

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON SPECIAL Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, October 18 7:56 p.m. 20 10

CALL TO ORDER:

1. The special council meeting was call to order immediately following the Committee of the Whole meeting Monday, October 18, 2010 at 7:56 p.m. by President of Council Daryl Revoldt.

ROLL CALL:

2. Mr. Revoldt: Clerk, if you would 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 Law Nilges, Director of Finance Zumar, Director of Economic Development Bowles, Superintendent of Streets & Utilities Chufar, Superintendent of Permits & Inspection Hampton, Rental Coordinator Raymond and Clerk of Council Kalpac. Director of Administration/Engineer Benekos was not present for the meeting.

Mr. Revoldt: Alright, is there anyone who wishes to come onto the record at this time for our special council meeting? Anyone who wishes to come onto the record. Alright, seeing none then...

Chuck Osborne: You mean from the audience?

Mr. DeOrio: Yeah.

Mrs. Kiesling: Yes.

Mr. Peters: Yes, this is your chance.

Mr. Revoldt: This is your chance. You have – please be brief.

Mr. Osborne: Do I have to identify myself again?

Mr. Revoldt: Yes, please.

Mr. Osborne: Chuck Osborne. 307 Fairview Street SE, North Canton, Ohio. To follow up on Mr. DeOrio's comment about trying to satisfy our requirements to the CIC (Community Improvement Corporation) give the Arrowhead to the CIC and then take the three quarters of a million to the escrow fund pay off the debt and that takes care of a lot of your problem. And then they can borrow on it whoever – whatever they want, the CIC.

Mr. Revoldt: That would be, in my opinion Mr. Osborne, an extraordinarily unwise action that would compromise our economic development efforts in the city. And...

Mr. Osborne: You're actually giving them a 4., supposedly a 4.2 million dollar property.

Mr. Revoldt: Yeah, but they have cash now and that is, that in terms of economic development deals is critical.

Mr. Osborne: They could borrow against it.

Mr. Revoldt: No, you don't want them to borrow against it. You don't want to acquire more debt.

Mr. Osborne: Well you're just sitting here talking about borrowing against the Clubhouse.

Mr. Revoldt: Well that was a general discussion.

Mr. Osborne: At any rate I won't belabor this.

Mr. Revoldt: Alright. Please, I appreciate that.

Mr. Osborne: It wipes out the debt ...

Mr. Revoldt: Okay, thank you.

Mr. Osborne: and gets the city off the obligation of continuing to pay these payments.

Mr. Revoldt: Your suggestion is noted. Alright, may I have a motion...

Mrs. Kiesling: Miriam – Mrs. Baughman...

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Mr. Osborne: Mrs. Baughman wants to speak.

Mr. Revoldt: Excuse me, Mrs. Baughman, I'm sorry.

Miriam Baughman: These comments...

Mr. Revoldt: You've got to be quick with that hand.

Mrs. Baughman: Yeah. These comments are for on the record?

Mr. Revoldt: These are on the record.

Mrs. Baughman: Okay. I'd like to, for the record, ask my Councilman Ward 2, if you do pass that – put that 500,000 back in to change the wording to "neighborhood streets other than other road projects."

Mr. Peters: I've already written it down.

Mrs. Baughman: Thank you.

3 Mr. Revoldt: Okay, alright. Any other comments? Seeing none, then Item 3, may I have a motion to amend Ordinance No. 76-10 ...

Mr. Snyder: So moved...

Mr. Revoldt: To increase the amount maximum principal to 1.3 million and include construction of a salt storage shed for road development the Road Department, I'm sorry.

Mr. Snyder: So moved.

Mr. Revoldt: It's been moved.

Mr. Foltz: Second.

Mrs. Kiesling: So we're increasing it to 1.3 million?

Mr. Revoldt: Yes.

Mr. Snyder: That includes the salt shed.

Mr. Snyder moved and Mr. Foltz seconded to amend Ordinance No. 76-10 to increase the maximum principal to 1.3 and include construction of a salt storage shed for the Road Department.

Mrs. Kalpac: Mr. DeOrio.

Mr. DeOrio: Mr. Davies I think was going to ...inaudible... did you call for discussion there?

Mr. Revoldt: I can – we can have discussion.

