S. personnel who are regularly scheduled to work less than thirty seven and one half (37.5) hours per week and non-exempt Fire and cross-trained E.M.S. personnel who are regularly scheduled to work less than fifty-three (53) hours in a seven (7) day tour of duty in an individual job classification.
6. “Seasonal” personnel means persons hired by the City with the expectation that such persons’ employment would last no longer than nine (9) months of any calendar year.

Section 2. **ANNUAL UNIFORM ALLOWANCE**

An annual uniform allowance of one thousand (\$1,000.00) dollars shall be paid for the positions of Chief of Police and Chief of Fire and Emergency Medical Services. An annual uniform allowance shall also be paid for the following positions, in the following amounts:

Radio Dispatcher C

First year: \$200.00 paid at time of employment. Each year thereafter, \$200.00 to be paid January 20th.

Special Patrolman

First year: \$300.00 paid at time of employment. Each year thereafter, \$300.00 to be paid January 20th.

Auxiliary Patrolman

First year: \$150.00 paid at time of employment. Each year thereafter, \$150.00 to be paid January 20th.

Section 3. **EDUCATION BENEFITS**

1. The City will provide reimbursement to full-time City employees for tuition, registration and laboratory fees upon successful completion of college, university or other educational courses which are considered applicable and beneficial to the City in the performance of the employee's assigned duties and employment with the City as determined by the responsible departmental authority.
2. This ordinance shall not affect any instruction or training required by State Law.
3. Reimbursement for expenses permitted is contingent upon appropriation of funds.
4. Prior authorization must be given in writing by the responsible departmental authority to qualify for reimbursement. Upon successful completion of education courses so authorized, the departmental authority will authorize the reimbursement to the employee and it shall be paid by appropriated funds. Prior authorization by the departmental authority shall be conclusive that authorized educational courses are applicable and beneficial to the City in the performance of the employee's assigned duties and employment with the City.
5. Under no circumstances will the employee be permitted to take education courses during the normal working hours.

Section 4. **LONGEVITY PAY PLAN**

1. That there shall be a longevity pay plan for full-time employees of the City of North Canton. Annual longevity payments of \$70.00 per year of service shall be made during the first half of the month of December to all permanent, full-time employees who shall have completed at least five (5) years of continuous service and who shall be in the employ of the City as of November 30th of the year in which the longevity payment is made. Determination of longevity pay shall be from December 1st to November 30th.
2. Full-time employees of the City of North Canton, hired after August 1, 2006, shall not receive longevity pay.

Section 5. **HOLIDAY ALLOWANCES**

1. The following paid holidays will be observed by all full-time employees of the City of North Canton and City Offices will be closed on:

New Year's Day	Labor Day
Martin Luther King Day	Thanksgiving Day
President's Day	Friday after Thanksgiving Day
Good Friday	Day before or day after Christmas
Memorial Day	Christmas Day
July 4 th	

2. Holidays listed in Subsection 1. of the within Section which may fall on Saturday, which is normally not a working day, shall be observed on the preceding Friday.

3. Holidays listed in Subsection 1. of the within Section which may fall on Sunday, which is normally not a working day, shall be observed on the following Monday.

4. Holidays listed in Subsection 1. of the within Section shall be considered as a day worked for accrual of fringe benefits.

5. On or before the first day of November of each year in respect to the holiday of the day prior or the day after Christmas, the Mayor shall, by administrative order, establish which of the days shall be the paid holiday. If the Mayor fails to make such designation by November 1st, the holiday shall be deemed the day prior to Christmas.

Section 6. **PERSONAL DAY ALLOWANCES**

1. Full-time employees shall receive sixteen (16) hours personal time per year off work with compensation; such personal time to be designated by the employee with the approval of the proper departmental authority. (Can be taken in one (1) hour increments.)

2. An employee hired prior to July 1st will receive two personal days that year. An employee hired after July 1st and prior to September 1st will receive one personal day that year and an employee hired after September 1st will receive none for that year.

3. Full-time employees shall receive, in addition, a maximum of three personal days provided they have accrued a minimum of four hundred (400) hours sick leave with the City. Said three personal days to be charged to sick leave. Personal days may be taken in four (4) hour increments provided however that four (4) hours are worked that day.

Section 7. **SICK LEAVE REGULATIONS**

1. Sick leave shall be defined as an absence with pay necessitated by: 1) illness or injury to the employee; 2) exposure by the employee to a contagious disease communicable to other employees; and/or 3) illness, injury or death in the employee's immediate family.

2. Allowance for sick leave for full-time employees of the City of North Canton shall accrue at the rate of 4.615 hours for every 80 hours paid not to exceed 120 hours per year and may accumulate such sick leave to an unlimited amount.

3. Sick leave allowance cannot be converted to vacation leave or used to provide wage extension pay or severance pay upon termination of employment for any reason other than retirement.

4. Upon retirement, a full-time employee of the City of North Canton hired on or before August 1, 2006, shall: (a) be paid for fifty (50%) percent of all sick time accumulated on or before the pay date that ends August 6, 2011, as certified by the Director of Finance, that is not subsequently used; and, (b) shall receive an additional amount equal to twenty-five percent (25%) of all unused sick time accumulated after the pay period ending August 6, 2011, as certified by the Director of Finance, up to a maximum of two hundred forty (240) hours.

5. Upon retirement, an employee hired after August 1, 2006 shall be paid for twenty-five percent (25%) of accumulated unused sick time up to a maximum of two hundred forty (240) hours.

6. Sick leave shall not be used where injury is service connected, but shall be covered by disability pay: DISABILITY PAY Section of this ordinance.

