



# 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](http://www.northcantonohio.com)

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## NOTICE OF MEETINGS

Mrs. Kathy Magel, Chairperson of the Water, Sewer & Rubbish Committee of North Canton City Council, has requested a meeting of said Committee Members, Council, Mayor, Director of Administration, Director of Law, Director of Finance and City Engineer **Monday, November 12, 2007 at 6:45 p.m.** in the Council Chamber at North Canton City Hall.

The purpose of the meeting will be to consider authorizing legislation for the Marquardt Sanitary Sewer Project. The meeting **will be** open to the public.

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### **Council Meeting Agenda Monday, November 12, 2007 – 7:00 P.M.**

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Rev. Gary Smith, Zion United Church of Christ
3. Pledge of Allegiance
4. Roll Call
5. Consideration

Council Meeting Minutes – October 22, 2007  
Mayor's Court Receipts – September, 2007

6. Committee Minutes
7. Recognition of Visitors

#### OLD BUSINESS

8. **Ordinance No. 117-07 – 3<sup>rd</sup> Reading – Finance & Property Committee**

Ordinance No. 117-07 authorizing the Director of Finance of the City of North Canton to make payment of a moral claim in the amount of \$3,000.00 to Bill A. and Christine E. Maronitis for reimbursement of expenses resulting from a sewer backup.

9. **Ordinance No. 124-07 – 2<sup>nd</sup> Reading – Finance & Property Committee**

An ordinance authorizing the Mayor of the City of North Canton, Ohio, through the Board of Control, 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 by the City of Canton through its Law Department and Prosecutor's Office with regard to the prosecution of criminal cases and other related matters as provided for therein in the Canton Municipal Court, at a total cost not to exceed \$16,500 per year, for a period of two (2) years beginning January 1, 2008 through December 31, 2009.

NEW BUSINESS:

10. **Ordinance No. 127-07 – 1<sup>st</sup> Reading – Street & Alley Committee**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Capital Improvement Fund to the Contract Payment Accounts in the aggregate amount of \$410,000 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

11. **Ordinance No. 128-07 – 1<sup>st</sup> Reading – Street & Alley Committee**

An ordinance authorizing the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for the Lipton Avenue SW Storm Sewer and Rehabilitation Project, in an amount not to exceed \$495,000 and declaring the same to be an emergency.

12. **Ordinance No. 129-07 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish Committee**

An ordinance authorizing the Mayor of the City of North Canton to enter into a Supplemental Agreement by and between the City of North Canton ("North Canton") and the City of Canton ("Canton") for improvements to the wastewater collection and treatment system, at a cost not exceed \$123,522.50, and declaring the same to be an emergency.

13. **Ordinance No. 130-07 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish Committee**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Revenue Fund to the Inter-Fund Transfer account, in the amount of \$3000,000, and authorizing the transfer of same funds from the Water Revenue Fund to the Water Expansion, Replacement & Improvement Fund during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

14. **Ordinance No. 131-07 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish Committee**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Expansion, Replacement and Improvement Fund to the Professional

Services and Water Distribution Facilities – Waterlines accounts in the aggregate amount of \$390,000 for expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

**15. Ordinance No. 132-07 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish Committee**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration; and for Mayor of the City of North Canton, through the Board of Control, to be authorized to enter into a contract for the Wise Avenue NE Waterline Replacement Project, in an amount not to exceed \$390,000 and declaring the same to be an emergency.

**16. Resolution No. 133-07 – 1<sup>st</sup> Reading – Finance & Property Committee**

A Resolution adopting an Amended Section 125 Premium Only Cafeteria Plan ("the Plan") for the City of North Canton for the period January 1, 2008 through December 31, 2008, and declaring the same to be an emergency.

