

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10149

Held Monday, November 9,

7:00 p.m.

20 09

CALL TO ORDER:

1. The meeting was called to order Monday, November 9, 2009 at 7:04 p.m. by President of Council Daryl Revoldt.
2. Opening Prayer was delivered by Rev. Eli Klingensmith, Zion United Church of Christ.
3. All present recited the Pledge of Allegiance.

ROLL CALL:

4. Mr. Revoldt: Thank you Reverend. Clerk, would you please call the roll.

The following members of Council responded to roll call: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Zumbar, City Engineer Benekos, Director of Economic Development Bowles, Fire/EMS Chief Bacon, Rental Coordinator Raymond, Superintendent of Streets & Utilities Chufar, Superintendent of Permits & Inspection Hampton, Equipment Operator Philippi and Clerk of Council Kalpac.

5. Consideration

Council Meeting Minutes – October 26, 2009

Mr. Revoldt: You have for your consideration minutes of the council meeting for October 26, 2009. Are there any amendments or corrections to those minutes?

Mr. DeOrio moved and Mrs. Kiesling seconded to approve the minutes of the council meeting as submitted. All members present voting:

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

No: 0

6. Committee Minutes

Mr. Revoldt: You also have for your consideration committee reports – Community & Economic Development; Finance & Property; Water, Sewer & Rubbish, those meetings held on November 2nd. We also have the notice of the cancellation for the executive session which was to be held on – for Finance & Property on November 2nd.

Mr. Snyder moved and Mr. DeOrio seconded to approve the community report and executive session minutes as submitted. All members present voting:

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

No: 0

Community & Economic Development Committee: Please refer to the minutes on file in the Council Office for the Community & Economic Development Committee meeting held November 2, 2009.

Executive Session (Finance & Property): Please refer to the minutes on file in the Council Office for the Executive Session meeting on Finance & Property for November 2, 2009.

Finance & Property Committee: Please refer to the minutes on file in the Council Office for the Finance & Property Committee meeting held November 2, 2009.

Water, Sewer & Rubbish Committee: Please refer to the minutes on file in the Council Office for the Water, Sewer & Rubbish Committee meeting held November 2, 2009.

7. Recognition of Visitors

Mr. Revoldt: Recognition of visitors. Is there anyone here who wishes to address the Council? Step forward and please enter your name into the record.

Bud Philippi: Pardon.

Mr. Revoldt: Please state your name and address for the record.

Bud Philippi. I live at 4733 Suzette in Massillon. And I'm an employee of the City for over 24 years. And what I'm here to discuss is the insurance plan you're thinking about taking for Sky Insurance with - and Mercy Medical. About eight years ago we had American Benefits, we had AultCare. So we all had to change doctors. I had to go up with the out of pocket because it was

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out of the provider till my doctor came into the system. So in the meantime I've had other doctors. I'm happy with AultCare, very pleased. Now you're telling me you're thinking about going to this other company where I've got to possibly change doctors, send all my records over to Mercy Medical. It's such of an inconvenience, such an inconvenience. You know every time I have trouble with AultCare I go down to Canton, I go in, I can call, I talk to a human being. I see – as far as I know this Sky is out of Indiana. Now how do I contact these people? I don't drive there. Do I get a phone number saying one for English, two for Spanish? I don't know. Do we know? This for the employees Dave Held said there's 96 of us. You're – so right now we're paying four (4%) percent. Out of my personal pocket it's \$91 or \$19.91, almost \$20 a pay which is \$40. That's about 45,000 a year. It's going to go to eight (8%) percent we're going to be up around \$90,000 a year – our contributions. I'm hoping we have a little bit of say so. I'm speaking for myself. I'm not a union rep anymore. But the majority of the people I've talked to want this. Another thing you know you're going to save on all of our contributions, our deductible all went up, everything went up. Just please, please think about leaving AultCare with us. It was such an inconvenience eight years ago when we had to change doctors. And I've had a few operations and probably other people have too and if they don't go to Mercy I'm going to have to find a new doctor. I wish you would consider it doing this.

Mr. Snyder: Mr. President, Mr. Philippi, pursuant to your request after the meeting last week I asked the Finance Director if he would not be kind enough to send every employee that is presently on our insurance program a questionnaire asking where they'd like to go.

Mr. Philippi: Right.