7. Any sick leave day(s) shall be considered as a day(s) worked for accrual of fringe benefits.

8. Sick leave may be taken in one-quarter hour increments.

9. Sick leave shall be effective on the first day of the month following the employee's date of hire.

Section 8: PUBLIC ACCOUNTABILITY SALARY DEDUCTION

To the extent permitted by law, exempt employees who are entitled to accrue personal leave and sick leave will have their salary reduced for absences of less than full work days when accrued leave is not used by an employee because: (1) permission for its use has not been sought or has been sought and denied; (2) accrued leave has been exhausted; or (3) the employee chooses to use leave without pay.

Section 9. RETIREMENT PROVISIONS

1. For the purpose of administering Section 7. of the within ordinance, retirement is defined as eligible retirement as determined by the Public Employees' Retirement System of Ohio and the Police and Firemen's Disability and Pension Fund.

2. Disability Retirement is defined as recognition of eligible disability retirement from the Public Employees' Retirement System and the Police and Firemen's Disability and Pension Fund.

Section 10. **VACATION REGULATIONS**

1. For the sole purpose of the application of this Section 10., full-time employees who were employed by the City of North Canton in a calendar year prior to January 1, 2003 shall be deemed to have a service date of January 1 of that year in that year in which their employment commenced.
2. Full-time exempt personnel may be granted a paid vacation allowance during the first year of employment up to a maximum of two calendar weeks at the discretion of the appointing authority.
 - A. The amount of vacation allowance granted shall be on a pro-rata basis, with one (1) day of vacation granted for each full month remaining in that calendar year to a maximum of ten (10) vacation days.
 - B. Full-time exempt employees having been employed less than one year on January 1st shall be granted a paid vacation allowance of up to two (2) calendar weeks in that calendar year of employment. Any past granting of vacation that complies with this provision is hereby ratified and approved.
3. Full-time employees having been employed one through four years by January 1st shall be granted a paid vacation allowance of two calendar weeks in that calendar year of employment.
4. Full-time employees having been employed five through nine years by January 1st shall be granted a paid vacation allowance of three calendar weeks in that calendar year.
5. Paid vacation allowances for those who have been employed ten through fourteen years by January 1st shall be granted four calendar weeks and fifteen through nineteen years by January 1st shall be granted five calendar weeks; twenty years or more shall be granted six calendar weeks.
6. All vacation allowances shall be granted at a time approved by the department head and with concurrence of the Director of Administration or the Director of Finance for the Finance Department or the President of Council or Clerk of Council for the Council Office.

A vacation schedule based on the seniority standing of employees will be made up by the department head each year with vacation periods so staggered that the employee's absence will not seriously jeopardize the departmental work schedule for the year.
7. An extra day of paid vacation allowance will be permitted for all paid holidays falling within a selected vacation period.
8. When the normal work week is forty hours, the paid vacation allowance will be based thereon.
9. Three weeks of paid vacation allowance may be carried over to the next calendar year. The three weeks shall be the maximum amount which may be carried over regardless of the year to which the allowance is attributable.

10. Any employee who shall resign, retire or be laid off shall be entitled to be paid for vacation allowance earned in the previous year and eligible to be taken in the current year plus vacation earned in the current year at the pro-rata amount of one-twelfth (1/12) for each full month worked subsequent to January 1st.

11. Vacation shall be used in increments of one week or more except that vacations may be used in lesser increments when authorized by the proper departmental authority; however, vacation may not be taken in lesser increments than four hours.

Section 11. **MILITARY LEAVE**

Military leave shall be granted in accordance with all federal and state laws, and specifically O.R.C. 5923.05.

Section 12. **DISABILITY PAY**

Any full time employee of the City of North Canton injured in the line of duty, whose claim is allowed by the Bureau of Workmen's Compensation, shall receive from the City the difference between the amount allowed by the Bureau of Workmen's Compensation and his or her regular pay. There shall be a twelve month limit on the amount the City shall pay.

Section 13. **FUNERAL LEAVE**

1. Three days excused absence with pay upon the death of the employee's mother, father, sister, brother, wife, husband, son, daughter, grandparent, mother-in-law, father-in-law, sister-in-law, brother-in-law, daughter-in-law, son-in-law, stepmother, stepfather, stepchildren, grandchild and grandparent-in-law.

2. With permission of the department head and the concurrence of the Director of Administration or the Director of Finance for the Finance Department or the President of Council or Clerk of Council for the Council Office, the employee may be allowed one day for a funeral other than that of a relative. This time off shall not be charged against sick leave or vacation allowance but shall be leave with pay.

Section 14. **HOSPITALIZATION, MEDICAL INSURANCE, DENTAL, OPTICAL & PRESCRIPTION DRUG PROGRAMS**

Full time personnel, and those part-time personnel designated by Council, shall be eligible for medical benefits in accordance with the City's group health benefits plan, according to the terms of such plan, as amended from time to time.

Section 15. **LIFE INSURANCE**

Full time personnel, and those part-time personnel designated by Council, shall be eligible for life insurance in accordance with the City's life insurance plan, according to the terms of such plan, as amended from time to time.

Section 16. **JURY DUTY LEAVE**

1. Any employee who is called for jury duty, either Federal, County or Municipal, shall be paid his or her regular salary, less any compensation received for jury duty, as provided for in the OHIO REVISED CODE when said jury duty conflicts with her or his work schedule.
2. It is understood that Paid Jury Duty Leave will not exceed eighty hours per year without approval of City Council. It will be the employee's responsibility to present to the City the necessary documents, including pay vouchers/check from the Clerk of Courts.

Section 17. **MATERNITY LEAVE**

This policy shall apply only to those employees not eligible for maternity leave pursuant to Family Medical Leave Act of 1993 ("FMLA"). Employees eligible for FMLA maternity leave shall receive leave pursuant to that Act in the manner described in the City of North Canton Personnel Handbook. Maternity Leave shall include pregnancy, childbirth and related medical conditions.

Upon written request to the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable, a pregnant employee may be granted a leave of absence without pay, subject to the following rules.

