



City of North Canton, Ohio

Council Office
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NOTICE OF MEETINGS

Mr. Jon Snyder, Chairman of the Finance & Property 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 Benekos **Monday, December 12, 2011 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 to amend the lease agreement between the City and R & S Golf Properties, Inc. The meeting **will be** open to the public.

Council Meeting Agenda Monday, December 12, 2011- 7:00 p.m.

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Rev. Eli Klingensmith, Zion United Church of Christ
3. Pledge of Allegiance
4. Roll Call
5. Consideration
Council Meeting Minutes – November 28, 2011
Organizational Meeting Minutes – December 2, 2011
Mayor's Court Receipts – October, 2011
6. Committee Minutes
7. Voice Vote – Appointment of Doug Lane to the Civil Service Commission
8. Voice Vote – Appointment of Pat DeOrio to the Income Tax Board of Review
9. Recognition of Visitors

OLD BUSINESS:

10. **Ordinance No. 84-11 – 3rd Reading – Water, Sewer & Rubbish**
An ordinance authorizing the Shuffel Drive NW (Frank Avenue easterly 300 feet) Waterline Extension, located in Jackson Township, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easement associated with said waterline extension, and declaring the same to be an emergency.
11. **Ordinance No. 103-11 – 2nd Reading – Personnel & Safety**
An ordinance amending Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, as amended, specifically Section 20. COMPENSATION to establish the classification and rate of compensation for the positions of Director of Administrative Services, Director of Permits and Development, and Administrative Assistant/Payroll Clerk, repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

NEW BUSINESS:

12. **Ordinance No. 108-11 – 1st Reading – Ordinance, Rules & Claims**
An ordinance authorizing the Director of Finance of the City of North Canton to establish a Private Purpose Trust Fund entitled North Canton Community Disaster Relief Fund (Fund # 874) for the purpose of accounting for the related revenue and expenditures associated with the North Canton Community Disaster Relief Program, effective January 1, 2012, and declaring the same to be an emergency.
13. **Ordinance No. 109-11 – 1st Reading – Street & Alley**
An ordinance amending Section 1. of Ordinance No. 28-11, for the construction inspection services of the Main Street Resurfacing Project, by increasing the allocation for the project, an amount not to exceed \$1,975, and with the total project expenditures not to exceed the amount of \$121,975, and declaring the same to be an emergency.
14. **Ordinance No. 110-11 – 1st Reading – Water, Sewer & Rubbish**
An ordinance amending Chapter 927.07 RATES of the Codified Ordinances of the City of North Canton for the purpose of increasing the user rates for sewer users of the sanitary sewer system of the City of North Canton, repealing any and all legislation inconsistent herewith.
15. **Ordinance No. 111-11 – 1st Reading – Water, Sewer & Rubbish**
An ordinance amending Chapter 937 WATER RATES of the Codified Ordinances of the City of North Canton, Ohio, in order to provide for an increase in water rates, and provide for the billing and collection of water rentals, repealing any and all legislation inconsistent herewith.

16. **Ordinance No. 112-11 – 1st Reading – Finance & Property**
An ordinance to make temporary appropriations for current expenses and other expenditures of the City of North Canton, Ohio, for the period beginning January 1, 2012 and ending December 31, 2012 and declaring the same to be an emergency.
17. **Ordinance No. 113-11 – 1st Reading – Finance & Property**
An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional services agreement for the purchase of accounting, payroll and departmental purchasing software for use by the Finance Department, at a cost not to exceed \$77,000, and declaring the same to be an emergency.

REPORTS:

Director of Law
Mayor

Director of Finance
City Engineer

Director of Administration
Clerk of Council

REPORTS – COUNCIL:

Mark Cerreta At Large
Dan Griffith At Large
Marcia Kiesling At Large

Doug Foltz Ward 1
Daniel Peters Ward 2
Tim Fox Ward 3
Jon Snyder Ward 4

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

Gail M. Kalpac
Clerk of Council

12/8/11-gmk

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



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COMMITTEE OF THE WHOLE MEETING MINUTES

North Canton City Council met as a Committee of the Whole Monday, December 5, 2011 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Council Members Cerreta, Foltz, Fox, Griffith, Kiesling, Peters and Snyder.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Nilges, Director of Finance Alger, Director of Administrative Services Bartos and City Engineer Benekos.