Mr. Snyder: And you know sir, it is being considered by this council your feelings and your ... So I want you to know if – whatever decision is made it will not be made lightly without considering the inconvenience or the out of cost pocket to you.

Mr. Philippi: Eight years ago they did the same thing when we had American Benefits and AultCare. Everybody wanted to stay with American Benefits they still went to AultCare which you know was an inconvenience. But now you've got the whole city in the program with AultCare now you want to throw us back into the fire again. It's such an inconvenience changing medical procedures and staff and finding people you like. Please help us. Thank you.

Mr. Revoldt: Any questions for Mr. Philippi or comments?

Mr. Davies: No. I would just say we understand and my inclination is to stay the way it is. Because it just – it does involve too many problems for not only the people that have insurance, it also causes problems for the finance people. The little bit of savings that the other systems said that they might be able to save us would be dwindled down by the cost to change everything over and so forth. So the inclination – at least my inclination is to stay the way it is for right now. And the other thing is Pat DeOrio made a comment last week, given what the government is doing we don't know what's going to happen next year. And it's probably going to be all different next year. So again, the inclination is to just stay the way it is because we may be forced to do something next year depending on what the government does. But so I don't think there will be any changes, at least for me.

Mr. Philippi: I appreciate it because like I said the contributions are up fifty (50%) percent that should help offset the cost tremendously. Okay.

Mr. Davies: I know. So I think you don't have to worry.

Mr. Philippi: Thank you.

Mr. Revoldt: Thank you. Is there anyone else who wishes to speak this issue, any other issue that should come before us this evening? Before we move to our business this evening, I would on behalf of the Council and the Administration like to thank Mrs. Harper for the cake which we have to mark the beginning of our new terms. Mrs. Harper, thank you very much for that cake.

Mrs. Kiesling: She didn't hear you.

Mrs. Harper: I didn't hear you.

Mr. Revoldt: I said thank you for the cake.

Mrs. Harper (speaking from audience): You're more than welcome.

Mr. Revoldt: We appreciate – you know I think for Jon and probably Doug who sat around this table or conference table for a number of years this is the first time we've actually had cake. So it certainly beats the alternative. So thank you.

Mrs. Harper (speaking from audience): Is that a request for something else?

Mr. Revoldt: Absolutely not – absolutely not.

Mrs. Harper (speaking from audience): You all deserve something. I mean you work hard too and I think...

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Mayor Held: Does that include the Administration too?

Mrs. Harper (speaking from audience): Inaudible...

Mr. Revoldt: Well thank you for your thoughtfulness.

Mrs. Harper: You're more than welcome.

OLD BUSINESS:

Mr. Revoldt: So that we can enjoy that cake in a timely fashion, let's move on to old business. We have Item 8. On the table is Ordinance No. 79-09 which is looking for a third reading. Is there a motion to remove it from the table? Seeing none, let's move on then to Item 9.

8. Ordinance No. 79-09 to remain tabled.

9. Mr. Revoldt: May I have a motion to read by title only, second reading of Ordinance No. 98-09?

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, second reading** of Ordinance No. 98-09. All members present voting:

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

No: 0

Ordinance No. 98-09 – 2nd Reading – Street & Alley

An ordinance adopting a Traffic Calming Policy for the City of North Canton ("City").

Mr. DeOrio: Mr. President, I would move that we approve Ordinance No. 98-09.

Mr. DeOrio moved and Mr. Davies seconded to **adopt the second reading** of Ordinance No. 98-09. All members present voting:

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

No: 0

10. Mr. Revoldt: Item 10, a motion to read by title only, second reading of Ordinance No. 99-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to **read by title only, second reading** of Ordinance No. 99-09. All members present voting:

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

No: 0

Ordinance No. 99-09 – 2nd Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton, Ohio, to enter into a contract by and between the City of North Canton and the City of Canton for the purpose of providing legal representation in the Canton Municipal Court, at a total cost not to exceed \$17,000 per year, for a period of two (2) years beginning January 1, 2010 through December 31, 2011, and declaring the same to be an emergency.

Mr. Snyder: Mr. President, Members of Council, as you know they provide legal counsel for the city. They handle warrants and so forth for our Police Department. Due to the increased costs and some of the things in compliance with domestic relations this has gone up a little bit since the last two year period. However, it would probably be in the best interest that we give it a third reading and let it meander down through. It's not due there until the first of next month or the first of January so we could go through another reading and another in case there's any input by either a member of council or the general public. That would be my recommendation.