- A. Length of Leave: Leaves of absence for maternity leave shall be limited to the period of time that the pregnant employee is unable to perform the substantial, material duties of the employee's position. This period may include reasonable pre-delivery, delivery and recovery time, as certified in writing by a physician, not to exceed one hundred and eighty days. Such leave shall not include time being requested for the purposes of child care following the recovery of the employee.
- B. Physician Certificate: A pregnant employee requesting a leave of absence without pay must present, at the time the request is made, a physician's certificate stating the probable period for which the employee will not be able to perform substantial, material duties of the employee's position due to pregnancy, childbirth or related medical conditions.
- C. Sick Leave Usage: Upon request to the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable, and in accordance with the rules of the City of North Canton with regard to sick leave, a pregnant employee shall be permitted to use any or all of the employee's accumulated sick leave credit only for the period of time as certified by the physician's certificate that the employee isn't able to work as a result of pregnancy, childbirth or related medical conditions. An employee using sick leave credit shall not be prevented from receiving a leave of absence for maternity leave purposes without pay for the remainder of the period.

D. Service Credit: Authorized leaves of absence under this rule for maternity leave without pay will count as service credit for all purposes related to seniority, provided the employee has properly returned to service and is not serving a probationary period. Employees that do not return to service from a personal leave of absence for maternity leave shall not receive service credit for the time spent on such leave.

E. Employee Benefits: Hospitalization and life insurance benefits will remain in effect as long as the employee is on maternity leave as provided for herein.

F. Return to Service: Upon completion of a leave of absence for maternity leave purposes, without pay, the employee shall be returned to the same or similar position within the employee's former classification.

G. Failure to Return: An employee who fails to return to duty upon completion or valid cancellation of leave of absence without pay and without explanation to the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable or their representatives, may be removed from the service of the City. An employee who fails to return to service from a leave of absence without pay and is subsequently removed from the service is deemed to have a termination date corresponding to the starting date of the leave of absence without pay.

H. Abuse of Leave: If it is found that a leave is not actually being used for the purpose for which it was originally granted, the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable, may cancel the leave and direct the employee to report for work by giving written notice to the employee.

Section 18. **PENSION PICKUP**

1. Any employee of the City of North Canton who is a member of the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund shall have her or his compensation reduced by an amount equivalent to that employee's contribution to the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund; as the case may be, and that the amount of the employee's contribution to the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund; as the case may be, be paid by the City of North Canton on behalf of the employee; and that the amount of the contribution so paid on behalf of the employee by the employer be added to the salary or wage of the employee in the calculation of pensions and other benefits and is subject to the City of North Canton income tax. The employee is not given the option of choosing to receive said amount directly instead of having them paid directly to the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund.

2. In respect to the employee's contribution to the Public Employees Retirement System of Ohio, that contribution shall be the employee's contribution to the employee's savings fund defined at Section 145.47 of the OHIO REVISED CODE.

Section 19. **LEAVE OF ABSENCE**

Leave of Absence without pay may be granted upon written request and approval of the department head. Attendance at job related conferences, meetings, seminars, etc., which result in absence from work, require prior written request and approval from the responsible departmental authority.

Section 20. **COMPENSATION**

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

Position	Bi-Weekly Compensation
Director of Administration	\$3,510.86
Director of Administrative Services	\$2,599.32
Director of Finance	\$3,463.99
City Engineer	\$3,463.99
Chief of Police	\$3,210.72
Chief of Fire & EMS	\$3,210.72
Supt., Permits & Inspection	\$2,599.32
Director of Permits & Development	\$2,599.32
Supt., Utilities & Services	\$2,599.32
Supt., Streets & Parks	\$2,599.32
Chief Operator- DWP	\$2,599.32
Supt., Recreation, Buildings & Grounds	\$2,599.32
Director of Economic Development	\$2,599.32
Operations Managers: Recreation, Buildings & Grounds Streets & Parks Water & Sanitary Sewer Drinking Water Plant	\$ 2,465.68
Clerk of Council/Law Dept.	\$ 2,146.82
Deputy Director of Finance	\$1,962.01
Administrative Assistant/Payroll Clerk	\$1,730.00
Administrative Assistant	\$1,730.00"

2. Part-time Schedule of Compensation: Part-time personnel shall be paid an amount equal to the amount set forth in the following schedule:

<u>Public Safety – FIRE / EMS</u>	
Assistant Fire Chief	\$ 14.96
Fire Captain	\$ 14.60
Fire Captain / EMT – Paramedic	\$ 14.60
Fire Captain / EMT – Basic	\$ 14.60
EMT – Paramedic	\$ 14.60
Firefighter / EMT – Paramedic	\$ 14.60
Firefighter / EMT – Basic	\$ 14.13
Firefighter	\$ 14.13
EMT – Basic	\$ 14.13
EMT Personnel on Standby	\$ 2.21
Manned at Station:	
Firefighter / EMT - Paramedic/Basic	\$ 12.00
EMT 's manned at station will not receive Standby Wages.	
<u>Public Safety – Police</u>	
Dispatcher C	\$ 12.21
School Crossing Guard	\$ 11.77
Auxiliary Police	\$ 11.04
Special Patrolman	\$ 14.96
<u>Financial & Clerical</u>	
Fiscal/Clerical Specialist	\$ 11.88
<u>Department of Engineering</u>	
Engineering Clerk	\$ 10.12
Special Project Inspector	\$ 16.82
<u>Building & Permits</u>	
Building Inspector	\$ 24.08
<u>Municipal Swimming Pool</u>	
Pool Director*	\$5,928.25
Assistant Pool Director*	\$4,398.67
Concession Stand Mgr.*	\$4,610.85
Pool Personnel	\$ 7.40
Lifeguard I	\$ 7.65
Lifeguard II	\$ 7.94
Lifeguard/Instructor I	\$ 8.53
Lifeguard/Instructor II	\$ 8.83
Head Lifeguard I	\$ 9.11
Head Lifeguard II	\$ 9.41
Pool Maintenance	\$ 7.40
*Paid for Season	