Mr. Davies: Again, I understand the EPA said we have to move the salt shed so we don't really have a choice we have to do that and I understand that. But to approve money when we don't have any land to put a new shed on or haven't decided where we want to put it yet, what happens if we end up having to buy land?

Mr. Snyder: Well first of all in order to spend this money that we're going borrow it has to come before Council. We're not approving to buy anything. They can't buy anything without an ordinance it exceeds ...

Mr. Davies: Yea but we're going to ...inaudible... we're going to out...

Mr. Snyder: It only approves – gives you the right to borrow the money. The money cannot be spent until they give you – till they bring you an ordinance telling you where they're going to build it and how much it's actually going to cost. They can't do that without your approval.

Mr. Davies: So we're not going to buy or do anything with bonds until we know where this is...

Mr. Snyder: No, we'll borrow the money which gives them the right...

Mr. Davies: Well why would you go out and get bonds if you can't spend it?

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Mr. Snyder: Well you can spend it but it has to be approved. If doesn't get approved it doesn't get borrowed.

Mr. Davies: Well yeah but – okay.

Mr. DeOrio: Well I think – I think Mr. Davies' point is that where are we going to come up with the money to buy the land if we have to buy the land.

Mr. Snyder: Well we won't borrow that money then if that's the case.

Mr. Foltz: Do we have to move it?

Mr. DeOrio: But we'll have borrowed it, won't we? The bonds will have been sold.

Mr. Snyder: I'll have to defer to the Administration.

Mr. Foltz: I don't think we have to move it. I think maybe it'd be like – it'd be nice to move it so it's away from out water treatment. I haven't read anything on it unless I stand corrected by somebody in the Administration who says we have to move it. My two cents is this building is ready to fall down. I went out and looked at it, it's being held up by a big dirt mound on the south side, the roof trusses are caving in. We can put 1,000 to 1,100 tons in there. If we're smart, we should buy 3,000 tons of this at a cheaper price and not be taken hostage by salt suppliers when everyone else wants the salt at the same time we do. It's a no-brainer in my mind, get the thing done. Put it in the same place if you have to. I mean we can argue about putting it...

Mr. Davies: Well my understanding was...

Mr. Foltz: on our land or park property or an executive garage for the City Hall. I don't care. We need a place to put salt. That's the bottom line. We'll work out the logistics. I think it can stay out there unless the EPA tells me different.

Mr. Davies: Well my understanding EPA said it had to be moved out of there. That was my understanding. Now I don't know...

Mr. DeOrio: Is there a memo to that effect or what...

Mr. Snyder: Tom, what's the story, can we put it right where it's at?

Mr. Chufar (speaking from audience): Pardon.

Mr. Snyder: Can we leave it right where it's at?

Mr. Chufar (speaking from audience): Well my recollection is that their biggest concern is runoff out of it. The containment underneath the unit that we're looking at possibly that's okay. I don't know that for 100% but you know their biggest concern is the runoff ...inaudible... if you noticed we've got a tarp that covers that whole front part of that pile.

Mr. Snyder: But with this new building you have a hard surface floor and it's self-contained.

Mr. Foltz: It will be enclosed completely, won't it?

Mr. Chufar (speaking from audience): It will be enclosed and that's basically what we have now minus the holes in the walls and ...inaudible...

Mr. Foltz: It's semi.

Mr. Peters: So we're not being mandated to move it from that location?

Mr. Davies: Well I would find out.

Mr. Chufar (speaking from audience): Well I haven't seen anything that says that is an EPA mandate ...inaudible...

Mayor Held: Yea, just to kind of summarize where this is at. I mean you know they've got recommendations of you know how to manage your areas surrounding a water field. And so I did not see any memo that says you know this must be moved. But I do know that it's been a discussion that's been talked about for a number of years that it's not the best location for a salt shed to be and

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as Mr. Chufar just pointed out, it's due to the runoff. You just don't want extraordinary amounts of salt flowing into a water well area which is located near that area. So one of the other considerations is – well two things; one, we'd like to have the salt facility centrally located because it's just less time going back and forth to pick up the salt. The second point which Mr. Foltz brought up, the more we can purchase at one time and store, we are not subject to buying it in the middle of winter when it is usually the highest. And then thirdly, those of you that have looked at the shed, you can tell is not – it's not a containment system at all. It's a pile of salt with a you know...

Mr. Davies: A corn crib around it.