Items discussed:

Ordinance, Rules & Claims:

- a. North Canton Community Disaster Relief Fund: The Council authorized legislation, on an emergency basis, authorizing the Director of Finance to establish a Private Purpose Trust Fund entitled North Canton Community Disaster Relief Fund (Fund # 874) for the purpose of accounting for the related revenue and expenditures associated with the North Canton Community Disaster Relief Program, effective January 1, 2012.

Personnel & Safety:

- a. Ordinance No. 103-11 re Exempt : The Council to consider amending Section 20. of Ordinance No. 103-11 at their December 12, 2011 meeting to remove the classification of Director of Economic Development; add language to clarify the position of Director of Permits & Development; and to automatically adjust federal and state minimum wages January 1, of each year.
- b. Appointment to the Civil Service Commission: The Council to consider, by voice vote at their December 12, 2011 meeting, the appointment of Doug Lane to the Civil Service Commission for a term commencing January 1, 2012 and ending December 31, 2015.
- c. Appointment to the Income Tax Board of Review: The Council to consider, by voice vote at their December 12, 2011 meeting, the appointment of Pat DeOrio to the Income Tax Board of Review for a term commencing January 1, 2012 and ending August 31, 2014.

Street & Alley:

- a. Establish Public Hearing Date/Time re Vacation of a Portion of Alley #12: The Council established Monday, January 9, 2012 at 6:45 p.m. as the date and time for a public hearing on the proposed vacation of a portion of Alley #12.

- b. Amendment to Ordinance No. 28-11 re Main Street Resurfacing Project: The Council authorized legislation, on an emergency basis, amending Section 1. of Ordinance No. 28-11, for the construction inspection services of the Main Street Resurfacing Project, by increasing the allocation for the project, an amount not to exceed \$1,975, and with the total project expenditures not to exceed the amount of \$121,975.

Water, Sewer & Rubbish:

- a. Sewer Rate Increase: The Council authorized legislation, amending Chapter 927.07 RATES of the Codified Ordinances for the purpose of increasing the user rates for sewer users of the sanitary sewer system, repealing any and all legislation inconsistent herewith.
- b. Water Rate Increase: The Council authorized legislation, amending Chapter 937 WATER RATES of the Codified Ordinances, in order to provide for an increase in water rates, and provide for the billing and collection of water rentals, repealing any and all legislation inconsistent herewith.

Finance & Property:

- a. Mayor's Court Receipts – October, 2011: The Mayor's Court Receipts were reviewed and will be placed on the December 12, 2011 council agenda for formal approval.
- b. Purchase of New Finance Software: The Council authorized legislation, on an emergency basis, authorizing the Mayor, through the Board of Control, to enter into a professional services agreement for the purchase of accounting, payroll and departmental purchasing software for use by the Finance Department, at a cost not to exceed \$77,000.
- c. Interim Budget: The Council authorized legislation, on an emergency basis, to make temporary appropriations for current expenses and other expenditures of the City of North Canton, Ohio, for the period beginning January 1, 2012 and ending December 31, 2012.

Respectfully submitted,

Jon Snyder, President of Council

Marcia Kiesling, Vice President of Council

Doug Foltz, Ward 1

Daniel Peters, Ward 2

Tim Fox, Ward 3

Mark Cerreta, Council at Large

Dan Griffith, Council at Large

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, 20____

12/6/11-gmk
(Ordinance, Rules & Claims)

Ordinance No. 108-11

An ordinance authorizing the Director of Finance of the City of North Canton to establish a Private Purpose Trust Fund entitled North Canton Community Disaster Relief Fund (Fund # 874) for the purpose of accounting for the related revenue and expenditures associated with the North Canton Community Disaster Relief Program, effective January 1, 2012, 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 Finance of the City of North Canton, be, and is hereby authorized to establish a Private Purpose Trust Fund entitled North Canton Community Disaster Relief Fund (Fund # 874) for the purpose of accounting for the related revenue and expenditures associated with the North Canton Community Disaster Relief Program, effective January 1, 2012.