Mr. Revoldt: Did we have some questions regarding those case numbers?

Mr. Snyder: We did. They provided a very sketchy quote and the reason of the increase by someone in the Law Department. Again I think the problem is that you know they're saying they didn't give us an exact number of warrants or an exact time that they spent in the Municipal Court. However, as we all know, today legal costs are great and I don't know that we could actually provide that our self for that amount of money. But I know that Mr. DeOrio had some comments and they gave us a very vague answer to it when we did request it. But I don't know what to tell you, if we can ask again for more explicit, but I don't think they have it. I don't think they keep contemporaneous records that every time they issue something or do something for us. It's kind of a blanket contract. They act as our person in the court or anything we need they provide guidance and counsel to the police and issue warrants and...

Mr. Wise: Oh some ... yea on a case there would certainly be a record of how many cases were funneled out...

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Mr. Snyder: Right, yes. But I mean on a general basis they provide to the citizens the service of collecting bad checks and there's a myriad of things that they do for us that I don't know if they keep all that case by case or not. We certainly could re-ask but I don't - from the tenor of the note they sent back it was pretty ambiguous at best.

Mr. Revoldt: Anything else? Motion to adopt the second reading of Ordinance 99-09.

Mr. Davies moved and Mrs. Kiesling seconded to adopt the second reading of Ordinance No. 99-09. All members present voting:

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

No: 0

Abstain: DeOrio.

NEW BUSINESS:

11. Mr. Revoldt: Moving on to new business. A motion to read by title only, first reading of Ordinance 102-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to read by title only, first reading of Ordinance No. 102-09. All members present voting:

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

No: 0

Ordinance No. 102-09 - 1st Reading - Finance & Property

An ordinance approving, confirming and accepting the dedication of additional right-of-way on South Main Street, known as being part of Lot 3934 consisting of 51.69 square feet in the City of North Canton, Stark County, Ohio, for public use purposes and declaring the same to be an emergency.

Mr. Revoldt: Mr. Snyder.

Mr. Snyder: Mr. President, Members of Council, this is for the property on South Main. As you know a couple years ago we widened the property. In our work in widening the property we have a property owner that had to relocate his sign - we took the sign down. We placed one of the traffic signal standards on his property. Now in order to as maybe basically for a better term a quid pro quo for the cost we will buy the right of way and also relieve ourself of a liability or removing his sign and not putting it back where it was and that's what that's about.

Mr. Revoldt: Questions or comments? Seeing none then a motion to adopt the first reading of Ordinance 102-09.

Mr. Davies moved and Mr. DeOrio seconded to adopt the first reading of Ordinance No. 102-09. All members present voting:

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

No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 102-09.

Mr. Davies moved and Mr. DeOrio seconded to suspend the rules for Ordinance No. 102-09. All members present voting:

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

No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 102-09.

Mr. Davies moved and Mr. DeOrio seconded to adopt under suspension of the rules Ordinance No. 102-09. All members present voting:

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

No: 0

12. Mr. Revoldt: Item 12, motion to read by title only, first reading of Ordinance 103-09.

Mr. Davies moved and Mr. DeOrio seconded to read by title only, first reading of Ordinance No. 103-09. All members present voting:

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

No: 0

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Ordinance No. 103-09 – 1st Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton to enter into a three year, tax-exempt Lease Purchase Agreement by and between the City of North Canton and Chase Equipment Leasing for the lease purchase of a new ambulance, for use by the North Canton Fire/EMS Department, to be acquired within the purview of the Ohio Cooperative Purchase Act, at a cost not to exceed \$204,000 and declaring the same to be an emergency.

Mr. Snyder: Mr. President, Members of Council, after last week's committee meeting there was some questions that we needed to be – that we felt needed to be answered. And your directive to me was to try to get those answered. So I had a meeting with the Director of Administration and the Chief of Fire Safety. Relative to this particular piece of equipment, it was in the 09' budget. We removed it because of budgetary constraints. It was the intention of the Administration and the Fire Department to place it in the 2010 budget. However, the EPA has come up with new omission rules which require as of January 1, anything purchased will cost a minimum of \$20,000 additional to the piece of equipment. And through that meeting with Mr. Wise and the Chief they also have the availability – the possibility of saving an additional \$10,000. Chevrolet General Motors has discontinued their large truck chassis. The particular person who will build this has nine of them I think in stock which could be another \$10,000 savings. However, what we run the risk to save the extra \$10,000 we could get into the situation where again and I've always wondered why we got rid of our ladder truck, well I've come to find out there's not a lot of parts for it and that's what happens and this could happen on that savings of 10,000. As well as the actual overall ride, the overall durability of that piece of equipment really doesn't warrant \$10,000. The Chief feels, in his professional opinion, by buying the and I made and I think he said was a ...inaudible... or was it a freightliner Chief?