<u>General Government</u>	
Summer I	\$ 7.40
Summer II	\$ 7.94
Intern	\$ 9.27
Skilled Worker	\$ 14.50
Hours per Skilled Worker will be limited to a maximum of 1200 per year	
<u>Recreation</u>	
Class "A" Instructor	\$ 11.00
Senior Program Director**	\$ 203.50
**Paid bi-weekly	
In the event the Senior Program Director works less than 20 hours in a bi-weekly pay period, the actual hours worked will be paid at his/her applicable hourly rate.	
There is hereby established an overtime rate of time and one-half after a scheduled eight (8) hours or working a holiday for part-time police officer and part-time radio dispatchers.	

Section 21. **DRUG TESTING POLICY**

1. Drug screening or testing shall be conducted upon reasonable suspicion. This testing shall be solely for administration purposes and the results obtained shall not be used in any criminal proceeding. Under no circumstances may the results of the drug screening or testing be released to a third party for the use in a criminal prosecution against the affected employee. The following procedures shall not preclude the employer from other administrative action.
2. Drug testing shall also be authorized when an employee is involved in an on-duty motor vehicle accident which results in bodily injuries to any vehicle occupants or the employee, or when the employee has discharged a weapon while on duty.
3. All drug screening tests shall be conducted by medical laboratories licensed by the State of Ohio and accredited by the College of American Pathologists or other mutually agreed upon entity. The procedures utilized by the testing lab shall correspond to accepted medical practice. Any positive result shall be confirmed by a mass spectrophotometry procedure (GS-MS), or any approved subsequent state-of-the-art confirmatory test.
4. Drug screening tests shall be given to employees to detect the illegal use of controlled substances as defined in Section 3719 of the Ohio Revised Code. If the initial screening is positive, the employee's sample shall be subjected to a confirmatory test that shall be administered by a medical laboratory licensed by the State of Ohio and accredited by the College of American Pathologists or other mutually agreed upon entity. The employee may have a second confirmatory test of the split sample done at a lab of his choosing, at this expense. This test shall be given the same evidentiary weight as the previous test, provided a neutral chain of custody remains unbroken.

A.. If all the screening and confirmatory tests are positive, then the employee involved may be required to enter into rehabilitation referral. The City shall maintain the right to discipline the employee in addition to mandating rehabilitation.

B. Prior to any notification by the Employer for drug screening or testing, an employee may elect to participate in a rehabilitation or detoxification program, as determined by appropriate medical personnel. The cost of the program will be covered according to the provisions of the employee's health insurance plan.

C. An employee who participates in a rehabilitation or detoxification program shall be allowed to use sick leave, vacation leave, or personal days for the period of the rehabilitation. If no such leave credit is available, such employees shall be placed on leave of absence without pay for the period of the rehabilitation leave.

D. Upon completion of the program, and provided that a retest demonstrates that the employee is no longer illegally using a controlled substance, and/or subject to any disciplinary action that may be taken pursuant to this Article, the employee shall be returned to his position. Such employee may be subject to random retesting upon return to his position for a period of one (1) year from the date of his return.

E. Any employee in the above-mentioned rehabilitation program will not lose any seniority or benefits should it be necessary that he be required to take a medical leave of absence without pay for a period not to exceed ninety (90) days.

F. If an employee refused to undergo rehabilitation or detoxification pursuant to a lawful order, or he fails to complete a program of rehabilitation, or if he should test positive at any time within one (1) year after his return to work upon completion of the rehabilitation program, the employee shall be subject to disciplinary action.

G. Except as otherwise provided herein, the cost of all drug screening shall be borne by the City.

H. For the purpose of this Article "periodic" shall mean not more than three times per year, except that a drug test may be performed at any time upon "reasonable suspicion" of drug use. An employee may be tested more frequently during the one (1) year period after his return from a rehabilitation program.

5. For the purpose of implementing the provisions of this Article, each employee shall execute medical releases in order for the City to obtain the results of the drug screening provided for in this Article. The release referred to in this Section shall authorize only the release of examination results pertaining to the drug screening test. Such medical releases shall be provided by the employer."

Section 22. That Ordinance No. 13-11 and any and all legislation inconsistent herewith, be, and is hereby repealed.

Section 23. 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 23. 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 funding in the 2012 budget of these positions and to ensure the continued efficient operation of the City of North Canton; 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.

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DRAFT



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON, OHIO 44720-2587
www.northcantonohio.com

November 15, 2011

TO: Jon Snyder
President of Council

RE: EMS & Fire Levies

The EMS Levy (1.0 mill) and Fire Levy (.5 mill) are separate continuing levies that were voted on in 1982 and 1983, respectively. The amount of tax that we received from these levies is effectively based upon the tax valuation at the time they were originally voted. As both of these levies have never been replaced, we do not get the benefit of increased property tax values. The effective millage for these levies for residential properties has decreased to .41 for EMS and .23 for Fire. The City's General Fund continues to subsidizing the EMS Levy Fund and Fire Dept Operating Levy Fund.

We are currently waiting to receive the certification from the County Auditor office as to the amount of funds a replacement will generate, which was submitted to the November 15, 2011. In order to have the levy on the March primary, we will need to have the ballot language to the Board of Election by December 7th. I am requesting that Council pass this second piece of legislation to send the ballot language to the Board of Elections as an emergency in order to make sure we meet the Board of Elections deadline of December 7th.

Respectfully submitted,

Karen Alger
Director of Finance

C: Director of Law

RECEIVED

NOV 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

A resolution of submission of question of a replacement of a tax levy for the purpose of providing addition funds for the City's portion of ambulance service, emergency medical service or both, along with necessary appurtenances in the City of North Canton, Stark County, Ohio and declaring the same to be an emergency.