Section 2. That all accounts for trust arrangements under which principal and income from the trust shall only be used for the benefit of those individuals, private organizations or other governments.

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

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary in order to provide for the accounting and disbursement of funds for the North Canton Community Disaster Relief Program before the end of the year; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

12/6/11-gmk
(Street & Alley)

Ordinance No. 109-11

An ordinance amending Section 1. of Ordinance No. 28-11, for the construction inspection services of the Main Street Resurfacing Project, by increasing the allocation for the project, an amount not to exceed \$1,975, and with the total project expenditures not to exceed the amount of \$121,975, 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 Section 1 of Ordinance No. 28-11, for the construction inspection services of the Main Street Resurfacing Project, by increasing the allocation for the project, an amount not to exceed \$1,975, and with the total project expenditures not to exceed the amount of \$121,975.

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 upon receipt of vouchers duly approved by the proper departmental authority from appropriations applicable thereto.

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

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely funding of the construction inspection services of the Main Street Resurfacing Project; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH

Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, 20____

12/6/11-gmk
(Water, Sewer & Rubbish)

Ordinance No. 110-11

An ordinance amending Chapter 927.07 RATES of the Codified Ordinances of the City of North Canton for the purpose of increasing the user rates for sewer users of the sanitary sewer system of the City of North Canton, repealing any and all legislation inconsistent herewith.

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

Section 1. That Section 927.07 of the Codified Ordinance of the City of North Canton, be, and the same is hereby amended to read as follows:

"927.07 RATES

Pursuant to the authority of 927.01 sewer rates or charges for sewer users of the sanitary sewer system of the City of North Canton shall be as follows:

	Apr 1 <u>2012</u>	Jan 1 <u>2013</u>	Jan 1 <u>2014</u>
A. Residential User	\$27.82	\$30.33	\$32.75
B. Commercial user (Non-Residential) Minimum Monthly Charge	\$19.56	\$21.51	\$23.66
Each Additional 1,000 gal.	\$ 3.88	\$ 4.26	\$ 4.68
C. Industrial Charge Monthly Charge per employee	\$ 3.88	\$ 4.26	\$ 4.68

Section 2. That commencing January 1, 2015 and on January 1 every year thereafter, there shall be an annual increase of three (3.0%) percent to each of the above referenced rates, unless amended by North Canton City Council. "

Section 3. That all future increases from outside entities shall be passed on to the users of the sanitary sewer system of the City of North Canton and the Director of Finance is hereby authorized to institute said increases.

Section 4. That any and all legislation inconsistent herewith, be, and is hereby repealed.

Section 5. 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: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

12/6/11-gmk
(Water, Sewer & Rubbish)

Ordinance No. 111-11

An ordinance amending Chapter 937 WATER RATES of the Codified Ordinances of the City of North Canton, Ohio, in order to provide for an increase in water rates, and provide for the billing and collection of water rentals, repealing any and all legislation inconsistent herewith.