Fire/EMS Chief Bacon (speaking from audience): International.

Mr. Snyder: International. It will last a minimum of nine years. Miles do not enter as much as hours. The equipment runs basically 24/7. Not all of them, but on an average. They've provided the maintenance logs and as is this piece of equipment now is over seven years old it now – the maintenance starts to double. They do general maintenance on it monthly which is about \$300. They're provided roughly \$30,000 a year for the maintenance of all their equipment. Their \$300 a month for general maintenance now it's starting – the air lift goes bad, the transmission. Mr. Davies asked could you put a motor in it. They could but they could not put a new air lift system, they could not put transmission or differentials. However, with one of the fire trucks they are going to try to place a new engine in it. So it would be probably the recommendation at this time, the Chief feels that he could save substantial money. The reason for the emergency obviously they're like everybody, they need to get started. Mr. Zumber has secured an additional savings in the overall aggregate cost. The financing is approximately 2.4 percent interest.

Mr. Zumber: 2.49.

Mr. Snyder: 2.49 with Chase. It's a biannual payment; first payment due June 10. Is that correct?

Mr. Zumber: It will be next year sometime.

Mr. Snyder: Yea. So we'll be paying twice. The Chief provided me through October our overall income from ambulance runs to the city it is about \$396,000. So the equipment is used and that was a payback from the public to the city for the use of the ambulances. It's a lot of money. I asked the Chief, I had this conversation with Mr. DeOrio and Mr. Davies, if he could not now begin to provide us a five-year capital program on his equipment so that we know in a given year what we're going to spend. And he says that he has that. He's willing to forth get that to us so we'll know in each year what we're going to be purchasing so that there's actually no surprises. The Chief is here if you have any questions, more than I've given you, he can give you the expertise on it. It comes down to – I don't want to say it's a better ride for the patient, but it is a better piece of equipment. You can justify the additional \$10,000 because the equipment at minimum would give us an additional year's use. There is a trade-in value of the present piece of equipment which is an extra piece they keep of about \$15,000 I think. So our net cost is probably south of \$184,000 when we get all said and done, that's dressed out. But when you go through and I'd gladly share the maintenance logs with you, it is a myriad of things that happen to these things as it gets older and it's – we're limited to two vendors that take care of that type of equipment, it's not like an automobile. There's one here north of town and I think that the lights and the sirens were done by Staley Electronics. And they enjoy very good – and there's a slip written for every – I mean the equipment is well maintained and it's well and responsibly operated. I have to say that Chief, it's a credit to you men and you women in the force there at EMS they have logical reasons for every – even as much as a light bulb. They justify the use of the maintenance. It's not something that's just arbitrarily

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thrown together and decide well we don't want to use this week. So that's basically it. If I've made myself clear I hope. Any questions of Council or Committee? Again, this is on an emergency basis because of time constraint. The – and I'm sure a couple days one way or the other, but this way this will assure us of the delivery. Delivery is not probably scheduled until some time what May or June?

Fire/EMS Chief Bacon: That's correct.

Mr. Snyder: So it's not going to happen – and again, going forward the Chief's well aware of the fact we need to be able to budget, we have to know where we're going to go we've got to know where and administration's offered great compromise with that which we appreciate. So that's where we're going to go. If there are no questions I recommend the passage of that ordinance.

Mr. Revoldt: Alright, may I have a motion to adopt the first reading of Ordinance 103-09.

Mr. DeOrio moved and Mr. Foltz seconded to **adopt the first reading** of Ordinance No. 103-09. All members present voting:

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

No: 0

Mr. Revoldt: May I have a motion to suspend the rules for Ordinance 103-09.

Mr. DeOrio moved and Mr. Foltz seconded to **suspend the rules** for Ordinance No. 103-09.

All members present voting:

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

No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 103-09.