WHEREAS, the City of North Canton upon due investigation and consideration has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the City of North Canton, Stark County, Ohio, for a continuing period of time commencing with tax year 2013, will be sufficient to provide an adequate amount for the purpose of providing additional funds for the City's portion of ambulance service, emergency medical service or both, along with necessary appurtenances in the City of North Canton, Stark County, Ohio, and

WHEREAS, by reason of the facts above set forth, the Council has determined that it should, and hereby does declare itself to submit to the electors of the City of North Canton at the Primary Election to be held on March 6, 2012, the questions of replacing a tax of one (1.0) mill outside the ten (10) mill limitation for the purpose of providing ambulance service, emergency medical service or both, along with necessary appurtenances in the City of North Canton, Stark County, Ohio, for a continuing period of time commencing with tax year 2013, said replacement levy to be at a rate not to exceed one (1.0) mill for each one dollar of valuation which amounts to ten (10) cents for each one hundred dollars of valuation.

NOW, THEREFORE, BE IT RESOLVED that there shall be submitted to the electors of said subdivision at the Primary Election on March 6, 2012, the question of replacing a tax levy outside the ten (10) mill limitation in and for said subdivision in the amount of one (1.0) mill, for the purpose of providing additional funds for the City's portion of providing ambulance service, emergency medical service or both, along with necessary appurtenances in the City of North Canton, Stark County, Ohio; and that said additional one (1.0) mill shall be levied for a continuing period of time commencing with tax year 2013.

BE IT FURTHER RESOLVED that the submission of said proposal, the notice of election, the form of ballot, the certificate of the levy as voted outside the ten (10) mill limitation, and the levying of such additional millage shall be in accordance with the provisions of Section 5705.19, 5705.191 and 5705.25 and other related sections of the OHIO REVISED CODE, in accordance with the statutes in such cases made and provided; and

BE IT FURTHER RESOLVED that the form of the ballot case at such election shall be:

(A majority affirmative vote is necessary for passage)

"A replacement of a tax for the benefit of the City of North Canton, Stark County, Ohio, for the purpose of providing additional funds for the City's portion of providing ambulance service, emergency medical service or both, along with necessary appurtenances in the City of North Canton, Stark County, Ohio, at a rate not exceeding one (1.0) mill for each one dollar of valuation which amounts to ten (10) cents for each one hundred dollars of valuation, for a continuing period of time commencing with tax year 2013."

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

BE IT FURTHER RESOLVED THAT the Clerk of Council, be, and is hereby directed and authorized and directed to proceed forthwith with the certification hereof to the Board of Elections of Stark County Ohio, pursuant to the provisions of Section 5705.19, 5705.191 and 5705.25 and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution.

That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to submit the question on the ballot of the March primary election; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

DRAFT

A Resolution of submission of question of a replacement of a tax levy for the purpose of providing addition funds for the City's portion of fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines or fire alarm or the payment of permanent, part-time, or volunteer firemen or fire fighting companies to operate the same in the City of North Canton, Stark County, Ohio and declaring the same to be an emergency.

WHEREAS, the City of North Canton upon due investigation and consideration has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the City of North Canton, Stark County, Ohio, for a continuing period of time commencing with tax year 2013, will be sufficient to provide an adequate amount for the purpose of providing additional funds for the City's portion of fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines or fire alarm or the payment of permanent, part-time, or volunteer firemen or fire fighting companies to operate the same in the City of North Canton, Stark County, Ohio, and

WHEREAS, by reason of the facts above set forth, the Council has determined that it should, and hereby does declare itself to submit to the electors of the City of North Canton at the Primary Election to be held on March 6, 2012, the questions of replacing a tax of one-half (.5) mill outside the ten (10) mill limitation for the purpose of providing of fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines or fire alarm or the payment of permanent, part-time, or volunteer firemen or fire fighting companies to operate the same in the City of North Canton, Stark County, Ohio, for a continuing period of time commencing with tax year 2013, said replacement levy to be at a rate not to exceed one-half (.5) mill for each one dollar of valuation which amounts to ten (10) cents for each one hundred dollars of valuation.

NOW, THEREFORE, BE IT RESOLVED that there shall be submitted to the electors of said subdivision at the Primary Election on March 6, 2012, the question of replacing a tax levy outside the ten (10) mill limitation in and for said subdivision in the amount of one-half (.5) mill, for the purpose of providing additional funds for the City's portion of providing of fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines or fire alarm or the payment of permanent, part-time, or volunteer firemen or fire fighting companies to operate the same in the City of North Canton, Stark County, Ohio; and that said additional one-half (.5) mill shall be levied for a continuing period of time commencing with tax year 2013.

BE IT FURTHER RESOLVED that the submission of said proposal, the notice of election, the form of ballot, the certificate of the levy as voted outside the ten (10) mill limitation, and the levying of such additional millage shall be in accordance with the provisions of Section 5705.19, 5705.191 and 5705.25 and other related sections of the OHIO REVISED CODE, in accordance with the statutes in such cases made and provided; and

BE IT FURTHER RESOLVED that the form of the ballot case at such election shall be:

(A majority affirmative vote is necessary for passage)

"A replacement of a tax for the benefit of the City of North Canton, Stark County, Ohio, for the purpose of providing additional funds for the City's portion of providing of fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines or fire alarm or the payment of permanent, part-time, or volunteer firemen or fire fighting companies to operate the same in the City of North Canton, Stark County, Ohio, at a rate not exceeding one-half (.5) mill for each one dollar of valuation which amounts to ten (10) cents for each one

hundred dollars of valuation, for a continuing period of time commencing with tax year 2013.”