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

Section 1. That Chapter 937.01 of the Codified Ordinance of the City of North Canton, Ohio, water rates for metered service for billing period commencing as indicated shall be as follows:

"Rate Structure for Residential Premises Inside City Rate Per 1,000 Gallons

Monthly Consumption in Gallons	Apr 1 2012	Jan 1 2013	Jan 1 2014	Jan 1 2015	Jan 1 2016	Jan 1 2017
0 - 15,000	\$ 5.04	\$ 5.49	\$ 5.93	\$ 6.23	\$ 6.54	\$ 6.86
15,001 - 30,000	\$ 5.77	\$ 6.29	\$ 6.79	\$ 7.13	\$ 7.49	\$ 7.86
30,001 - 40,000	\$ 6.69	\$ 7.29	\$ 7.88	\$ 8.27	\$ 8.68	\$ 9.12
40,001 and Up	\$ 7.24	\$ 7.89	\$ 8.52	\$ 8.95	\$ 9.39	\$ 9.86

That commencing January 1, 2018 and on January 1 every year thereafter, there shall be an annual increase of three (3.0%) percent to each of the above referenced rates, unless amended by North Canton City Council.

Rate Structure for Residential Premises Outside the City Rate Per 1,000 Gallons

Monthly Consumption in Gallons	Apr 1 2012	Jan 1 2013	Jan 1 2014	Jan 1 2015	Jan 1 2016	Jan 1 2017
0 - 15,000	\$ 9.48	\$10.34	\$11.16	\$11.72	\$12.31	\$12.92
15,001 - 30,000	\$10.16	\$11.08	\$11.96	\$12.56	\$13.19	\$13.85
30,001 - 40,000	\$11.03	\$12.02	\$12.98	\$13.63	\$14.31	\$15.03
40,001 and Up	\$11.55	\$12.59	\$13.60	\$14.28	\$14.99	\$15.74

That commencing January 1, 2018 and on January 1 every year thereafter, there shall be an annual increase of three (3.0%) percent to each of the above referenced rates, unless amended by North Canton City Council.

Business Premises Located Inside Corporate Limits of City Rate Per 1,000 Gallons

Monthly Consumption in Gallons	Apr 1 2012	Jan 1 2013	Jan 1 2014	Jan 1 2015	Jan 1 2016	Jan 1 2017
0 - 40,000	\$ 5.04	\$ 5.49	\$ 5.93	\$ 6.23	\$ 6.54	\$ 6.86
40,001 and Up	\$ 4.58	\$ 4.99	\$ 5.39	\$ 5.66	\$ 5.94	\$ 6.24

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

That commencing January 1, 2018 and on January 1 every year thereafter, there shall be an annual increase of three (3.0%) percent to each of the above referenced rates, unless amended by North Canton City Council.

Business Premises Located Outside Corporate Limits of City Rate Per 1,000 Gallons

Monthly Consumption in Gallons	Apr 1 2012	Jan 1 2013	Jan 1 2014	Jan 1 2015	Jan 1 2016	Jan 1 2017
0 – 15,000	\$ 9.48	\$10.34	\$11.16	\$11.72	\$12.31	\$12.92
15,001 - 30,000	\$ 8.62	\$ 9.39	\$10.14	\$10.65	\$11.18	\$11.74
30,001 – 40,000	\$ 7.76	\$ 8.46	\$ 9.14	\$ 9.60	\$10.08	\$10.58
40,001 and Up	\$ 6.90	\$ 7.52	\$ 8.12	\$ 8.53	\$ 8.95	\$ 9.40

Bulk Rate

\$ 3.70	\$ 3.81	\$ 3.92	\$ 4.03	\$ 4.15	\$ 4.27
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That commencing January 1, 2018 and on January 1 every year thereafter, there shall be an annual increase of three (3.0%) percent to each of the above referenced rates, unless amended by North Canton City Council."

- A. That monthly minimum billings for water service shall be based on the size of the meter installed. When more than one single premises, as hereinafter defined, is being served by a single meter, the minimum monthly charge shall be as follows:

(1) Multiple Residential:

The minimum monthly charge for a 5/8 inch meter multiplied by the number of single premises serviced or the calculated water bill for the actual consumption measured, whichever is greater.

(2) Converted Residential Buildings:

For computing minimum bills, a residential building converted to commercial usage that retains a 5/8 inch meter and that houses any of the following: office rooms and/or business rooms and/or apartments then each of the following shall constitute a single premise: each room or suite of rooms located on the first floor of the building used for single occupancy by a person or persons in the conduct of a single enterprise.