Mr. Snyder: A lean-to around it.

Mayor Held: Yeah, that's correct. So it's just a – I think that we do have some options. We'd like to have it centrally located. If for whatever reason we're not able to achieve that, it appears that we'll be able to put in, if we put in the new system that does have a new floor and it's contained, that that would be acceptable as well. Probably not ideal, but one that I think would be you know that the EPA wouldn't object to.

Mr. Davies: Well I would want a letter from EPA stating that you know...

Mayor Held: Yeah.

Mr. Davies: if you do this and this and this then it's acceptable.

Mayor Held: Right. We can do that. We'll make sure to get that clarified. I'm sorry...

Mr. Davies: But...

Mr. Foltz: It's there now. If it was such a risk they'd make us just discontinue use of it.

Mayor Held: Yes...

Mr. Foltz: It can be a recommendation or a mandate.

Mayor Held: Right.

Mr. Foltz: I'm not going to move something somewhere else because it's a nice recommendation. If it's there and we don't got to spend additional money to do it. It's close to the City. Inaudible... well it's – everybody else is at the Service Center. You know you're going to create a problem with maintenance or something out there. Who's going to fill the loader up or is the loader going to stay. That's fine. The Administration might have a different idea on how to do this but let's get the thing built, the money set aside for it.

Mr. Davies: I you know Doug I disagree with that. I think you have to you know, decide. I know there's been talk about having it centrally located more in town. I you know understood that because it would make it simpler and save time as they salt so they didn't have to run out there all the time. They could you know if it were over here on the Hoover property or something like that it would be closer for most of the salting here in town. You know we're looking at ways to save money so if we're going to do this let's try to do you know the best thing. Rather than just say well let's put it up and get it done. Inaudible...

Mr. Foltz: No. I'm saying I'm not willing to vote to give up a park to do this. And you know that going into this discussion.

Mr. Davies: Well and that's ...inaudible...

Mr. Foltz: Or buying property somewhere else. In Canton they've reduced it to one location. They had salt domes at three locations in the city. It made more sense just to put it in one spot which we have already here, near all our equipment, near our trucks, everything's out there. That's centrally located now for our city services. That's what I'm saying.

Mr. Davies: If EPA says it's okay and that's what's decided because it's there,...

Mayor Held: And I think.

Mr. Davies: I don't have a problem. But I would like a letter from EPA to make sure that we're not going to be you know in noncompliance.

Mayor Held: I think also too, really my understanding of it, and we'll make sure that we get this clarified, but a lot of what we're doing is in anticipation of what we expect to be problematic in the

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future. When you have all those new national pollutant discharge requirements where they're talking about reducing the amount of salt that we spread period on a street, we've got to control that. And then you know just all the other chemicals and other discharge that we have in the street you know it's – it's pretty clear that if it's not a requirement of the Ohio EPA right, which I don't believe that it is, that some time down the road we anticipate stricter requirements. And so I think that's really how this came about as far as we need to move the shed or and now recently if we get a special containment system it would be acceptable. But we'll make sure and have that clarified because we certainly, we want to make sure that we maintain the health of our water system and at the same time we – if we can reduce the time going back and forth to pick up the salt and also buy more salt in a cost effective manner, we want to make sure we make the best decision.

Mr. Peters: I just have one question. And I see the specs are in here. What is it – what is this building that we've looked at – what's it made of?

Mayor Held: The one that was looked at – actually they went up to Stow and looked – took a look at their - at the building that they have. It's a wood structure. Correct Tom?

Mr. Revoldt: It's primarily timber.

Mr. Peters: Oh it's timber.

Mr. Revoldt: Timber and concrete.

Mr. Peters: Oh, okay.

Mr. Davies: Yeah, you don't want metal.

Mayor Held: With a concrete – concrete pad.

Mr. Revoldt: Hand forged from empty Budweiser cans.

Mayor Held: It looks like a large barn...

Mr. Peters: Okay.

Mayor Held: Open pole building and...

Mr. Revoldt: Treated lumber is my guess. Okay, are we ready now? Do we have a motion and a ...

Mr. DeOrio: You did have that.

Mr. Revoldt: We've got a motion...

Mr. Snyder: And a second.