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

BE IT FURTHER RESOLVED THAT the Clerk of Council, be, and is hereby directed and authorized and directed to proceed forthwith with the certification hereof to the Board of Elections of Stark County Ohio, pursuant to the provisions of Section 5705.19, 5705.191 and 5705.25 and to proceed with all things necessary to be done in order to accomplish the purpose of this resolution.

That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to submit the question on the ballot of the March primary election, wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

DRAFT



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON, OHIO 44720-2587
www.northcantonohio.com

November 9, 2011

TO: Jon Snyder
President of Council

RE: Supplemental Appropriation Request

I am requesting that Council consider legislation appropriating funds for the Permit Fee Fund. Amounts were received and the State has been paid their permit fees as such a shortfall remains in the fund. Therefore, I am requesting a supplemental appropriation as follows:

- \$250 from the Unappropriated Resources of the Permit Fee Fund to A/C 871.627.5200 (State Building Permit) for the State Building Permit Fees.

I would request that this legislation be passed on an emergency basis in order to have the funding in place as soon as possible.

Respectfully submitted,

A handwritten signature in cursive script that reads "Karen Alger".

Karen Alger
Director of Finance

RECEIVED

NOV 09 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of Permit Fee Fund to the State Building Permit Fee Account in the amount of \$250.00 for the current expenses during the fiscal year 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. To provide for the current expenses and other expenditures of the City of North Canton, Ohio, during the fiscal year ending December 31, 2011, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated resources of the 871 Permit Fee Fund	\$250.00
---	----------

Appropriate To:

Permit Fee Fund 871 871.627.5200	State Building Permit Fees	\$250.00
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Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to issue warrants from appropriations established herein for the payment of vouchers duly approved by the proper departmental authority.

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

Section 4. That this ordinance is 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 payment to the required Residential and Commercial state fees; 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.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON, OHIO 44720-2587
www.northcantonohio.com

November 15, 2011

TO: Jon Snyder
President of Council

RE: Supplemental Appropriation Request

I am requesting that Council consider legislation appropriating funds in the amount of **\$25,000 for the EMS Operating Fund in the aggregate amount of \$25,000**. I am requesting a supplemental appropriation as follows:

\$25,000 from the Unappropriated Resources of the **EMS Operating Fund** to A/C

205.236.5101 = \$21,200 Salaries and Wages (Part Time)

205.236.5230 = \$3,500 Maintenance of Equipment

205.236.5301 = \$300 Operating Supplies - Oxygen

These appropriations are necessary to pay for a current bill for the repair of a truck and any further repairs needed through the end of the year. To cover the negative number in payroll In order to avoid negative payroll accounts within the Fire Department Fund, I would ask that this be passed on an emergency basis.

Respectfully submitted,

A handwritten signature in cursive script that reads "Karen S. Alger".

Karen S. Alger
Director of Finance

C: Director of Law
Director of Administration

RECEIVED

NOV 16 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of EMS Operating Fund to the State Building Permit Fee Account in the amount of \$25,000 for the current expenses during the fiscal year 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. To provide for the current expenses and other expenditures of the City of North Canton, Ohio, during the fiscal year ending December 31, 2011, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated resources of the 205 EMS Operating Fund	\$25,000
--	----------

Appropriate To:

EMS Operating Fund 205		
205.236.5101	Salaries & Wages (Part-Time)	\$21,200
205.236.5230	Maintenance of Equipment	\$ 3,500
205.236.5301	Operating Supplies – Oxygen	<u>\$ 300</u>
		\$25,000

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

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

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to avoid negative payroll accounts and make necessary repairs; 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.