Mr. DeOrio moved and Mr. Foltz seconded to **adopt under suspension of the rules**

Ordinance No. 103-09. All members present voting:

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

No: 0

13. Mr. Revoldt: Item 13, a motion to read by title only, first reading Resolution 104-09.

Mr. DeOrio moved and Mrs. Kiesling seconded to **read by title only, first reading** of Resolution No. 104-09. All members present voting:

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

No: 0

Resolution No. 104-09 – 1st Reading – Finance & Property

A Resolution adopting an amended Section 125 Premium Only Cafeteria Plan ("the Plan") for the City of North Canton for the period January 1, 2010 through December 31, 2010 and declaring the same to be an emergency.

Mr. Snyder: Mr. President, Members of Council, this will give the mechanism to continue the deduction from the employees that participate in our health insurance program. It runs for a year at a time. This will change the actual aggregate amount that is deducted from their check and this is filed and required by the IRS (Internal Revenue Service) for the pretax deduction of their money.

Mr. Revoldt: Questions or comments?

Mr. DeOrio: What's the need for it to be on an emergency or we're not going to do that on the first reading?

Mr. Zumbar: It's not necessary to pass it.

Mr. Snyder: No.

Mr. Zumbar: It's just we wanted to make sure we had it done before the end of the year though.

Mr. Snyder: Yea, we could read it twice probably or three times even.

Mr. Revoldt: Well, may I have a motion to adopt the first reading of Resolution 104-09?

Mr. Davies moved and Mr. DeOrio to **adopt the first reading** of Resolution No. 104-09. All members present voting:

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

No: 0

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Mr. Revoldt: It is my understanding that Council wishes to give this only a first reading this evening. Is that correct? Let's move on to Item 14...

Mr. Snyder: Mr. President, if I – please, I'd like to move that we table this ordinance before the first reading as we do not physically have the contract. Mr. Wise called me today and said he had hoped to have it but it did not arrive. Without that I don't think it would be beneficial to exercise our acceptance of same.

Mr. Snyder moved and Mr. DeOrio seconded to **table Ordinance No. 105-09**. All members present voting:

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

No: 0

15. Mr. Revoldt: Item 15, a motion to read by title only, first reading Ordinance 106-09.

Mr. Davies moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 106-09.

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

No: 0

Ordinance No. 106-09 – 1st Reading – Water, Sewer & Rubbish

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the Sewer Revenue Fund to the Contract Payments Account in the amount of \$449,040 for the current expenses during the fiscal year ending December 31, 2009 and declaring the same to be an emergency.

Mr. Davies: This is simply taking – we got a grant for half of this and there's a low interest loan for half of it and it's simply taking that money and putting it in the appropriate account so that the contract can be paid. And I would move that we approve it.

Mr. Davies moved and Mr. DeOrio seconded to **adopt the first reading** of Ordinance No. 106-09. All members present voting:

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

No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 106-09.

Mr. Davies moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 106-09.

All members present voting:

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

No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 106-09.

Mr. Davies moved and Mr. DeOrio seconded to **adopt under suspension of the rules** Ordinance No. 106-09. All members present voting:

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

No: 0

16. Mr. Revoldt: Item 16, a motion to read by title only, first reading Ordinance 107-09.

Mrs. Kiesling moved and Mr. Davies seconded to **read by title only, first reading** of Ordinance No. 107-09. All members present voting:

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

No: 0

Ordinance No. 107-09 – 1st Reading – Community & Economic Development

An ordinance implementing Section 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of a Community Reinvestment Area in the City of North Canton, designating a Housing Officer to administer the program, creating a Community Reinvestment Housing Council and a Tax Incentive Review Council.

Mr. Revoldt: Mrs. Kiesling.

Mrs. Kiesling: Yes, I think it says most of it in the title there. We are incorporating the existing Main Street CRA and our Valley View areas into this new CRA and some other additional areas and creating one big City of North Canton CRA. Any questions, concerns?

Mr. Revoldt: Does the Administration have anything to add for the record? Seeing none, then a motion to adopt the first reading of Ordinance 107-09.

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Mr. Davies moved and Mr. DeOrio seconded to **adopt the first reading** of Ordinance No. 107-09. All members present voting:

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

No: 0

REPORTS:

Mr. Revoldt: Reports – Director of Law.

Mr. McFarren: No report.

Mr. Revoldt: Director of Finance.