**17. Ordinance No. 134-07 – 1<sup>st</sup> Reading – Finance & Property Committee**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Revenue Fund to the Maintenance of Equipment and Facilities Accounts in the aggregate amount of \$50,000 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

**18. Ordinance No. 135-07 – 1<sup>st</sup> Reading – Finance & Property Committee**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Compensated Absences Fund to the Salaries & Wages Account in the amount of \$37,000 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

**19. Ordinance No. 136-07 – 1<sup>st</sup> Reading – Street & Alley Committee  
(Legislation previously authorized - October 15, 2007)**

An ordinance authorizing the vacation of a portion of Newbridge Street NW; the western-most five (5') foot of the dedicated right of way located within the corporate limits of the City of North Canton, Ohio.

REPORTS:

Director of Law  
Mayor

Director of Finance  
City Engineer

Director of Administration  
Clerk of Council

REPORTS – COUNCIL:

Pat DeOrio            At Large  
Susie Hines           At Large  
Jim Repace            At Large

Doug Foltz            Ward 1  
Kathy Magel           Ward 2  
Doug Lane             Ward 3  
Jon Snyder             Ward 4

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

Gail M. Kalpac  
Clerk of Council

11/9/07

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



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## FINANCE & PROPERTY COMMITTEE MEETING MINUTES

The Finance & Property Committee of North Canton City Council met as part of the Committee of the Whole Monday, November 5, 2007 in the Council Chambers at North Canton City Hall.

Present for the meeting were: Chairman DeOrio, Vice Chairperson Magel and Member Foltz, Council Members Hines, Lane, Repace and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Herr, City Engineer Benekos and Director of Economic Development Bowles.

### Items discussed:

- a. Mayor's Court Receipts – September 2007: The mayor's court receipts were reviewed and will be placed on the November 12, 2007 council agenda for formal approval.
- b. Applegrove Street Widening Project – R/W Appropriation – Parcel #5: No action taken.
- c. Applegrove Street Widening Project – R/W Appropriation – Parcel #7: No action taken; possible settlement.
- d. Adopting Amended Section 125 Plan for 2008: The Committee authorized legislation, on an emergency basis, adopting an Amended Section 125 Premium Only Cafeteria Plan ("the Plan") for the City of North Canton for the period January 1, 2008 through December 31, 2008.
- e. Supplemental Appropriation – Drinking Water Plant Equipment Maintenance: An ordinance authorizing the supplemental appropriation of funds to be appropriated from the unappropriated balance of the Water Revenue Fund to the Maintenance of Equipment and Facilities accounts in the aggregate amount of \$50,000 for the current expenses during the fiscal year ending December 31, 2007.

- f. Supplemental Appropriation – Compensated Absences Fund: The Committee authorized legislation, on an emergency basis, authorizing the supplemental appropriation of funds to be appropriated from the unappropriated balance of the Compensated Absences Fund to the Salaries & Wages Account in the amount of \$37,000 for the current expenses during the fiscal year ending December 31, 2007.
- g. Health Insurance Recommendation: Mr. Robert Fisher, Sky Insurance, provided his recommendations pertaining to the City's health insurance coverage. Item to be placed on the November 19, 2007 Committee of the Whole agenda for further discussion.

Respectfully submitted,

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Pat DeOrio, Chairman

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Kathy Magel, Vice Chairperson

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Doug Foltz, Member

11/9/07-gmk

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



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## PERSONNEL & SAFETY COMMITTEE MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met as part of the Committee of the Whole Monday, November 5, 2007 in the Council Chambers at North Canton City Hall.

Present for the meeting were: Chairperson Hines, Vice Chairman DeOrio and Member Magel, Council Members Foltz, Lane, Repace and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Herr, City Engineer Benekos and Director of Economic Development Bowles.

Item discussed:

- a. Amendment to Part-time Ordinance – Fire /EMS Classifications: Item tabled; to be placed on the November 19, 2007 Committee of the Whole agenda for further consideration.

Respectfully submitted,

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Susie Hines, Chairman

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Pat DeOrio, Vice Chairman

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Kathy Magel, Member

11/8/07-ev

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

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## STREET & ALLEY COMMITTEE MEETING MINUTES

The Street & Alley Committee of North Canton City Council met as part of the Committee of the Whole Monday, November 5, 2007 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairman Lane, Vice Chairman Foltz and Member Repace, Council Members DeOrio, Hines, Magel and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Herr, City Engineer Benekos, and Director of Economic Development Bowles.