	Beginning Year Balance	MTD Receipts	YTD Receipts	MTD Exp'd/Exp	YTD Exp'd/Exp	Unexpended Balance
101 GENERAL FUND	\$ 638,159.14	1,035,081.63	7,843,884.26	\$ 397,059.80	6,219,864.36	2,262,179.04
TOTAL GENERAL FUND	638,159.14	1,035,081.63	7,843,884.26	397,059.80	6,219,864.36	2,262,179.04
SPECIAL REVENUE FUNDS:						
203 INCOME TAX FUND	272,028.79	615,411.70	5,221,056.54	17,534.98	4,081,161.21	1,411,924.12
204 FIRE OPERATING FUND	165,237.98	0.00	393,638.31	148,245.98	620,615.77	<61,739.48>
205 EMS OPERATING FUND	155,133.59	41,537.19	1,112,779.03	196,531.92	1,280,514.83	<12,602.21>
206 COMPUTER TRUST FUND	22,112.66	636.00	2,620.00	325.03	7,788.02	16,944.64
207 EMPLOYMENT AND EDUCATION FUND	10,794.92	0.00	1,454.00	505.42	1,299.57	10,949.35
208 STREET CONST M & R FUND	346,921.20	66,174.86	744,491.61	41,035.52	827,934.61	263,478.20
209 STORM SEWER IMPROVE LEVY FUND	623,231.33	0.00	366,434.13	88,643.07	474,723.50	514,941.96
210 STREET IMPROVE LEVY FUND	626,035.56	0.00	360,322.68	15,762.14	374,469.64	611,888.60
211 MUNICIPAL ROAD FUND	7,252.46	0.00	150,636.00	0.00	150,636.00	7,252.46
212 GENERAL TRUST FUND	16,890.38	0.00	3,500.00	0.00	667.41	19,722.97
213 LAW ENFORCEMENT TRUST FUND	12,770.57	50.00	12,618.42	0.00	0.00	25,388.99
214 COMPENSATED ABSENCES FUND	608,436.75	0.00	175,000.00	3,947.39	366,104.62	417,332.13
215 CONTINUING PROF EDUCATION FUND	326.99	0.00	540.00	0.00	326.99	540.00
TOTAL SPECIAL REVENUE	2,867,173.18	723,809.75	8,545,090.72	512,531.45	8,186,242.17	3,226,021.73
CAPITAL PROJECT FUNDS:						
330 CAPITAL IMPROVEMENT FUND	1,636,233.06	36,613.82	3,649,970.80	127,565.62	1,966,603.83	3,319,600.03
331 PARK DEVELOPMENT FUND	144.43	0.00	0.00	0.00	0.00	144.43
332 ISSUE 2 IMPROVEMENT FUND	181,972.70	0.00	709,852.04	0.00	678,803.76	213,020.98
333 HOOVER DISTRICT IMP. FUND	12,981.80	0.00	0.00	6,782.81	34,560.70	<21,578.90>
TOTAL CAPITAL PROJECT FUNDS	1,831,331.99	36,613.82	4,359,822.84	134,348.43	2,679,968.29	3,511,186.54
ENTERPRISE FUNDS:						
650 WATER REVENUE FUND	1,990,736.45	589,682.54	6,608,680.05	226,289.53	5,614,124.90	2,985,291.60
651 WATER EXP, REPLACE & IMP FUND	861,588.63	11,992.32	1,270,123.12	102,275.65	968,820.12	1,162,891.63
652 SEWER REVENUE FUND	1,544,773.52	240,490.29	2,274,069.69	530,643.68	2,031,685.01	1,787,158.20
654 GARBAGE SERVICE FUND	234,738.11	73,659.37	741,145.90	102,611.05	776,368.48	199,515.53
TOTAL ENTERPRISE FUNDS	4,631,836.71	915,824.52	10,894,018.76	961,819.91	9,390,998.51	6,134,856.96
INTERNAL SERVICE FUNDS:						
761 INSURANCE FUND	605,488.59	93,968.43	1,011,507.09	85,262.72	848,830.71	768,164.97
TOTAL INTERNAL SERVICE FUNDS	605,488.59	93,968.43	1,011,507.09	85,262.72	848,830.71	768,164.97
TRUST & AGENCY FUNDS						
870 NORTH CANTON CIC ESCROW FUND	757,000.00	0.00	0.00	0.00	100,000.00	657,000.00
871 PERMIT FEE FUND	38.11	123.84	1,531.49	180.39	1,384.67	184.93
873 REQUIRED DEPOSITS FUND	45,977.21	596.08	6,452.87	206.08	3,210.92	49,219.16
TOTAL TRUST & AGENCY FUNDS	803,015.32	719.92	7,984.36	386.47	104,595.59	706,404.09
TOTAL ALL FUNDS	11,377,004.93	2,806,018.07	32,662,308.03	2,091,408.78	27,430,499.63	16,608,813.33

CITY OF NORTH CANTON
 FUND BALANCE RECONCILIATION

OCT 31, 2011

Consolidated Fund Balance \$16,608,813.33

Less Treasury Investments Held at Cost:

	<u>INTEREST</u>	<u>PRINCIPAL</u>
StarOhio	\$205.15	\$8,596,330.72
Federal Gov't Securities (UBS)	0.00	10,026.34
North Canton CIC Escrow	0.00	757,000.00
Sweep Account	219.23	0.00
	<u>\$424.38</u>	

Total Treasury Investments 9,363,357.06

Checking Account Balance \$7,245,456.27

Bank Balance:	Checking Account:	\$85,429.46	
	SWEEP	<u>7,645,000.00</u>	
			7,730,429.46

Minus: Outstanding Checks: (\$448,641.13)

Misc Adjustments (448,641.13)

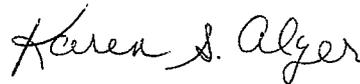
ACH Check Free	(154.98)
ACH Check Free	(235.88)
ACH ON LINE RESOURCES	(177.32)
ACH METAVANTE	(410.00)
ACH HUNTINGTON	(50.17)
BAUER UTILITY PAYMENT	(216.50)
INTERFACE ADJUSTMENT	24,399.21
CHASE CHECKS	471.05
BANK CARDS	1,126.06
NSF CHECK BALANCE	251.00
MISC BANK DEBIT	250.50
MISC BANK DEBIT	61.58
INTRANSIT OPERS, FICA, MEC	(55,318.31)
INTERFACE ADJ EMPL INSUR	(2,947.86)
OPERS RECONCILIATION	<u>(3,380.44)</u>

(\$36,332.06)

(36,332.06)