Mr. Revoldt: And it's been seconded. And this is to amend Ordinance 76-10 to increase the maximum principal amount to 1.3 million to include construction of salt storage shed for the Road Department. That's the amendment. Clerk.

All members present voting:

Yes: DeOrio (I'll vote yes on the amendment), Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.

No: 0

Mr. Revoldt: Now may I have a motion to read by title only, second reading Ordinance No. 76-10, as amended.

Mr. Foltz moved and Mr. DeOrio seconded to **read by title only, second reading, as amended**, Ordinance No. 76-10. All members present voting:

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

No: 0

Ordinance No. 76-10 – 2nd Reading – Finance & Property

An ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$700,000 for the purpose of paying costs of improving and renovating the existing City Hall and Civic Center by replacing the roof on each, and renovating municipal facilities and improving the sites thereof, and declaring an emergency.

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Mr. Revoldt: The record shall indicate that the City is in possession of a Fiscal Officer's Certificate for this bond, a total of 1.3 million dollars. That certificate indicates that the estimated life or period of usefulness of the improvement is at least five years and maturity of the bond is calculated in accordance with Section 133.02 of the Ohio Revised Code is at least twenty years. This Fiscal Officer's Certificate is signed by Director of Finance Zumbar and duly dated October 18, 2010. Does that satisfy Mr. Zumbar?

Mr. Zumbar: Yes sir.

Mr. Revoldt: Any additional discussion?

Mr. Peters: We're also going to add specific language to the rear entrance rehab. Correct?

Mr. Snyder: Yes.

Mr. Revoldt: Yes. On the next – in the next - we'll admit it in the next go for the third and final reading.

Mr. Snyder: That is says ADA.

Mr. Revoldt: Okay.

Mr. Snyder: Mr. President, privileged of a question if I may.

Mr. Revoldt: Yeah.

Mr. Snyder: Is it possible that by next week, which would be the third reading that we have, could charge the Administration with us getting a letter that we could build it there that we would have no problems with that?

Mr. Revoldt: Would you try to get us some preliminary ...

Mayor Held: Yeah, we can do that.

Mr. Revoldt: Okay. Inaudible...

Mr. Snyder: That way we could...

Mayor Held: And also on that note, the building that's pictured in the literature in the packet that's the one that we were looking at.

Mr. Snyder: Yeah. Thank you sir.

Mr. Revoldt: Any additional - any additional? May I have a motion to adopt Ordinance No. 76-10 as amended? This is to adopt the second reading.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt the second reading, as amended,** of Ordinance No. 76-10.

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

Mrs. Kiesling: I moved he seconded.

All members present voting:

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

No: Davies, DeOrio.

4. Mr. Revoldt: Item 4, a motion to read by title only, second reading of Ordinance No. 77-10.

Mrs. Kiesling moved and Mr. Snyder seconded to **read by title only, second reading** of Ordinance No. 77-10. All members present voting:

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

No: 0

Ordinance No. 77-10 – 2nd Reading – Finance & Property

An ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$900,000 for the purpose of paying costs of constructing a waterline between certain termini, together with the necessary appurtenances, and declaring the same to be an emergency.

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Mr. Revoldt: Any additional questions or discussion regarding this matter? Seeing none then a motion to adopt the second reading of Ordinance 77-10.

Mr. Snyder moved and Mrs. Kiesling seconded to **adopt the second reading** of Ordinance No. 77-10. All members present voting:

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

No: DeOrio.

5. Mr. Revoldt: Item 5, it is my understanding that we are not going to amend this to a term of ten years. Is that correct?

Mr. Snyder: I think it's something to do with the Financial Certificate but I'm not – the Fiscal Officer's ...

Mr. Zumbar: The Fiscal Officer's Certificate, yeah.

Mr. Revoldt: Is that correct, we are going to ...

Mr. Snyder: The only thing – if we amend this Mr. President, is there a possibility that by next week, I realize that's a time constraint, that we could have an alternative ability possibly to finance either that property or an existing property of the City that would be on a ten year rotation.

Mr. Revoldt: Let's do this, let's adopt this as it's presented this evening and Monday night, next Monday, we will have pursuant to Mrs. Magel's question, the cost of a conventional note and a determination regarding the length of the bond. Okay?