### Item discussed:

- a. Lipton Avenue S.W. Rehab Project: The Committee authorized legislation, on an emergency basis, authorizing the supplemental appropriation of funds to be appropriated from the unappropriated balance of the Capital Improvement Fund to the Contract Payment Accounts in the aggregate amount of \$410,000 for the current expenses during the fiscal year ending December 31, 2007.

The Committee authorized legislation on an emergency basis, authorizing the Mayor, through the Board of Control, to enter into a contract for the Lipton Avenue SW Storm Sewer and Rehabilitation Project, in an amount not to exceed \$495,000.

- b. Rosewood S.E. Rehab Project (discussion only): Item was discussed and will be placed on the November 19, 2007 Committee of the Whole agenda for further discussion.

Respectfully submitted,

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Doug Lane, Chairman

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Doug Foltz, Vice Chairman

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Jim Repace, Member

11/9/07-gmk

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

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## WATER, SEWER & RUBBISH COMMITTEE MEETING MINUTES

The Water, Sewer & Rubbish Committee of North Canton City Council met as part of the Committee of the Whole Monday, November 5, 2007 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairperson Magel, Vice Chairman Snyder and Member Hines, Council Members DeOrio, Foltz, Lane and Repace. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Herr, City Engineer Benekos and Director of Economic Development Bowles.

### Items discussed:

- a. Canton Supplemental Agreement – Wastewater Treatment: The Committee authorized legislation, on an emergency basis, authorizing the Mayor to enter into a Supplemental Agreement by and between the City of North Canton ("North Canton") and the City of Canton ("Canton") for improvements to the wastewater collection and treatment system, at a cost not exceed \$123,522.50.
- b. Wise Avenue N.E. Waterline Replacement Project: The Committee authorized legislation, on an emergency basis, authorizing the supplemental appropriation of funds to be appropriated from the unappropriated balance of the Water Revenue Fund to the Inter-Fund Transfer account, in the amount of \$300,000, and authorizing the transfer of same funds from the Water Revenue Fund to the Water Expansion, Replacement & Improvement Fund during the fiscal year ending December 31, 2007.

The Committee authorized legislation on an emergency basis, authorizing the supplemental appropriation of funds to be appropriated from the unappropriated balance of the Water Expansion, Replacement and Improvement Fund to the Professional Services and Water Distribution Facilities – Waterlines accounts in the aggregate amount of \$390,000 for current expenses during the fiscal year ending December 31, 2007.

The Committee authorized legislation, on an emergency basis, authorizing the Director of Administration to advertise and receive bids; and for the Mayor, through the Board of Control, to enter into a contract for the Wise Avenue NE Waterline Replacement Project, in an amount not to exceed \$390,000.

- c. Marquardt Avenue Sanitary Sewer Project: A Water, Sewer & Rubbish Committee meeting is scheduled for Monday, November 12, 2007 at 6:45 p.m. The purpose of the meeting will be to consider authorizing legislation for the Marquardt Avenue Sanitary Sewer Project.

Respectfully submitted,

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Kathy Magel, Chairperson

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Jon Snyder, Vice Chairman

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Susie Hines, Member

11/9/07-gmk

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

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# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_ 20\_\_\_\_

11/6/07-gmk  
(Street & Alley)

Ordinance No. 127-07

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Capital Improvement Fund to the Contract Payment Accounts in the aggregate amount of \$410,000 for the current expenses during the fiscal year ending December 31, 2007, 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, 2007, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated balance of the	
330 CAPITAL IMPROVEMENT FUND	\$410,000

Appropriate To:

330 CAPITAL IMPROVEMENT FUND		
330.546.5229	Contract Payments	\$250,000
330.745.5229	Contract Payments	<u>\$160,000</u>
		\$410,000

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 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 of the Lipton Avenue SW Storm Sewer and Rehabilitation Project; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

11/6/07-gmk  
(Street & Alley)

Ordinance No. 128-07

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Lipton Avenue SW Storm Sewer and Rehabilitation Project, in an amount not to exceed \$495,000 and declaring the same to be an emergency.