Adjusted Bank Balance \$7,245,456.27

Respectfully submitted,



Karen S. Alger
 Director of Finance

CITY OF NORTH CANTON
INVESTMENT REGISTER
FOR THE CALENDAR YEAR 2011

PURCHASE DATE	FINANCIAL INSTITUTION	SECURITY/ACCOUNT NUMBER	INTEREST RATE	PAR AMT/ CARRYING VALUE	JAN. 1, 2010 BOOK VALUE	PURCHASED 2010	REDEEMED 2010 PRINCIPAL	INTEREST	DATE OF MATURE	DAYS HELD	REVENUE /PAY-IN ORDER NUMBER	BALANCE
12/31/10	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	0.00		60		
12/31/10	STAROHIO	12794	VARIOUS	8,992,936.49		8,992,936.49	400,000.00	848.14		30	13811	
6/24/10	INVESTMENT IN NOTES (MATURE 6/23/11)	5922003646	4.50	700,000.00		700,000.00	0.00	0.00		30	13811	
1/31/11	NORTH CANTON CIC ESCROW	1080 4424	VARIOUS	757,000.00		757,000.00	0.00	29.57		30	13811	
1/31/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	54.73		30	13811	
1/31/11	BALANCE			\$10,476,962.83		\$10,459,962.83	\$400,000.00	\$932.44				\$10,459,962.83
2/28/11	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	0.00		60		
2/11/11	STAROHIO	12794	VARIOUS	8,593,690.44		8,593,690.44	0.00	753.95		30	23311	
6/24/10	INVESTMENT IN NOTES (MATURE 6/23/11)	5922003646	4.50	700,000.00		700,000.00	0.00	0.00		30	23311	
2/28/11	NORTH CANTON CIC ESCROW	1080 4424	VARIOUS	757,000.00		757,000.00	0.00	26.71		30	23311	
2/28/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	39.68		30	23311	
2/28/11	BALANCE			\$10,077,716.78		\$10,060,716.78	\$0.00	\$820.34				\$10,060,716.78
3/31/11	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	181.60		60	30311	
3/31/11	STAROHIO	12794	VARIOUS	8,594,463.11		8,594,463.11	0.00	772.67		30	34611	
6/24/10	INVESTMENT IN NOTES	5922003646	4.50	700,000.00		700,000.00	700,000.00	25,717.40		298	33411	
3/31/11	NORTH CANTON CIC ESCROW	1080 4424	VARIOUS	757,000.00		757,000.00	0.00	29.57		30	34611	
3/31/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	161.34		30	34611	
3/31/11	BALANCE			\$10,078,489.45		\$10,061,489.45	\$700,000.00	\$26,862.58				\$9,360,716.78
3/31/11	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	0.00		60		
4/30/11	STAROHIO	12794	VARIOUS	8,595,023.87		8,595,023.87	0.00	560.76		30	110020	
4/30/11	NORTH CANTON CIC ESCROW	5922003646	VARIOUS	757,000.00		757,000.00	0.00	28.62		30	110020	
4/30/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	57.73		30	110020	
4/30/11	BALANCE			\$9,379,050.21		\$9,362,050.21	\$0.00	\$647.11				\$10,061,489.45
4/28/11	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	174.69		60	110021	
5/31/11	STAROHIO	12794	VARIOUS	8,595,424.19		8,595,424.19	0.00	400.32		30	110058A	
5/31/11	NORTH CANTON CIC ESCROW	5922003646	VARIOUS	757,000.00		757,000.00	0.00	29.57		30	110058A	
5/31/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	0.00		30		
5/31/11	BALANCE			\$9,379,450.53		\$9,362,450.53	\$0.00	\$604.58				\$9,362,050.21
6/30/11	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	0.00		60		
6/30/11	STAROHIO	12794	VARIOUS	8,595,685.80		8,595,685.80	0.00	261.61		30	110102	
6/30/11	NORTH CANTON CIC ESCROW	5922003646	VARIOUS	757,000.00		757,000.00	0.00	29.57		30	110102	
6/30/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	0.00		30		
6/30/11	BALANCE			\$9,379,712.14		\$9,362,712.14	\$0.00	\$291.18				\$9,362,450.53
6/30/11	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	167.74		60	110105	
7/31/11	STAROHIO	12794	VARIOUS	8,595,823.83		8,595,823.83	0.00	138.03		30	11022	
7/31/11	NORTH CANTON CIC ESCROW	5922003646	VARIOUS	757,000.00		757,000.00	0.00	0.00		30		
7/31/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	0.00		30		
7/31/11	BALANCE			\$9,379,850.17		\$9,362,850.17	\$0.00	\$305.77				\$9,362,712.14
6/30/11	PAINE WEBBER, INC.	CLM9153J	7.00	27,026.34		10,026.34	0.00	164.31		60	110344	
8/31/11	STAROHIO	12794	VARIOUS	8,596,080.14		8,596,080.14	0.00	256.31		30	110363	
8/31/11	NORTH CANTON CIC ESCROW	5922003646	VARIOUS	757,000.00		757,000.00	0.00	0.00		30		
8/31/11	FIRSTMERIT BANK	1080 4424	VARIOUS	0.00		0.00	0.00	0.00		30		
8/31/11	BALANCE			\$9,380,106.48		\$9,363,106.48	\$0.00	\$420.62				\$9,362,850.17

CITY OF NORTH CANTON
 INVESTMENT REGISTER
 FOR THE CALENDAR YEAR 2011

PURCHASE DATE	FINANCIAL INSTITUTION		SECURITY/ ACCOUNT NUMBER	INTEREST RATE	PAR AMT/ CARRYING VALUE	JAN. 1, 2010 BOOK VALUE	PURCHASED 2010	REDEEMED 2010 PRINCIPAL	INTEREST	DATE OF MATURE	DAYS HELD	REVENUE /PAY-IN ORDER NUMBER	BALANCE
6/30/11	PAINE WEBBER, INC.	FNMA POOL	CLM9153J	7.00	27,026.34		10,026.34	0.00	0.00		60		
9/30/11	STAROHIO		12794	VARIOUS	8,596,330.72		8,596,330.72	0.00	250.58		30	110467	
9/30/11	NORTH CANTON CIC ESCROW		5922003646	VARIOUS	757,000.00		757,000.00	0.00	0.00		30		
9/30/11	FIRSTMERIT BANK	SWEEP	1080 4424	VARIOUS	0.00		0.00	0.00	0.00		30		
9/30/11	BALANCE												
					\$9,380,357.06		\$9,363,357.06	\$0.00	\$250.58				\$9,363,106.48
6/30/11	PAINE WEBBER, INC.	FNMA POOL	CLM9153J	7.00	27,026.34		10,026.34	0.00	0.00		60		
10/31/11	STAROHIO		12794	VARIOUS	8,596,535.87		8,596,535.87	0.00	205.15		30	110554	
10/31/11	NORTH CANTON CIC ESCROW		5922003646	VARIOUS	757,000.00		757,000.00	0.00	0.00		30		
10/31/11	FIRSTMERIT BANK	SWEEP	1080 4424	VARIOUS	0.00		0.00	0.00	219.23		30	110554	
10/31/11	BALANCE												
					\$9,380,562.21		\$9,363,562.21	\$0.00	\$424.38				\$9,363,357.06