Mr. Zumbar: The first draft of the budget was submitted back to the Mayor and the Safety Director to review. And we are anticipating sitting down with the department heads this week and perhaps next and hopefully get this balanced and get it to Council.

Mr. Revoldt: Director of Administration.

Mr. Wise: Yea, two items. This coming – not this coming Wednesday, next Wednesday the 11th of – no it's this Wednesday, sorry. Wednesday at 5:00 the Chamber is putting on a Live After Five, I think they do that once a week. This week it's at the Main Street Grille. They've renovated the basement of that I think it's going to be down there. But a business who's done some good things for the city, a downtown eatery, if anyone has a chance to make it to the Live After Five, after of course 5:00 on Wednesday the 11th. Also, little fire safety; I happened to see the Fire Chief here this evening. At least two times that I can think of if not three while I've been the administrator, we've had house fires or garage fires where someone has cleaned out their ashes out of their fireplace. It's getting to be winter, houses are getting closed up, people have fires, they take them and put them in a bag and just leave them sit in the garage. Well there could not of been a fire in your fireplace for a week and you set them in the bag and they'll catch fire. And we've had two – two or three I think in the last three years, Chief, garages of homes that caught on fire because of that. So if that gets any play in the public it's very important. Also, we've just had a time change. It's always a good idea to check the batteries in your smoke alarms, those types of things. The Chief and the Fire Department stress those things but I know we never put it out here so I just take this opportunity to put that information out there for the safety of the City of North Canton.

Mr. Snyder: You should put that on the water bill and when people get it they'll read it.

Mr. Wise: That's something we could certainly look at.

Mr. Revoldt: Mayor.

Mayor Held: Yes, the Leaf Recycling Program is going along very well. Participation I believe is probably going to be the highest that we've had, it continues to increase each year. And Tom how many bags have we purchased so far?

Mr. Chufar (speaking from audience): We've already put out over 39,000 bags.

Mayor Held: And each resident is able to receive 25. Is that correct?

Mr. Chufar: Correct.

Mayor Held: So they head on down to the Civic Center and we have a part-timer that hands out the bags. We only give a set of bags once to each resident, we don't want somebody to take them all and with some of the large yards we have they probably could use a lot of them. But we give out 25 free bags, they put the bags out at the curb, then it's collected through the Leaf Recycling Program. And so our numbers keep going up, very very well attended. Also, we did send out the survey. We had our Survey Committee send out the survey. We've had an excellent response – very, very good response. They're still coming in I believe. But I think the estimate is about 1,000 surveys that have been sent back. So when you look at over 5,000 households that's really – it's a very very positive response. And for the most part, just as a summary, they're coming back very well, we're having very good feedback. And I think that segues into the election. Congratulations to everybody on winning another term in office. And you know it's pretty clear that this past two years I – at least from my perspective it's been the most productive two years since I've served as the administrator and as the mayor and I believe it's because of the council members that we have here. So I appreciate having you all back. And that's all I have.

Mr. Revoldt: Okay. Mr. Benekos.

Mr. Benekos: No report.

Mr. Revoldt: Mr. Bowles.

Mr. Bowles: No report.

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, November 9, 7:00 p.m. 20 09

Mr. Revoldt: Clerk.
Mrs. Kalpac: No report.

REPORTS – COUNCIL:

Mr. Revoldt: Mr. Foltz.

Mr. Foltz: I just wanted to comment. It was in our packet to change the Halloween time from 6 to 8 on the 31st. I'd be in favor of that.

Mayor Held: Yes – well, here's...

Mr. Foltz: Maybe not 6 to 8 but 5 to 7.

Mayor Held: We had one of the third grade teachers and I'm sorry I didn't mention that earlier, that is lobbying to have the time changed to later in the evening so that it's a little...

Mrs. Kiesling: And day – it would change the day also.

Mr. Foltz: The 31st every year.

Mrs. Kiesling: Right.

Mayor Held: And see here's the problem we have is that you know safety is really been the most important aspect when you look at it from a county-wide perspective. When you have it in the evening it becomes more difficult for our safety officials to monitor these little munchkins as they're are running from house to house. Of course we have had some requests over the years to change that time to the evening. And – but we've followed the county's guidelines which is during the day. And from my own personal perspective, I'm okay with it. I think that it's – it lends itself to a safer activity rather than moving it to the evening when you consider that most of the kids that participate are – some are barely able to – you know old enough to walk. And I think it does cut down on some of the – some of the other monkey ...