The minimum monthly charge multiplied by the number of single premises serviced or the calculated water bill for the actual consumption measured, whichever is greater.

In the event of a fire, the City shall estimate the water usage and shall bill for the water usage based on the current rate. This estimate shall be provided by the Director of Finance and shall be based on the number of sprinkler heads activated during the fire and based on the amount of discharge each head permits.

Premises Located Inside Corporate Limits of the City

Size of Meter	Minimum Monthly Consumption in Gallons
5/8 inch	2,000
1 inch	8,000
1 ½ inch	17,000
2 inch	25,000
3 inch	33,000
4 inch	50,000

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

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Ordinance No. _____

Passed _____, 20____

<u>Size of Meter</u>	<u>Minimum Monthly Consumption in Gallons</u>
6 inch	75,000
8 inch	125,000
10 inch	210,000
12 inch	375,000

Premises Located Outside Corporate Limits of the City

<u>Size of Meter</u>	<u>Minimum Monthly Consumption in Gallons</u>
5/8 inch	3,000
1 inch	8,000
1 1/2 inch	17,000
2 inch	25,000
3 inch	33,000
4 inch	50,000
6 inch	75,000
8 inch	125,000
10 inch	210,000
12 inch	375,000

B. In respect to commercial customers having two or more locations within the North Canton water service area, if such customer can quarterly provide to the satisfaction of the Director of Finance on forms supplied by the City of North Canton for the purpose, that:

- (1) Sixty-five (65%) percent or more of the employees of the customer employed within the North Canton water service area are employed within the corporate limits of the City of North Canton, and;
- (2) Sixty-five (65%) percent or more of the payroll expense of the customer attributable to and paid to employees employed within the North Canton water service area is attributable to and paid to employees employed within the corporate limits of the City of North Canton, then all locations of said customer located outside the corporate limits of the City of North Canton, but located within the North Canton water service area shall be entitled to receive a forty (40%) percent reduction in their net monthly water billing for those facilities located outside the corporate limits of said City, provided that the bill is paid within fifteen (15) days after it is rendered.

Section 2. 937.02 METER READING AND BILLING

- (a) Meters shall be read and billed monthly or quarterly at the option of the City.
- (b) All bills for current services together with any additional charges from whatever source, shall be increased by five (5%) percent and the amount so increased shall be the gross bill. If the bill is paid within 15 days after it is rendered, a discount shall be issued and the net bill consisting of all the foregoing charges with the five (5%) percent increased shall be accepted as payment in full.

Section 3. 937.03 CHARGES MADE A LIEN AGAINST PROPERTY.

- (a) That each water charge levied is hereby made a lien upon the premises charged therewith. If the Director of Finance determines that a transfer of property is about to occur and the water rents for said property are thirty days or more delinquent, the Director of Finance shall certify

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

said delinquent amount together with penalties to be placed upon the real estate tax list and duplicate to be collected according to law. If the Director of Finance determines the water charges are delinquent for more than thirty days for a property, the Director of Finance's intent to certify said delinquency to be served upon the owner of the property thirty days prior to certification. If the water charges remain delinquent at the conclusion of thirty days, the Director of Finance may certify said delinquent charges to the County Auditor to be placed upon the real estate list and duplicate to be collected according to law. Said water charges may be certified to the Auditor only if the service was provided pursuant to a service contract with the owner of the property.

- (b) The City shall also have the right in the event of nonpayment as aforesaid, to discontinue service to such premises of water supplied by the City waterworks system until such unpaid water charges have been fully paid.
- (c) Failure on the part of any property owner or the occupant of any property which is connected to the City's waterworks system to fully and faithfully comply with all the terms and provisions hereof and any and all rules and regulations which are now or may hereafter be made effective concerning the use of the City's waterworks system, shall, at the option of the City, terminate the right to continue such connection and to make sure of the City's waterworks system, and upon receipt of delinquent notice from the City, through the Director of Finance, the owner and occupant of the property specified in said delinquent notice shall discontinue the use of the waterworks system of the City and shall sever, at their own cost and expense, the physical connection from said property to the waterworks system.