Mr. Zumbar: I can answer the length of the bond. I can answer that now. The Bond Counsel has indicated that most bond ordinances that are presented to us, they provide us the flexibility so that on the pricing date the Director of Finance was able to change the principal payment dates as long as that term doesn't extend beyond the maximum maturing by law stated in the preambles of the ordinance. So we're covered with this.

Mr. Snyder: So you can accelerate the P and I – the principal payment?

Mr. Zumbar: We can accelerate it, right. It can go as long as 20 it can come back to 10, it can be 11, it can be 12.

Mr. DeOrio: But whatever ...

Mr. Zumbar: It gives us the flexibility if we sell these things.

Mr. DeOrio: Right, but whatever it is sold at we are committed to.

Mr. Snyder: That's right.

Mr. Zumbar: You're committed to it. That's correct.

Mr. DeOrio: If he sells us a 12 or a 14 or whatever it is there is no acceleration.

Mr. Zumbar: There's no – yeah, there's no coming back.

Mr. Revoldt: Alright, then let's do this, let's take a look or let's consider this ordinance as written tonight and then we'll circle back one more time next week again with any amendments or we'll simply defeat it if the – if a conventional debt works.

Mr. DeOrio: Okay.

Mr. Revoldt: Is that agreeable? Okay. Let me have a motion then to read by title only, second reading of Ordinance 78-10.

Mr. DeOrio: We did.

Mr. Snyder: We had a – we read...

Mr. Revoldt: Did we have a motion on that?

Mrs. Kiesling: Did we do that?

Mrs. Kalpac: No, we need to read it.

Mr. Peters: No, no...

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Mr. Snyder: I motion then.

Mr. Revoldt: No, we didn't. See you're looking at ...inaudible...

Mr. Snyder: He read that didn't you?

Mr. Revoldt: No, he didn't read it yet.

Mr. Nilges: Not 78-10.

Mr. Revoldt: Not 78. So I'm moving that we read it. Is there a motion to read by title only?

Mr. Snyder: So moved.

Mr. Revoldt: Is there a second?

Mrs. Kiesling: Second.

Mr. Revoldt: It's been moved and seconded. Clerk...

Mr. Snyder moved and Mrs. Kiesling seconded to **read by title only, second reading** of Ordinance No. 78-10. All members present voting:

Yes: Snyder, Foltz, Kiesling, Revoldt.

No: Davies, DeOrio, Peters.

Ordinance No. 78-10 – 2nd Reading – Finance & Property

An ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$700,000 to pay a portion of the cost for the purpose of paying a portion of the costs of acquiring the premises known as Fairways of North Canton (f.n.a. Arrowhead Country Club), located at 1500 Rogwin Circle SW in the City of North Canton, Ohio, and declaring an emergency.

Mr. Revoldt: Alright, any additional questions or comments regarding this matter? Seeing none then a motion to adopt the second reading of Ordinance 78-10.

Mr. Snyder moved and Mrs. Kiesling seconded to **read by title only, second reading** of Ordinance No. 78-10. All members present voting:

Yes: Foltz, Kiesling, Revoldt, Snyder.

No: Davies, DeOrio, Peters.

6. Mr. Revoldt: Item 6, may I have a motion to and second to remove from the table Ordinance 79-10?

Mr. Snyder moved and Mrs. Kiesling seconded to **remove from the table Ordinance No. 79-10**. All members present voting:

Yes: 0

No: DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.

Mr. Revoldt: Ordinance 79-10 is defeated. Moving on to Item 7, a motion to read by title only or excuse me, let me have a motion to remove from the table Ordinance 80-10.

7. Mr. Snyder moved and Mr. Foltz seconded to **remove from the table Ordinance No. 80-10**. All members present voting:
Yes: Foltz, Kiesling, Revoldt, Snyder.
No: Peters, Davies, DeOrio.

Mr. Revoldt: Now may I have a motion to read by title only, second reading – oh excuse me, first reading of Ordinance 80-10.

Mrs. Kiesling: Before we read, are we leaving it at a million or are we taking it back to 500,000? I'm more comfortable with the 500,000. I think it's obvious that these three whether they're comfortable with 500 or not I'm not sure. I'm not comfortable with a million. So I don't want you to defeat it.

Mr. Foltz: We can't amend it thought, right?

Mr. Snyder: Yeah, we can amend it. I'll make a motion if that's what you want. Well it's obvious it won't pass...

Mrs. Kiesling: It won't pass without ...