Mr. Snyder: Mischief.

Mayor Held: Mischief – yea that's right, that would place. So I did talk with Mrs. Pastier from Clearmount and she was pretty insistent on sending a letter. And you know I said we always would welcome her input. And I'll go and talk to her third grade class, if any of the council members want to come join me. But at this point I would suggest that we continue with the daytime hours and we keep it to the weekend. If we move it to a weekday – if the 31st falls on a weekday then you know then at that time of the year at 5:00 it's dark.

Mrs. Kiesling: It wasn't this year. The time change was after.

Mayor Held: Chief, do you have - you're our safety official here. Is that pretty consistent with what ...

Chief Bacon (speaking from audience): I'll have to agree from a safety standpoint ...inaudible... some of the side streets don't have sidewalks the kids are walking in the street to get from house to house.

Mr. Foltz: Well just to follow up – that's – I'm a throwback type of guy and I remember Halloween to me was a lot more exciting when it was dark out especially when you put candles in your pumpkins. I understand the safety concerns but I think there's a middle ground we can reach from 5 to 7 even where it's some daylight and turns into dark. I'd be in favor of looking at that proposal.

Mayor Held: Right.

Mr. Foltz: Okay. So that's my two cents.

Mayor Held: We're open – I'm open to it but I just – gosh I assumed that you were thinking the way that I was or I wouldn't of elaborated so much if ...

Mrs. Kiesling: I'm with Doug also.

Mr. Foltz: I think the kids – to me it's just not the same. I mean I enjoy the festivities of it, handing out the candy, even dress up on occasion. But you know you go back to when you know when we were growing up. Yea there's always going to be mischief, it doesn't matter what night it is. Someone is going to maybe break some pumpkins or do some things. But it just seems when it's dark out or at least getting dusk it's just a lot more exciting to have it. Not to have a big discussion about it...

Mayor Held: Right.

Mr. Foltz: But I'm in favor of looking at that proposal.

Mayor Held: You might be a popular person if you join me in the third grade class.

Mr. Foltz: That's it. That's all I have. Thank you.

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, November 9, 7:00 p.m. 20 09

Mr. Revoldt: Mr. Peters.
Mr. Peters: No report.

Mr. Revoldt: Mr. Davies.
Mr. Davies: No report.

Mr. Revoldt: Mr. DeOrio.

Mr. DeOrio: Yes I have a comment. I wanted to thank the voters of North Canton for passing the two levies that we had placed on the ballot. Direct my attention really to the street levy and I don't wish to cause any malfunctions in any kind of recounting if there is any of what's going on, but I understand it's - we have a slim lead none the less. And you know to those that voted in favor of it you know I would thank you for understanding of the circumstances in which we govern. And that you know we will be good stewards of your funds. To those that didn't vote for it, I would ask that you give us an opportunity to continue to earn your trust. And to that end I would consider introducing an ordinance at - submitting it to the President for placing on the committee maybe next week or as soon we can that to make sure that we keep that trust with the folks that have to approve these that we provide an annual report of all the revenues that we received each year under this levy and illustrate to which projects were funded with those monies. And you know maybe just authorize the Director of Finance to prepare that at some point and mail that out once a year so that people will understand that hey look you know, I voted for that levy. Yes you did. And you know as time goes by sometimes we know people get impatient with the getting their street done and you know to the extent that we have available funds and more so we want to keep that pledge. And I think that that would just be a good faith show of confidence in our system that we would be able to do that. And I think that in the future that would serve us well when the time comes that we have to go back and when this one expires in five years and ask again. We have a record that we can show. So I would look to put something together and get that to the President and see if we can get that put on the committee. Thank you.

Mr. Revoldt: Mrs. Kiesling.
Mrs. Kiesling: No report.

Mr. Revoldt: Mr. Snyder.
Mr. Snyder: No report.

FINAL CALL FOR NEW BUSINESS:

Mr. Revoldt: And I have no report either. And so this will be the final call for business. Is there anyone who wishes to address the Council; wrap up? No additional comments; then I'll entertain a motion to adjourn.

ADJOURN:

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

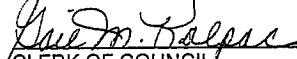
Yes: Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

The meeting adjourned at 7:45 p.m.


PRESIDENT OF COUNCIL

ATTEST:


CLERK OF COUNCIL

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