Upon failure to do so, the City shall have the right, through its duly authorized officers and employees, to sever the connection into the waterworks system of the City from the property in question, and such connection shall not thereafter be reestablished, except in accordance with the terms of this and all rules and regulations then in effect and upon payment of all fees and charges, both present and delinquent, including any disconnection costs.

- (d) In the event of any dispute as to charges or any dispute as failure to comply with rules and regulations concerning the use of the City's waterworks system shall upon written request by the party aggrieved be referred to a Board consisting of the Director of Law, Director of Finance and Director of Administration for review. Said Board shall hear said dispute within thirty days receipt of said notice and shall make a written decision to the party aggrieved within a reasonable time thereafter.

Section 4. 937.04 WATER TURN ON CHARGE.

- (a) Whenever water service has been turned off, there shall be a charge of fifty (\$50.00) dollars to be paid before the water service will be turned on during the standard working day.
- (b) Whenever water service has been turned off, there shall be a charge of seventy-five (\$75.00) dollars to be paid before water service will be turned on whenever it is not the standard working day.
- (c) Whenever water service has been turned off, the past due amount, in addition to applicable turn on charge, shall be paid in full before water service will be turned on.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

Section 5. 937.05 BULK WATER CHARGE

Water shall be sold to bulk water customers with the consent and approval of the Director of Administration. Where a meter installation is required for a bulk water customer, there shall be an additional charge of \$25.00.

Section 6. 937.06 COMMERCIAL FIRE HYDRANT CHARGE ON PRIVATE PROPERTY

In respect to commercial establishments having fire hydrants located on private property connected to the North Canton water system and not being regularly billed for water consumption on their premises, said establishments shall pay \$24.00 per month for each hydrant.

Section 7. 937.07 METER REGULATIONS

- (a) All new services shall be one (1") inch or larger.
- (b) All new installations shall have touchpad, radio or telephone read dials.
- (c) All new tap-in installations shall be meter cost plus labor, equipment and material cost inside the City limits and cost plus one-half for installation outside the City limits.
- (d) Owners shall deposit the amount of estimated cost of meter and tap when permit is issued, unless the following is authorized by the Director of Administration and Director of Finance. A payment plan may be established for the connection and tap-in fees for residential single family owner occupied premises connecting to preexisting waterlines of the water system of the City of North Canton, as provided at Section 937.02 of the Codified Ordinances.
- (e) Remote meter dials are available from the City at the cost of material and labor.
- (f) Water users, either business or residential, connected to the North Canton water distribution system shall be required by the City to install an outside remote register at the user's expense in the event the meter reader is unable to make a reading on the existing water meter for a period of three consecutive months. For the purpose of the within Subsection (f), the inability of the meter reader to read the existing meter on the day and time he or she attempts to read the meter in the regular course of his or her duties shall be deemed inability to make a reading; the meter reader shall not be required to make any call backs or return calls during any meter reading period.
- (g) In the event the meter reader is unable to make a reading on the existing water meter for a period of three consecutive months as provided in Subsection (f), the City shall notify the user of its intention to install an outside remote register at the user's expense.

This notice shall request that the user make arrangements with the City for the installation of an outside remote register within thirty (30) days from receipt of the notice. The notice provided for herein shall be given to the user by registered or certified mail, return receipt requested, or by delivering the notice personally to the user.

In the event the user fails to contact the City to make arrangements for the installation of an outside remote register within the thirty (30) day period provided, the City shall have the right to discontinue service of such premises of water supplied by the City's waterworks system until such time as an outside remote register is installed.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

Section 8. 937.08 WATER TURN ON

(a) All property owners or their designated agent shall be required to execute an application to the City of North Canton for water and/or sewer service to premises owned by the applicant and thereby agree to pay all rentals and other charges for service at the due dates and to conform to all rules and regulations of the City of North Canton now or hereafter in force, pertaining to such water and/or sewer service.