Mr. Snyder: Well then offer an amendment.

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Mr. Revoldt: It's been removed from the table.

Mr. Snyder: Yeah and at this point it could be amended if you want to amend it.

Mr. Revoldt: Is there a motion to amend Ordinance No. 80-10...

Mrs. Kiesling: I'll motion.

Mr. Revoldt: maximum principal amount of \$500,000.

Mr. DeOrio: Second.

Mr. Revoldt: It's been moved and seconded to amend.

Mrs. Kiesling moved and Mr. DeOrio seconded to **amend Ordinance No. 80-10, to decrease the maximum principal amount to \$500,000.** All members present voting:

Mrs. Kalpac: Kiesling.

Mrs. Kiesling: Yes.

Mrs. Kalpac: Peters.

Mr. Peters: No.

Mrs. Kalpac: Revoldt

Mr. Revoldt: No.

Mrs. Kalpac: Snyder

Mr. Snyder: You need the 500 to pay the Main Street so I'll vote for it (yes). I mean you've got no choice, you have to pay for it.

Mrs. Kalpac: Davies.

Mr. Davies: Yes, I'll vote for the amendment.

Mrs. Kalpac: DeOrio.

Mr. DeOrio: Yes to the amendment.

Mrs. Kalpac: Foltz.

Mr. Foltz: Yes.

Mr. Revoldt: Now may I have a motion to adopt the first reading of Ordinance 80-10...

Mrs. Kalpac: You have to read it – read it as amended.

Mrs. Kiesling: You've got to read it.

Mr. Revoldt: Excuse me, read it, go ahead, read it.

Mr. Snyder moved and Mrs. Kiesling seconded to **read by title only, first reading, as amended**, of Ordinance No. 80-10. All members present voting:

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

No: Peters.

Ordinance No. 80-10 – 1st Reading – Finance & Property

An ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$500,000 for the purpose of paying costs of improving streets by resurfacing, reconstructing and otherwise improving the same, together with all work incidental thereto, as set forth in the plans maintained by the City Engineer and approved or to be approved by Council and declaring an emergency.

Mr. Revoldt: Discussion? Seeing none – then let me have a motion to adopt the first reading, of Ordinance 80-10, as amended.

Mrs. Kiesling moved and Mr. DeOrio seconded to **adopt, as amended, the first reading of Ordinance No. 80-10.** All members present voting:

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

No: Peters

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8. Mr. Revoldt: Okay. Let's move on to Item 8 - Clerk would you note that for that item (Ordinance No. 80-10) that we may want to move that one on after a second reading ...inaudible... next week, alright Item 8 a res - a motion to read by title only, second reading Resolution No. 82-10.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, second reading** of Resolution No. 82-10. All members present voting:

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

No: 0

Resolution No. 82-10 - 2nd Reading - Finance & Property

A Resolution affirming and declaring it to be City practice in the interest of sound fiscal management to seek to maintain a general fund cash balance equivalent to at least (Fifteen) percent of operating expenses, and declaring an emergency.

Mr. Revoldt: Mr. Snyder.

Mr. Snyder: Again, this is the - the intent is to put together if we do the bond on Arrowhead and along with the additional monies to put away and have the Law Department give us an opinion as to whether it could be - have a codicil in it to state that it would be a super majority of five (5) members voting in the affirmative to spend it if it would be declared an emergency situation. And that's the purpose of that.

Mr. Revoldt: Any other questions or comments?

Mr. Snyder: This also, I will point out, does solidify our bond rating. We're presently I think at A- and it keeps us at a minimum of A-, possibly to A- because we are well within the guidelines of the state ceilings at about 22 percent of our borrowing capacity.

Mr. Revoldt: Any other questions or comments? Seeing none then a motion to adopt the second reading of Resolution 82-10.

Mr. DeOrio moved and Mrs. Kiesling seconded to **adopt the second reading** of Resolution No. 82-10. All members present voting:

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

No: 0

ADJOURN:

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

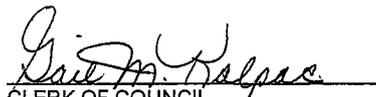
Mr. Davies moved and Mrs. Kiesling seconded to adjourn the special council meeting. All members present voting:

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

No: 0

The special council meeting adjourned at 8:23 p.m.


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

11/2/10-gmk