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

Section 1. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the Lipton Avenue SW Storm Sewer and Rehabilitation Project, in an amount not to exceed \$495,000.

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriations:

330	CAPITAL IMPROVEMENT FUND		
330.546.5229	Contract Payments		\$250,000
330.745.5229	Contract Payments		\$160,000

651	WATER EXP., REPL., & IMPROVEMENT		
651.767.5502	Facilities – Inside Waterlines		\$ 73,000

652	SEWER REVENUE		
652.779.5501	Facilities – Sewer Lines		<u>\$ 12,000</u>
			\$495,000

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

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely completion of the Lipton Avenue SW Storm Sewer and Rehabilitation Project; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Form No. 30043

Dayton Legal Blank, Inc.

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

11/6/07-gmk  
(Water, Sewer & Rubbish)

Ordinance No. 129-07

An ordinance authorizing the Mayor of the City of North Canton to enter into a Supplemental Agreement by and between the City of North Canton ("North Canton") and the City of Canton ("Canton") for improvements to the wastewater collection and treatment system, at a cost not exceed \$123,522.50, and declaring the same to be an emergency.

WHEREAS, Canton is proceeding with improvements at its Wastewater Treatment Plant including rehabilitation of its water tower and tertiary filters, and installation of a collection system administration and service building; and

WHEREAS, it is necessary to provide for Canton's and North Canton's responsibilities and obligations for the projects.

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

Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to enter into a Supplemental Agreement by and between the North Canton and Canton for improvements to the wastewater collection and treatment system, at a cost not exceed \$123,522.50

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriations:

651 WATER EXP, REPL & IMPROVEMENT FUND  
651.757.5502 Facilities - Inside Waterlines \$123,522.50

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

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely implementation of the Supplemental Agreement and to ensure the continued efficient operation of the Wastewater Treatment Plant; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

11/6/07-gmk  
(Water, Sewer & Rubbish)

## Ordinance No. 130-07

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Revenue Fund to the Inter-Fund Transfer account, in the amount of \$300,000, and authorizing the transfer of same funds from the Water Revenue Fund to the Water Expansion, Replacement & Improvement Fund during the fiscal year ending December 31, 2007, 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, 2007, the following funds, be, and are hereby set aside and appropriated as follows:

### Appropriate From:

The unappropriated balance of the Water Revenue Fund	\$300,000
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### Appropriate To:

650 WATER REVENUE FUND	
650.767.5651 Transfers – Interfund	\$300,000

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to transfer the amount of \$300,000 from the Water Revenue Fund to the Water Expansion, Replacement & Improvement Fund to provide for the current expenses during the fiscal year ending December 31, 2007.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely transfer of funds; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_ 20\_\_\_\_

11/6/07-gmk  
(Water, Sewer & Rubbish)

Ordinance No. 131-07

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Expansion, Replacement and Improvement Fund to the Water Distribution Facilities – Inside Waterlines Accounts in the aggregate amount of \$390,000 for current expenses during the fiscal year ending December 31, 2007, 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, 2007, the following funds, be, and they are hereby set aside and appropriated as follows:

Appropriate From:

The Unappropriated Balance of the 651 WATER EXP, REPL & IMPROVEMENT FUND	\$390,000
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Appropriate To:

651.767.5502	Facilities – Inside Waterlines	\$390,000
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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 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 transfer of funds; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

11/6/07-gmk  
(Water, Sewer & Rubbish)

Ordinance No. 132-07

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration; and for the Mayor of the City of North Canton, through the Board of Control, to be authorized to enter into a contract for the Wise Avenue NE Waterline Replacement Project, in an amount not to exceed \$390,000 and declaring the same to be an emergency.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Office of the Director of Administration.

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the Wise Avenue NE Waterline Replacement Project, in an amount not to exceed \$390,000.