(b) That the residential property owners of the premises shall be responsible for the water supplied by the City's waterworks systems. The City of North Canton will send a courtesy bill to the residential property owners' lessees.

Section 9. 937.09 DEPOSIT FOR BUSINESSES

Upon the effective date of this legislation, all new businesses on the North Canton Water System will be required to make a deposit that equals an estimated forty-five (45) day usage. Said deposit may be applied to the amount due in case of business bankruptcy or any time the Director of Finance deems that it is necessary for payment of water consumed."

Section 10. 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: _____, 2011

ATTEST:

CLERK OF COUNCIL

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RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, 20____

12/6/11-gmk
(Finance & Property)

Ordinance No. 112-11

An ordinance to make temporary appropriations for current expenses and other expenditures of the City of North Canton, Ohio, for the period beginning January 1, 2012 and ending December 31, 2012 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 in order to provide for the current expenses and other expenditures of the City of North Canton, Ohio, during the period beginning January 1, 2012 and ending December 31, 2012, the following sums attached hereto and incorporated herein as "Attachment A", be, and they are hereby set aside and appropriated.

Section 2. That the Director of Finance is hereby authorized to draw warrants for payments from any of the appropriations incorporated herein as "Attachment A" upon receiving proper certificates and vouchers therefore, approved by the proper department head and the Mayor or Director of Administration for the Safety and Service Divisions, approved by the Director of Law and President of Council for the Department of Law; and approved by the President of Council or Clerk of Council for the Council Department; and approved by the Director of Finance, or by an ordinance or resolution of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except the persons employed by authority of and in accordance with law or ordinance. Provided further, that the appropriations for contingencies can only be expended upon approval of a two-thirds vote of council for items of expense constituting a legal obligation against the City and for the purposes other than those covered by other specific appropriations herein made.

Section 3. That the Director of Finance, be, and is hereby authorized and directed to make the necessary intra-fund account transfers upon receipt of a written request signed by the Mayor and approved by the Finance & Property Committee of City Council.

Section 4. That the Director of Finance, be, and is hereby authorized to transfer the following amounts to provide for the current expenses and expenditures for the City of North Canton during the fiscal year ending December 31, 2012:

FROM	TO	AMOUNT
Income Tax Fund	Capital Improvement Fund	\$ 245,000
Income Tax Fund	Compensated Absence Fund	5,000
Income Tax Fund	General Fund	1,037,000
General Fund	Fire Operating Levy Fund	100,000
General Fund	EMS Operating Levy Fund	25,000
General Fund	Street, Const M&R Fund	43,750
General Fund	Compensated Absence Fund	115,000
General Fund	Capital Improvement Fund	61,173
EMS Levy Fund	Compensated Absence Fund	16,000
Street Const M&R Fd	Compensated Absence Fund	2,500
Water Operating Fund	Compensated Absence Fund	12,500
Water Operating Fund	Water Exp, Repl & Improve Fd	381,250
Sewer Operating Fund	Compensated Absence Fund	25,000

Section 5. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and peace of the City of North Canton, Ohio, and immediately necessary for the timely appropriations for current expenses and other expenditures of the City of North Canton during the fiscal year ending December 31, 2012; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

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RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

12/6/11-gmk
(Finance & Property)

Ordinance No. 113-11

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional services agreement for the purchase of accounting, payroll and departmental purchasing software for use by the Finance Department, at a cost not to exceed \$77,000, 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 professional services agreement for the purchase of accounting, payroll and departmental purchasing software for use by the Finance Department, at a cost not to exceed \$77,000.

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 appropriation:

330 CAPITAL IMPROVEMENT FUND	
330.627.5629 Contract Payments	\$77,000

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

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

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely completion of the design of the Rosewood Circle Sanitary Sewer Project; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2009

ATTEST:

CLERK OF COUNCIL