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

651	WATER EXP., REPL. & IMPROVEMENT FUND	
651.767.5502	Facilities – Inside Waterlines	\$390,000

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

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 completion of the Wise Avenue NE Waterline Replacement Project; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Form No. 20047

DuPont Legal Blank, Inc.

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

11/6/07-gmk  
(Finance & Property)

## Resolution No. 133-07

A Resolution adopting an Amended Section 125 Premium Only Cafeteria Plan ("the Plan") for the City of North Canton for the period January 1, 2008 through December 31, 2008, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

- Section 1. That the Director of Finance of the City of North Canton, be, and shall serve as the Plan Administrator.
- Section 2. That the Director of Finance of the City of North Canton, be, and shall take such actions that are deemed necessary and proper in order to implement the Plan and to set up adequate accounting and administrative procedures to provide benefits under the Plan.
- Section 3. That the Director of Finance of the City of North Canton, be, and shall act as soon as possible to notify the employees of the City of North Canton of the adoption of the Plan by delivering to each employee a copy of the summary description of the Plan in the form of the Summary Plan Description.
- Section 4. 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 for the timely implementation of the aforementioned program upon passage of the labor contracts in order to provide eligible employees with pre-tax benefits pursuant to the Internal Revenue Code; wherefore, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

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# RECORD OF ORDINANCES

Form No. 30043

Dayton Legal Blank, Inc.

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

11/7/07-gmk  
(Finance & Property)

## Ordinance No. 134-07

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Revenue Fund to the Maintenance of Equipment and Facilities Accounts in the aggregate amount of \$50,000 for the current expenses during the fiscal year ending December 31, 2007, 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, 2007, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated balance of the 650 WATER REVENUE FUND	\$50,000
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Appropriate To:

650 WATER REVENUE FUND		
650.768.5230	Maintenance of Equipment	\$26,000
650-768.5231	Maintenance of Facilities	<u>\$24,000</u>
		\$50,000

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 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 for equipment maintenance and to ensure continued efficient operation of the Drinking Water Plant; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 20043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_ 20\_\_\_\_

11/6/07-gmk  
(Finance & Property)

## Ordinance No. 135-07

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Compensated Absences Fund to the Salaries & Wages Account in the amount of \$37,000 for the current expenses during the fiscal year ending December 31, 2007 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, 2007, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated balance of the	
214 Compensated Absences Fund	\$37,000

Appropriate To:

214.309.5100	Salaries & Wages	\$37,000
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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 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 ensure funding for payout of vacation and sick leave for a retirement-eligible employee leaving the City October 20, 2007; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30042

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

11/8/07-gmk  
(Street & Alley)

Ordinance No. 136-07

An ordinance authorizing the vacation of a portion of Newbridge Street NW; the western-most five (5') foot of the dedicated right of way located within the corporate limits of the City of North Canton, Ohio.

WHEREAS, a petition of persons owning lands abutting said Newbridge Street NW of the dedicated right of way was presented to Council praying that said right of way be vacated; and,

WHEREAS, legal notice of said proposed vacation was published in a newspaper of general circulation within the community for six consecutive weeks (August 24, and 31, 2007 and September 7, 14, 21 and 28, 2007); and,

WHEREAS, Council, upon hearing is satisfied that there is good cause for such vacation as prayed for, that it will not be detrimental to the general interest and ought to be made; and,

WHEREAS, the vacated portion of Newbridge Street NW will contain emergency access in for form of a breakaway barrier.

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

Section 1. That Newbridge Street NW, from the western-most five (5') foot of the dedicated right of way located within the corporate limits of the City of North Canton, Ohio, be, and the same is hereby vacated.

Section 2. That the vacation plat, as prepared by the City Engineer, grants the vacated portion of Newbridge Street NW to the City of North Canton and said vacation plat is hereby approved and adopted contingent upon the abutting owners transferring any interest they may have to the City of North Canton.

Section 3. That a vacation plat has been prepared by the City Engineer and shall be recorded by the City Engineer upon the effective date of this ordinance.

Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

North Canton, OH

Passed:

\_\_\_\_\_  
MAYOR

SIGNED: \_\_\_\_\_, 2007

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL