



City of North Canton, Ohio

Council Office
145 North Main Street
North Canton, Ohio 44720-2587
330.499.3986 • 330.499.2960 Fax

www.northcantonohio.com
email: citycouncil@northcantonohio.com

NOTICE OF MEETINGS

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

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

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

1. Community & Economic Development Committee

Chairperson: Marcia Kiesling
Vice Chairman: Daniel Peters
Member: Jeff Davies

a. Zoning – Luzio Property
Marcia Kiesling

2. Ordinance, Rules & Claims Committee

Chairperson: Daryl Revoldt
Vice Chairman: Doug Foltz
Member: Marcia Kiesling

a. Transfer of Liquor Permit – Washington Square Restaurant, Inc. to
Lake Cable Restaurants, Inc.
Daryl Revoldt

b. Transfer of Liquor Permit – Battershell Brother LLC to
Shiramanuj LLC
Daryl Revoldt

3. Park & Recreation Committee

Chairman: Doug Foltz
Vice Chairman: Daryl Revoldt
Member: Daniel Peters

a. Proposed Increase – Swimming Pool Memberships
Doug Foltz

4. Street & Alley Committee

Chairman: Pat DeOrio
Vice Chairperson: Marcia Kiesling
Member: Doug Foltz

- a. 2011 Street Maintenance/Paving Program
Pat DeOrio
- b. Main Street Resurfacing
Pat DeOrio

5. Water, Sewer & Rubbish Committee

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

- a. Hines Waterline Replacement Project
Jeff Davies
- b. Farview Waterline Replacement Project
Jeff Davies
- c. Lynbrook Sanitary Sewer Project – OPWC Loan
Jeff Davies
- d. Northfield Waterline Replacement Project
Jeff Davies
- e. Promway Waterline Extension Project
Jeff Davies
- f. Sanitary Sewer Lining Project - 2011
Jeff Davies
- g. Valley Drive Sanitary Sewer Project
Jeff Davies

6. Finance & Property Committee

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

- a. Discussion – Possible Amendment to the Income Tax
Jon Snyder

- b. City Hall Roof Replacement
Jon Snyder
- c. Civic Center Roof
Jon Snyder
- d. Salt Shed
Jon Snyder
- e. Radio Equipment Agreement
Jon Snyder
- f. MARCS Radio Use Agreement
Jon Snyder
- g. Purchase of Two (2) Marked Cruisers
Jon Snyder

**Special Council Meeting
Monday, March 21, 2011**

Notice is hereby given that a Special Meeting of the Council of the City of North Canton will be held **Monday, March 21, 2011 immediately following the Committee of the Whole meeting** in the Council Chamber at North Canton City Hall, pursuant to a roll call vote taken at the council meeting held March 14, 2011 for consideration of the following:

1. Call to Order
2. Roll Call
3. **Ordinance No. 28-11 – 1st Reading – Street & Alley Committee**
An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional services Agreement by and between the City of North Canton and Omnipro Services LLC for construction inspection services for the Main Street Resurfacing Project, in an amount not to exceed \$120,000, and declaring the same to be an emergency.

Legislation will be subject to authorization and suspension of the rules of council requiring a committee report.

4. Adjourn

Gail M. Kalpac
Clerk of Council



City of North Canton, Ohio

Council Office
145 North Main Street
North Canton, Ohio 44720-2587
330.499.3986 - 330.499.2960 Fax

www.northcantonohio.com

email: citycouncil@northcantonohio.com

March 17, 2011

To: Marcia Kiesling, Chairperson
Community & Economic Development Committee

From: Gail M. Kalpac
Clerk of Council

Re: Establishment of Zoning
Luzio Annexation Area

The Luzio Annexation was formally recorded and filed on March 9, 2011.

The next step will be to request the Planning Commission consider placing the establishment of zoning on their next meeting agenda and forward their recommendation to Council.

Thank you.

Gail M. Kalpac
Clerk of Council



City of North Canton, Ohio

Council Office
145 North Main Street
North Canton, Ohio 44720-2587
330.499.3986 - 330.499.2960 Fax

www.northcantonohio.com
email: citycouncil@northcantonohio.com

March 17, 2011

To: Daryl Revoldt, Chairman
Ordinance, Rules & Claims Committee

From: Gail M. Kalpac
Clerk of Council

Re: Transfer of Liquor Permits
Washington Square Restaurant Inc. to Lake Cable Restaurants Inc.
Battershell Brother LLC to Shiramanuj LLC

Attached please find a copy of the "Notice to Legislative Authority" re the above mentioned transfer of liquor permits.

Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the transfer of a permit and to request a hearing. Said objections must be postmarked by April 11, 2011 and must be done by a Resolution of Council.

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

Attachments

g:\alcohol permits\transfer ltr.docx

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

49732800010		TRFO	LAKE CABLE RESTAURANTS INC
PERMIT NUMBER		TYPE	DBA 91
02	01	2010	1983 EASTON ST NW & PATIO
ISSUE DATE			NORTH CANTON OHIO 44720
03	09	2011	
FILING DATE			
D1	D2	D3	
PERMIT CLASSES			
76	187	B	F05128
TAX DISTRICT			RECEIPT NO.

FROM 03/11/2011

9421530			WASHINGTON SQUARE RESTAURANT INC
PERMIT NUMBER		TYPE	1983 EASTON ST NW & PATIO
02	01	2010	NORTH CANTON OHIO 44720
ISSUE DATE			
03	09	2011	
FILING DATE			
D1	D2	D3	
PERMIT CLASSES			
76	187		
TAX DISTRICT			RECEIPT NO.



MAILED 03/11/2011

RESPONSES MUST BE POSTMARKED NO LATER THAN. 04/11/2011

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

B TRFO 4973280-0010

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

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

RECEIVED

MAR 14 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

8113972		TRFO	SHIRAMANUJ LLC	
PERMIT NUMBER		TYPE	DBA BP 426	
02	01	2011		
ISSUE DATE		6363 MARKET AVE N		
03	07	2011		
FILING DATE		NORTH CANTON OH 44721		
C1	C2	D6		
PERMIT CLASSES				
76	187	B	F05104	
TAX DISTRICT			RECEIPT NO.	

FROM 03/09/2011

0511955			BATTERSHELL BROTHERS LLC	
PERMIT NUMBER		TYPE	6363 MARKET AVE N	
02	01	2011		
ISSUE DATE		NORTH CANTON OH 44721		
03	07	2011		
FILING DATE				
C1	C2	D6		
PERMIT CLASSES				
76	187			
TAX DISTRICT			RECEIPT NO.	



MAILED 03/09/2011

RESPONSES MUST BE POSTMARKED NO LATER THAN. 04/11/2011

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **B TRFO 8113972**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

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

RECEIVED

MAR 11 2011

COUNCIL OFFICE
NORTH CANTON, OHIO



City of North Canton, Ohio

Council Office
145 North Main Street
North Canton, Ohio 44720-2587
330.499.3986 • 330.499.2960 Fax

www.northcantonohio.com
email: citycouncil@northcantonohio.com

March 17, 2011

To: Daryl Revoldt
President of Council

From: Doug Foltz, Chairman
Park & Recreation Committee

Re: Legislative Request – Increase in Swimming Pool Rates

Please place the above subject matter on the March 21, 2011 Committee of the Whole agenda for the purpose of discussion and to consider an amendment to revise the season membership rates for the swimming pool.

An ordinance amending Ordinance No. 10-09 to increase the rates to be charged for season membership and daily admission for the City of North Canton Municipal Swimming Pool, rate for swimming lessons, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

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

Section 1. That the daily rates for admission to the North Canton Municipal Swimming Pool, be, and are hereby adopted:

DAILY RATE

Per Person	\$ 8.00
After 5:00 p.m.	\$ 6.00
One child under 6 admitted free with each paid adult	

GIFT CERTIFICATES

Gift Certificates may be purchased for Daily Admission and Season Memberships and are nonrefundable. Daily passes are \$8.00; Season Memberships are available at the applicable rates for Single, Family, Additional, Buddy, and Senior (62) passes.

Section 2. That the season membership rates commencing the day after the tax filing deadline and terminating on the opening date of the municipal pool, be, and are hereby adopted:

"RESIDENT OF CITY OF NORTH CANTON"

Single	\$ 65.00
Family (up to four)	160.00
(Additional)	25.00
Buddy Pass	100.00
Senior (62)	20.00

SCHOOL DISTRICT/TAXES/OWN PROPERTY
(Outside City Rates)

Single	\$ 100.00
Family (up to four)	265.00
(Additional)	35.00
Buddy Pass	100.00
Senior (62)	30.00

NONRESIDENT FAMILY PASS
(Limited to 100 Family Memberships)

Family (up to four)	\$400.00
(Additional)	55.00
Buddy Pass	100.00

Section 3. That the season membership rates commencing the opening date of the municipal pool, be, and are hereby adopted:

RESIDENT OF CITY OF NORTH CANTON

Single	\$ 70.00
Family (up to four)	175.00
(Additional)	30.00
Buddy Pass	100.00
Senior (62)	25.00

SCHOOL DISTRICT/TAXES/OWN PROPERTY
(Outside City Rates)

Single	\$ 120.00
Family (up to four)	300.00
(Additional)	40.00
Buddy Pass	100.00
Senior (62)	35.00

NONRESIDENT FAMILY PASS
(Limited to 100 Family Memberships)

Family (up to four)	\$425.00
(Additional)	50.00
Buddy Pass	100.00

- Section 4. That a Buddy Pass will be limited to one per family purchasing a single or family season membership. Buddy Pass can be used by a babysitter, relative or friend accompanying the season membership holder to the pool. A Buddy Pass is not limited to a specific person.
- Section 5. That to qualify for a season membership based on outside city rates for payment of city income tax, the minimum amount of taxes paid must be \$100 per year, based on the previous year's W-2 or estimated taxes.
- Section 6. That there will be rate of \$25.00 per session for swimming lessons and they will be offered to members only. "
- Section 7. That all collections received from the rates established herein shall be deposited with the Director of Finance and the Director of Finance shall deposit all such receipts to the credit of the General Fund.
- Section 8. That any and all legislation inconsistent herewith, be, and the same are hereby repealed.
- Section 9. 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 have the new rates in effect when pool passes go on sale and to allow for press releases on new rates in a timely manner; 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: _____, 2009

ATTEST:

CLERK OF COUNCIL

Ordinance No. 10-09Passed January 26, 20 091/21/09-gmk
(Park & Recreation)

Ordinance No. 10-09

An ordinance establishing the rates to be charged for season membership and daily admission for the City of North Canton Municipal Swimming Pool, rate for swimming lessons, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

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

Section 1. That the daily rates for admission to the North Canton Municipal Swimming Pool, be, and are hereby adopted:

DAILY RATE

Per Person	\$ 8.00
After 5:00 p.m.	\$ 6.00
One child under 6 admitted free with each paid adult	

GIFT CERTIFICATES

Gift Certificates may be purchased for Daily Admission and Season Memberships and are nonrefundable. Daily passes are \$8.00; Season Memberships are available at the applicable rates for Single, Family, Additional, Buddy, and Senior (62) passes.

Section 2. That the season membership rates commencing the day after the tax filing deadline and terminating on the opening date of the municipal pool, be, and are hereby adopted:

RESIDENT OF CITY OF NORTH CANTON

Single	\$ 55.00
Family (up to four)	135.00
(Additional)	20.00
Buddy Pass	50.00
Senior (62)	15.00

SCHOOL DISTRICT/TAXES/OWN PROPERTY

(Outside City Rates)

Single	\$ 85.00
Family (up to four)	225.00
(Additional)	30.00
Buddy Pass	50.00
Senior (62)	25.00

NONRESIDENT FAMILY PASS

(Limited to 100 Family Memberships)

Family (up to four)	\$400.00
(Additional)	50.00
Buddy Pass	50.00

Section 3. That the season membership rates commencing the opening date of the municipal pool, be, and are hereby adopted:

RESIDENT OF CITY OF NORTH CANTON

Single	\$ 60.00
Family (up to four)	150.00
(Additional)	25.00
Buddy Pass	50.00
Senior (62)	20.00

Ordinance No. 10-09

Passed January 26, 2009

SCHOOL DISTRICT/TAXES/OWN PROPERTY
(Outside City Rates)

Single	\$100.00
Family (up to four)	255.00
(Additional)	35.00
Buddy Pass	50.00
Senior (62)	30.00

NONRESIDENT FAMILY PASS
(Limited to 100 Family Memberships)

Family (up to four)	\$400.00
(Additional)	50.00
Buddy Pass	50.00

- Section 4.** That a Buddy Pass will be limited to one per family purchasing a single or family season membership. Buddy Pass can be used by a babysitter, relative or friend accompanying the season membership holder to the pool. A Buddy Pass is not limited to a specific person.
- Section 5.** That to qualify for a season membership based on outside city rates for payment of city income tax, the minimum amount of taxes paid must be \$100 per year, based on the previous year's W-2 or estimated taxes.
- Section 6.** That the rate of \$25.00 per session for swimming lessons, be, and will hereby remain the same.
- Section 7.** That all collections received from the rates established herein shall be deposited with the Director of Finance and the Director of Finance shall deposit all such receipts to the credit of the General Fund.
- Section 8.** That any and all legislation inconsistent herewith, be, and the same are hereby repealed.
- Section 9.** 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 have the new rates in effect when pool passes go on sale and to allow for press releases on new rates in a timely manner; 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: 1/26/09


MAYOR

SIGNED: 2/02, 2009

ATTEST:


CLERK OF COUNCIL

CITY OF NORTH CANTON - POOL PASSES SOLD IN 2010

PASS CLASSIFICATIONS	CT	INSIDE AMOUNT	CT	OUTSIDE AMOUNT	CT	TOTALS AMOUNT
BUDDY	65	\$6,700.00	0	\$0.00	65	\$6,700.00
FAMILY/SCHOOL DISTRICT	287	\$39,600.00	144	\$33,150.00	431	\$72,750.00
FAMILY	0	\$0.00	13	\$5,200.00	13	\$5,200.00
FAMILY - ADDITIONAL	115	\$2,615.00	0	\$0.00	115	\$2,615.00
PASS REPLACEMENT	9	\$102.00	0	\$0.00	9	\$102.00
SENIOR CITIZENS	82	\$1,320.00	25	\$655.00	107	\$1,975.00
SINGLE	223	\$12,565.00	115	\$10,240.00	338	\$22,805.00
TOTALS	781	\$62,902.00	297	\$49,245.00	1078	\$112,147.00

LAST RATE CHANGE WAS APRIL 7, 2008 EXCEPT FOR ADDING BUDDY PASS AND NON RESIDENT FAMILY WHICH PASSED ON JANUARY 26, 2009.

RATES	FROM	TO	INCREASE
DAY RATE:			
PER PERSON	\$7.00	\$8.00	\$1.00
AFTER 5 P.M.	\$7.00	\$8.00	\$1.00
CITY RESIDENTS:			
SINGLE	\$45.00	\$55.00	\$10.00
FAMILY (UP TO 4)	\$110.00	\$135.00	\$25.00
ADDITIONAL	\$20.00	\$20.00	\$0.00
BUDDY PASS	\$0.00	\$50.00	\$50.00
SENIOR	\$15.00	\$15.00	\$0.00
SCHOOL DISTRICT:			
SINGLE	\$70.00	\$85.00	\$15.00
FAMILY (UP TO 4)	\$185.00	\$225.00	\$40.00
ADDITIONAL	\$30.00	\$30.00	\$0.00
BUDDY PASS	\$0.00	\$50.00	\$50.00
SENIOR	\$25.00	\$25.00	\$0.00
AFTER POOL OPENS:			
CITY RESIDENTS:			
SINGLE	\$50.00	\$60.00	\$10.00
FAMILY (UP TO 4)	\$125.00	\$150.00	\$25.00
ADDITIONAL	\$25.00	\$25.00	\$0.00
BUDDY PASS	\$0.00	\$50.00	\$50.00
SENIOR	\$20.00	\$20.00	\$0.00
SCHOOL DISTRICT:			
SINGLE	\$80.00	\$100.00	\$20.00
FAMILY (UP TO 4)	\$210.00	\$255.00	\$45.00
ADDITIONAL	\$35.00	\$35.00	\$0.00
BUDDY PASS	\$0.00	\$50.00	\$50.00
SENIOR	\$30.00	\$30.00	\$0.00
NON RESIDENT FAMILY PASS:			
FAMILY (UP TO 4)	\$0.00	\$400.00	\$400.00
ADDITIONAL	\$0.00	\$50.00	\$50.00
BUDDY PASS	\$0.00	\$50.00	\$50.00

ALL HIGH-LIGHTED ITEMS ON THE LOWER SCHEDULE ARE THOSE PASSED ON JANUARY 26, 2009

CITY OF NORTH CANTON - REVENUE INCREASE FOR PROPOSED NEW POOL PASS SCHEDULE

PASS CLASSIFICATIONS	CT	INSIDE AMOUNT	CT	OUTSIDE AMOUNT	CT	TOTALS AMOUNT
BUDDY	65	\$3,250.00	0	\$0.00	65	\$3,250.00
FAMILY/SCHOOL DISTRICT	287	\$7,175.00	144	\$5,760.00	431	\$12,935.00
FAMILY	0	\$0.00	13	\$0.00	13	\$0.00
FAMILY - ADDITIONAL	115	\$1,725.00	0	\$0.00	115	\$1,725.00
PASS REPLACEMENT	9	\$0.00	0	\$0.00	9	\$0.00
SENIOR CITIZENS	82	\$410.00	25	\$125.00	107	\$535.00
SINGLE	223	\$2,230.00	115	\$1,725.00	338	\$3,955.00
TOTALS	781	\$14,790.00	297	\$7,610.00	1078	\$22,400.00

RATES	1/6/2009 FROM	3/21/2011 TO	INCREASE
DAY RATE:			
PER PERSON	\$8.00	\$8.00	\$0.00
AFTER 5 P.M.	\$6.00	\$6.00	\$0.00
CITY RESIDENTS:			
SINGLE	\$55.00	\$65.00	\$10.00
FAMILY (UP TO 4)	\$135.00	\$160.00	\$25.00
ADDITIONAL	\$20.00	\$30.00	\$10.00
BUDDY PASS	\$50.00	\$100.00	\$50.00
SENIOR	\$15.00	\$20.00	\$5.00
SCHOOL DISTRICT:			
SINGLE	\$85.00	\$100.00	\$15.00
FAMILY (UP TO 4)	\$225.00	\$265.00	\$40.00
ADDITIONAL	\$30.00	\$50.00	\$20.00
BUDDY PASS	\$50.00	\$100.00	\$50.00
SENIOR	\$25.00	\$30.00	\$5.00
AFTER POOL OPENS:			
CITY RESIDENTS:			
SINGLE	\$60.00	\$70.00	\$10.00
FAMILY (UP TO 4)	\$150.00	\$175.00	\$25.00
ADDITIONAL	\$25.00	\$50.00	\$25.00
BUDDY PASS	\$50.00	\$100.00	\$50.00
SENIOR	\$20.00	\$25.00	\$5.00
SCHOOL DISTRICT:			
SINGLE	\$100.00	\$120.00	\$20.00
FAMILY (UP TO 4)	\$255.00	\$300.00	\$45.00
ADDITIONAL	\$35.00	\$50.00	\$15.00
BUDDY PASS	\$50.00	\$100.00	\$50.00
SENIOR	\$30.00	\$35.00	\$5.00
NON RESIDENT FAMILY PASS:			
FAMILY (UP TO 4)	\$400.00	\$400.00	\$0.00
ADDITIONAL	\$50.00	\$50.00	\$0.00
BUDDY PASS	\$50.00	\$100.00	\$50.00



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

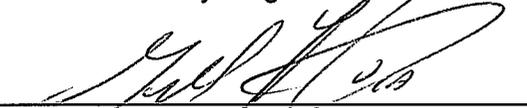
March 15, 2010

To: **Daryl Revoldt, President
City Council**

Subject: **2011 Street Maintenance/Paving Program**

Requested By: 
City Engineer

Date: 3-15-11

Approved By: 
Director of Administration

Date: 3-15-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor through the Board of Control to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain streets and alleys within the corporate limits of the City of North Canton.

Funds have been allocated as follows:

209.745.5229	\$	20,000
210.543.5229		300,000

EMERGENCY REQUESTED: Yes X No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain streets, alleys, and city parking lots 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 for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain streets, alleys, and city parking lots.

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 resurfacing, repaving, replacement, repair, and preventative maintenance of certain streets, alleys, and city parking lots.

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:

209	STORM SEWER IMPROVEMENT LEVY FUND	
209.745.5229	Contract Payments	\$ 20,000
210	STREET IMPROVEMENT LEVY	
210.543.5229	Contract Payments	\$ <u>300,000</u>
		\$ 320,000

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

Section 4. 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 5. 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 maintain the city streets in the proper condition for safe travel; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

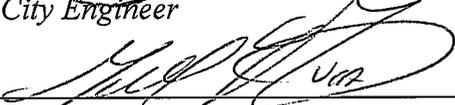
March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: Main Street Resurfacing

Requested By: 
City Engineer

Date: 3-15-11

Approved By: 
Director of Administration

Date: 3-15-11

Request: Authorizing the Mayor through the Board of Control to enter into a professional service agreement with Omnipro Services, LLC for the construction inspection services for the Main Street Resurfacing project in an amount not to exceed \$120,000.00.

Funds have been allocated in account 330.545.5229. These funds are part of the grants for the projects.

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional services Agreement by and between the City of North Canton and Omnipro Services LLC for construction inspection services for the Main Street Resurfacing Project, in an amount not to exceed \$120,000, 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 by and between the City of North Canton and Omnipro Services LLC for construction inspection services for the Main Street Resurfacing Project, in an amount not to exceed \$120,000.
- 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 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 construction inspection 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.



City of NORTH CANTON, OHIO

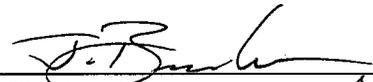
145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

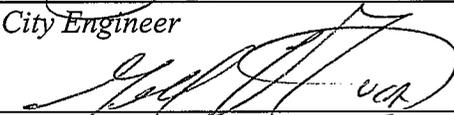
March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Hines Street SW Waterline Replacement**
(South Main St. to Castlewood)

Requested By: 
City Engineer

Date: 3-17-11

Approved By: 
Director of Administration

Date: 3-17-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Hines St. SW Waterline Replacement.

Funds have been allocated as follows:

651.767.5502

\$160,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 17 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Hines Street SW Waterline Replacement Project (South Main Street to Castlewood), at a cost not to exceed \$160,000, 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 for the Hines Street SW Waterline Replacement Project (South Main Street to Castlewood).

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 Hines Street SW Waterline Replacement Project (South Main Street to Castlewood), at a cost not to exceed \$160,000,

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 appropriation:

651	WATER EXP., REPL. & IMPROVEMENT FUND	
651.767.5502	Facilities – Inside Waterlines	\$160,000

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

Section 4. 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 5. 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 Hines Street SW Waterline Replacement Project (South Main Street to Castlewood); wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

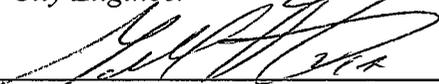
March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Far View Drive SW Waterline Replacement**
(Westfield Ave. SW to cul de sac)

Requested By: 
City Engineer

Date: 3-17-11

Approved By: 
Director of Administration

Date: 3-17-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Far View Drive SW Waterline Replacement.

Funds have been allocated as follows:

651.767.5502 \$100,000

EMERGENCY REQUESTED: Yes X No

RECEIVED

MAR 17 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Farview Drive SW Waterline Replacement Project (Westfield Avenue SW to cul de sac), at a cost not to exceed \$100,000, 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 for the Farview Drive SW Waterline Replacement Project (Westfield Avenue SW to cul de sac).

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 Farview Drive SW Waterline Replacement Project (Westfield Avenue SW to cul de sac), at a cost not to exceed \$100,000,

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 appropriation:

651	WATER EXP., REPL. & IMPROVEMENT FUND	
651.767.5502	Facilities – Inside Waterlines	\$100,000

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

Section 4. 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 5. 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 Farview Drive SW Waterline Replacement Project (Westfield Avenue SW to cul de sac); wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

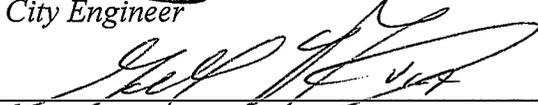
March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Lynbrook Sanitary Sewer Project - OPWC Loan**

Requested By: 
City Engineer

Date: 3-15-11

Approved By: 
Director of Administration

Date: 3-15-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Lynbrook Sanitary Sewer project.

Funds have been allocated as follows:

652,779.5501

\$357,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Lynbrook Street Sanitary Sewer Project (Clearmount Avenue SE to Pineview Avenue SE), in an amount not to exceed \$357,000, 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 for the Lynbrook Street Sanitary Sewer Project (Clearmount Avenue SE to Pineview Avenue SE).

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 Lynbrook Street Sanitary Sewer Project (Clearmount Avenue SE to Pineview Avenue SE), in an amount not to exceed \$357,000.

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:

652	SEWER REVENUE	
652.779.5501	Facilities – Sewer Lines	\$357,000

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

Section 4. 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 5. 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 Lynbrook Street 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.

Ordinance No. 69-10

Passed August 23, 2010

8/17/10-gmk
(Finance & Property)

Ordinance No. 69-10

An ordinance authorizing the Mayor of the City of North Canton to prepare and submit applications to the Ohio Public Works Commission for a loan for the Lynbrook Street Sanitary Sewer Replacement Project (Clearmount Avenue SE to Pineview Avenue SE); and, for the Mayor to be authorized, through the Board of Control, to enter into an agreement for said loan and declaring the same to be an emergency.

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

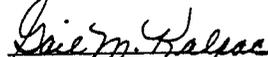
- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to prepare and submit applications to the Ohio Public Works Commission for a loan for the Lynbrook Street Sanitary Sewer Replacement Project (Clearmount Avenue SE to Pineview Avenue SE).
- Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into an agreement for said loan.
- 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 in order to meet the deadline for submission of applications for the Lynbrook Street Sanitary Sewer Replacement Project (Clearmount Avenue SE to Pineview Avenue SE); 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: 8/23/10


MAYOR

SIGNED: 8/23, 2010

ATTEST:


CLERK OF COUNCIL



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Northfield Avenue SE Waterline Replacement**
(Easthill to Knoll & Greenway to Meadowlane)

Requested By: *J. Brubaker*
City Engineer

Date: 3-17-11

Approved By: *[Signature]*
Director of Administration

Date: 3-17-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Northfield Avenue SE Waterline Replacement (Easthill to Knoll & Greenway to Meadowlane).

Funds have been allocated as follows:

651.767.5502

\$205,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 17 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Northfield Avenue SE Waterline Replacement Project (Easthill Street to Knoll Street and Greenway Road SE to Meadowlane Drive SE), at a cost not to exceed \$205,000, 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 for the Northfield Avenue SE Waterline Replacement Project (Easthill Street to Knoll Street and Greenway Road SE to Meadowlane Drive SE).

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 Northfield Avenue SE Waterline Replacement Project, at a cost not to exceed \$205,000,

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 appropriation:

651	WATER EXP., REPL. & IMPROVEMENT FUND	
651.767.5502	Facilities – Inside Waterlines	\$205,000

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

Section 4. 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 5. 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 Northfield Avenue SE Waterline Replacement Project (Easthill Street to Knoll Street and Greenway Road SE to Meadowlane Drive SE); wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Promway Avenue NW Waterline Extension**
(Just north of Promler to Portage Street)

Requested By: *J. B. [Signature]*
City Engineer

Date: 3-17-11

Approved By: *[Signature]*
Director of Administration

Date: 3-17-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Promway Avenue NW Waterline Extension.

Funds have been allocated as follows:

651.767.5503 \$300,000

EMERGENCY REQUESTED: Yes X No

RECEIVED
MAR 17 2011
COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Promway Waterline Extension Project (North of Promler to Portage Street), at a cost not to exceed \$300,000, 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 for the Promway Waterline Extension Project (North of Promler to Portage Street).

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 Promway Waterline Extension Project (North of Promler to Portage Street), at a cost not to exceed \$300,000,

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 appropriation:

651	WATER EXP., REPL. & IMPROVEMENT FUND	
651.767.5503	Facilities – Outside Waterlines	\$300,000

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

Section 4. 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 5. 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 Promway Waterline Extension Project (North of Promler to Portage Street); wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Sanitary Sewer Lining Project - 2011**

Requested By: 
City Engineer

Date: 3-15-11

Approved By: 
Director of Administration

Date: 3-15-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Sewer Lining Project.

Funds have been allocated as follows:

652.779.5501

\$500,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Sanitary Sewer Lining Project - 2011, in an amount not to exceed \$500,000, 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 for the Sanitary Sewer Lining Project - 2011.

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 Sanitary Sewer Lining Project - 2011, at a cost not to exceed \$500,000.

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:

652 SEWER REVENUE	
652.779.5501 Facilities – Sewer Lines	\$500,000

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

Section 4. 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 5. 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 Sanitary Sewer Lining Project - 2011; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

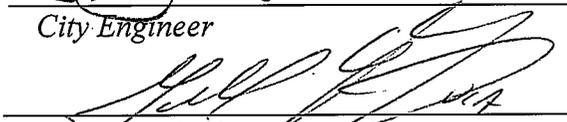
March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Valley Drive Sanitary Sewer**

Requested By: 
City Engineer

Date: 3-15-11

Approved By: 
Director of Administration

Date: 3-15-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Valley Drive sanitary sewer project.

Funds have been allocated as follows:

652.779.5501 \$200,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Valley Drive Sanitary Sewer Project, in an amount not to exceed \$200,000, 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 for the Valley Drive Sanitary Sewer Project.

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 Valley Drive Sanitary Sewer Project, in an amount not to exceed \$200,000.

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:

652	SEWER REVENUE	
652.779.5501	Facilities – Sewer Lines	\$200,000

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

Section 4. 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 5. 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 Valley Drive 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.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON, OHIO 44720-2587

March 16, 2011

To: Daryl Revoldt
President of Council

Re: Discussion of Possible Amendment to the Income Tax Ordinance
Ordinance No. 145-04

Please place on the March 21, 2011 Committee of the Whole agenda discussion and consideration of an amendment to the Income Tax Ordinance, Ordinance No. 145-04, specifically SECTION 3. ARTICLE II-1 IMPOSITION OF TAX ON RESIDENTS and/or ARTICLE II-2 IMPOSITION OF TAX ON NONRESIDENTS.

Respectfully submitted,

A handwritten signature in cursive script that reads "V. Margaret Loretto".

V. Margaret Loretto
Director of Finance

VML:gmk

181.03 IMPOSITION OF TAX.

(a) An annual tax for the purposes specified in Section 181.01, shall be levied on and after October 1, 1982, at the rate of two percent (2.0%) per annum upon the following:

(1) A. On all qualifying wages earned by residents of the City.

B. On all qualifying wages earned by nonresidents for work done or services performed or rendered in the City.

C. On all qualifying wages earned by persons now employed or hereafter employed by the City of Canton, whether residents or non-residents of the City of Canton, for work done or services performed or rendered for the City of Canton.

D. On all income derived from gambling, wagering, lotteries, including the Ohio State Lottery, and games or schemes of chance earned or received by the residents of this City, except as provided in Section 181.03(d)(4).

(2) A. On any programs to include, but not be limited to, deferred compensation plans and similar plans offered that would reflect a reduction from salaries, wages, commissions and other compensation as reported on a W-2 and/or similar wage reporting form, unless specifically exempted in this chapter and/or under state statutes.

B. On any programs to include, but not be limited to, IRA's, KEOGH's and similar plans offered that qualify for reductions in salaries, wages, commissions and other compensation under federal and state tax regulations unless specifically exempted in this chapter and/or under state statutes.

(3) A. On the portion attributable to the City of the net profits earned of all resident associations, S corporations, unincorporated businesses, professions or other entities derived from sales made, work done, services performed or rendered and business or other activities conducted in the City as follows:

1. The tax on resident associations, S corporations, unincorporated businesses, professions or other entities owned by two or more persons is imposed upon the entity rather than the individual members or owners thereof.

2. The tax on resident associations, S corporations, unincorporated businesses, professions or other entities owned by one person is imposed upon the individual owner.

B. On a resident partner's or owner's share of the net profits of a resident association, S corporation, unincorporated business, profession or other entity not attributable to the City and not levied against such association or other unincorporated business entity as follows:

1. A resident partner, owner or member of a resident association, S corporation, unincorporated business, profession or other entity is taxed individually on that resident's entire share of the annual net profits of the association or other business entity which is not attributable to the City and levied upon the entity under subsection (a)(3)A. hereof.

2. A resident person who is the sole owner of a resident association, S corporation, unincorporated business, profession or other entity shall disregard the business allocation formula and pay tax individually on the entire annual net profits of the business activity.

(4) A. On the portion attributable to the City of the net profits earned of all nonresident associations, S corporations, unincorporated businesses, professions or other activities derived from sales made, work done, services performed or rendered or business or other activities conducted in the City, whether or not such association or unincorporated business entity has an office or place of business in the City as follows:

1. The tax on non-resident associations, S corporations, unincorporated businesses, professions or other entities owned by two or more persons is imposed upon the entity rather than the individual members or owners thereof.

2. The tax on non-resident associations, S corporations, unincorporated businesses,

One percent (1%) of the tax imposed by this Ordinance shall be allocated to provide funds for the purpose of general municipal operations, including maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements.

The one percent so imposed shall be disbursed in the following order, to wit:

A. Such part thereof as shall be necessary to defray all costs of collection, administration and enforcement of the entire tax imposed by this Ordinance.

B. The balance of the one percent shall be allocated as follows: three-tenths to the Capital Improvement Fund and seven-tenths for general operating purposes, for uses, in each case, as determined by Council.

C. The remaining one-half per cent (.5%) so imposed shall, to the extent appropriated by Council for the purpose, be allocated for the payment of debt service on bonds outstanding as of January 1, 1984, and issued to provide for the payment of costs of capital improvements to the waterworks system of the City and, to the extent not so appropriated, for general municipal operations and capital improvements in amounts and for uses, in each case, as determined by Council.

SECTION 3

ARTICLE II-1

IMPOSITION OF TAX ON RESIDENTS

A. In the case of residents of the City an annual tax of one and one-half percent (1.5%) is imposed on all salaries, qualifying wages, commissions, other compensation, and other income (including earnings deposited by the employee into deferred compensation or medical coverage plans) earned or received during the effective period of the ordinance. For the purpose of determining the tax on the income of resident taxpayers, the source of the income and the place or places in or at which the services were rendered or the income was earned or received, are immaterial. All such income wherever earned or received is taxable, except that tax shall not be levied on expenses reported in accordance with federal guidelines for Federal Form 2106, subject to audit and approval by the Income Tax Department.

B. The following are items which are subject to the tax:

1. Gross income, including but not limited to income, salaries, qualifying wages, bonuses and incentive payments earned by an individual, whether directly or through an agent, and whether in cash or in property for services rendered during the tax period as an officer, director or employee of a corporation (including charitable and other non-profit organizations), or association or any other entity or person; an officer or employee (whether elected, appointed, or commissioned) of the United States Government or any of its agencies or of the State of Ohio or any of its political subdivisions or agencies thereof; or any foreign country or dependency. For clarification, effective January 1, 2005, "income" includes lottery, gambling and sports winnings, and games of chance. No deductions shall be allowed against income from lottery, gambling and sports winnings, and games of chance unless the taxpayer is considered a professional gambler for federal income tax purposes, in

considered taxable for Internal Revenue Code Section 3121(a) withholding, those items shall not be considered taxable for North Canton.

9. Effective for tax years 2004 and later, the distributive share of income paid to an S corporation shareholder shall be taxable in the following manner:

(a) If no portion of the net profits of the S corporation are allocated or apportioned to the State of Ohio, the distributive share is taxable only to the extent that it represents wages or net earnings from self-employment.

(b) If any portion of the net profits of the S corporation are allocated or apportioned to the State of Ohio, the full amount of the distributive share is taxable.

C. Domestic employees are not subject to employer withholding under North Canton Income Tax, but such employees shall be subject to all of the requirements of the ordinance regarding individual filing.

D. When a resident receives compensation for services for sales of real estate or insurance from an employer whose situs is the City, that total compensation is taxable at City's tax rate and is payable to the City. The site of the property sold or residence of the purchaser of insurance has no bearing on the taxing of the compensation.

ARTICLE II-2 IMPOSITION OF TAX ON NON-RESIDENTS

A. In the case of individuals who are non-residents of North Canton, there is imposed an annual tax at the rate of one and one-half per cent (1.5%) per annum on all qualifying wages, commissions, other compensation and other income (including earnings deposited by the employee into deferred compensation or medical coverage plans) earned or received during the effective period of the Ordinance for work done or services performed or rendered within the City, whether such compensation or remuneration is received or earned directly or through an agent and whether paid in cash or in property. The location of the place from which payment is made is immaterial. Tax shall not be levied on expenses reported in accordance with federal guidelines for Federal Form 2106, subject to audit and approval by the Income Tax Department.

B. The items subject to tax under this section are the same as those listed and defined in Article II-1. For methods of computing the extent of such work or services performed within the City, and cases involving compensation for personal services partly within and partly outside the City, see Article IV-1.

C. 12-day occasional entry rule:

1. A non-resident individual who works in the City twelve (12) or fewer days per year shall be considered an occasional entrant, and shall not be subject to North Canton municipal income tax for those 12 days. For purposes of the 12-day calculation, any portion of a day worked in North Canton shall be counted as one day worked in North Canton.

2. Beginning with the thirteenth day, the employer of said individual shall begin withholding



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **City Hall Roof Replacement**

Requested By: *J. B. [Signature]*
City Engineer

Date: 3-15-11

Approved By: *[Signature]*
Director of Administration

Date: 3-15-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the City Hall roof replacement.

Funds have been allocated as follows:

330.627.5600 \$400,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the replacement of the roof at North Canton City Hall, 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 for the replacement of the roof at North Canton City Hall.

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 replacement of the roof at North Canton City Hall.

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 appropriation:

330	CAPITAL IMPROVEMENT FUND		
330.627.5600	Municipal Improvements – Bonds		\$400,000

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

Section 4. 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 5. 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 replacement of the roof at North Canton City Hall; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Civic Center Roof**

Requested By: 
City Engineer

Date: 3-15-11

Approved By: 
Director of Administration

Date: 3-15-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Civic Center Roof roofing project.

Funds have been allocated as follows:

330.309.5501 \$85,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the North Canton Civic Center Roofing Project, 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 for the North Canton Civic Center Roofing Project.

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 North Canton Civic Center Roofing Project.

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 appropriation:

330	CAPITAL IMPROVEMENT FUND	
330.309.5501	Facilities	\$85,000

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

Section 4. 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 5. 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 roofing project at North Canton Civic Center; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

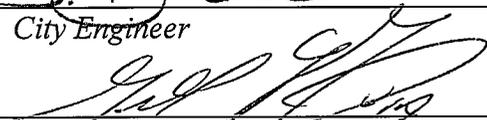
March 15, 2011

To: **Daryl Revoldt, President**
City Council

Subject: **Salt Shed**

Requested By: 
City Engineer

Date: 3-15-11

Approved By: 
Director of Administration

Date: 3-15-11

Request: An ordinance authorizing the Director of Administration to advertise and receive bids and authorizing the Mayor, through the Board of Control, to enter into a contract for the Salt Shed.

Funds have been allocated as follows:

330.627.5600

\$440,000

EMERGENCY REQUESTED: Yes No

RECEIVED

MAR 15 2011

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the construction of a salt storage shed, 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 for the construction of a salt storage shed.

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 construction of a salt storage shed.

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 appropriation:

330	CAPITAL IMPROVEMENT FUND	
330.309.5501	Facilities	\$85,000

upon receipt of vouchers duly approved by the proper departmental authority

Section 4. 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 5. 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 construction of a salt storage shed; 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.



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

CITY OF NORTH CANTON
Michael J. Grimes
Director of Administration

Legislation Request

To: Daryl Revoldt, Council President
Date: March 15, 2011
Subject: Board of Control Authorization for Ordinance No. 14-11 (Radio Grant)

Authorization for the Mayor of the City of North Canton through the Board of Control to enter into an agreement for the purchase of Radio Equipment for use by the Fire / EMS Departments, within the purview of the Ohio Cooperative Purchase Act and declaring same to be an emergency.

Prior Ordinance No. 14-11 authorized the Mayor of the City of North Canton to accept and utilize a Federal Management Agency Grant for this purpose.

EMERGENCY REQUESTED YES NO

Respectfully,

Michael J. Grimes

c: Director of Finance

RECEIVED
MAR 15 2011
COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an Agreement for the purchase of Radio Equipment for use by the Fire/EMS Departments, within the purview of the Ohio Cooperative Purchase Act 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 an Agreement for the purchase of Radio Equipment for use by the Fire/EMS Departments, within the purview of the Ohio Cooperative Purchase Act.
- Section 2. 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 5. 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 purchase of the radio equipment and to ensure the continued efficient operation of the Fire/EMS Departments; 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.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 14-11

Passed February 14, 2011

2/8/11-gmk
(Finance & Property)

Ordinance No. 14-11

An ordinance authorizing the Mayor of the City of North Canton to accept and utilize a Federal Management Agency Grant in an amount not to exceed \$233,795 for the reimbursement of the purchase of Radio Equipment for use by the Fire/EMS Departments, 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:

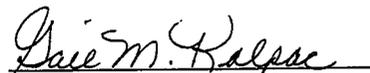
- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to accept and utilize a Federal Management Agency Grant in an amount not to exceed \$233,795 for the reimbursement of the purchase of Radio Equipment for use by the Fire/EMS Departments.
- Section 2. That if a provision 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 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 acceptance and utilization of the grant monies, and to ensure the continued efficient operation of the Fire/EMS Departments; 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: 2/14/11


MAYOR

SIGNED: 2-14, 2011

ATTEST:


CLERK OF COUNCIL



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

CITY OF NORTH CANTON

Michael J. Grimes

Director of Administration

Legislation Request

To: Daryl Revoldt, Council President

Date: March 17, 2011

Subject: MARCS Radio Use Agreement

Authorization for the Mayor of the City of North Canton through the Board of Control to enter into the MARCS Radio Use Agreement per Ordinance No. 14-11.

EMERGENCY REQUESTED X YES NO

Respectfully,

Michael J. Grimes

c: Director of Finance

RECEIVED

MAR 17 2011

**COUNCIL OFFICE
NORTH CANTON, OHIO**

MARCS RADIO USE AGREEMENT

This Use Agreement ("Agreement"), shall be between the **OHIO OFFICE OF INFORMATION TECHNOLOGY, MULTI-AGENCY RADIO COMMUNICATIONS SYSTEM PROGRAM OFFICE ("MARCS")**, having an office located at 30 E. Broad St., 39th Fl., Columbus, OH 43215, and _____, having its principal place of business at _____ in the county of _____ (the "User").

WHEREAS, MARCS provides statewide radio coverage for police, fire and EMS services and other public agencies that are either first responders or contributes materially to homeland security.

WHEREAS, USER is public/private entity which provides first responder services to the public and materially contributes to homeland security.

WHEREAS, it is the intent that this Agreement solidify the responsibilities of both MARCS and USER.

IT IS THEREFORE MUTUALLY AGREED THAT:

SECTION 1: PURPOSE

MARCS hereby provides subscription service to a voice system based upon the individual or enterprise entity purchasing _____ compatible radios at a user fee of \$20.00 (Twenty and 00/100 Dollars) per month for portable and mobile voice radios(\$40.00 (Forty and 00/100 Dollars) per month for high tier control stations).

SECTION 2: INITIAL TERM

This Agreement shall commence on the date the radio unit(s) are activated (i.e. programmed) (hereinafter referred to as "Activation Date") and shall continue for a period of 24 months, unless renewed as set forth in Section 6 herein.

SECTION 3: ANNUAL FEE

User shall pay an annual fee to MARCS in the amount of **TWO HUNDRED FORTY DOLLARS (\$240.00)** ("Fee") per radio unit, for each fiscal year beginning July 1 through June 30, such fee shall be prorated for the period commencing on the Activation Date for each radio unit through June 30, 2011. User shall pay the prorated fee within 45 days **after receipt of invoice** from the Ohio Office of Information Technology, Multi-Agency Radio Communication System Program Office (MARCS), thereafter; the Fee shall be paid **quarterly on the first day of the calendar quarter (i.e. January, April, July, and September).**

If the Fee is not paid by User when due, MARCS holds the right to charge a late fee of 1.5% per month. The Fee paid by User shall be due without set-off notice or demand from MARCS.

Once invoiced, any Fee or other payment made by User shall contain a notation of the invoice number and shall be made payable to the Treasurer, State of Ohio MARCS 5C2 Fund. Payment should be mailed to:

Treasurer, State of Ohio (Fund 5C2)
Office of Information Technology
c/o Finance Office
30 East Broad Street, 40th Floor
Columbus, Ohio 43215-3414

SECTION 4: MARCS' RESPONSIBILITIES

- 4.1 Provide continuous (i.e. 24 hour, 7 days a week for 365 days per year) system availability from the tower and central equipment infrastructure.
- 4.2 Provide continuous access to live help via the network operations center 866-OH-MARCS to assist User if they are experiencing any technical or operational difficulties.
- 4.3 MARCS will work with User to develop talk group plans, including but not limited to User specific talk groups based on the User's mission and agents deployed and need for interoperability within their geographic location.

SECTION 5: USER'S RESPONSIBILITIES

- 5.1 Maintenance and repair of actual radios used for the subscription service is the sole responsibility of the User.
- 5.2 Use of radio is limited to public safety or responders.
- 5.3 All FCC rules and regulations shall be adhered to by User at all times, including breaks during long term transmissions.
- 5.4 At MARCS sole discretion, improper use of radio may result in the suspension or termination of this agreement with no refund of any fees paid.
- 5.5 User shall not sublet their service to any individual, agency or organization without prior written consent of the MARCS Program Office.
- 5.6 No use of profanity is permitted by User or its designated assigns.
- 5.7 User shall submit to MARCS their contact information and a list of the serial numbers for all radios utilizing the subscription services on the form set forth in the "General Information Form", attached hereto and incorporated herein.
- 5.8 User shall notify MARCS if there is any change in their radio inventory, including but not limited to lost/stolen devices or additional devices activated utilizing the subscription service, .
- 5.9 User shall work with MARCS' voice radio services staff to develop the proper talk groups in order to forward the mission of the User, without negatively impacting the MARCS radio system.
- 5.10 User understands these talk groups will include the MARCS interoperability talk groups, as detailed in the attached MARCS Policy MPP-15.0 (attached hereto and incorporated herein).
- 5.11 User shall be responsible for the proper use of each radio subscribed to MARCS. Proper FCC and MARCS' radio protocol shall be followed at all times (e.g., Utilization of radio codes to shorten transmissions, transmission breaks during lengthy traffic, deferral to emergency traffic, etc. Frequencies and bandwidth support MARCS is at a premium, use of the system is for legitimate criminal justice/public safety purposes only. Telephone should be utilized for other traffic).
- 5.12 User agrees that MARCS maintains the right to audit its list of radio users at any time.

5.13 Approval of additional radio unit activation shall include but not be limited to the outcome of grade of service (GOS) studies which shall be performed by the MARCS Program Office. The GOS is a way of assuring that the additional devices will not adversely affect current communications on the MARCS system. If it is determined by MARCS that the addition of channels and/or frequencies is necessary in order to accommodate the additional radio units MARCS, at its discretion but upon providing prior written notification to User, shall install at User's expense any additional equipment that MARCS deems necessary. User shall be responsible for all equipment and installation costs associated with the system infrastructure upgrade. User agrees that upon installation of any equipment on the system infrastructure, the equipment becomes the permanent property of MARCS and MARCS shall be responsible for maintenance of the equipment.

SECTION 6: RENEWAL TERMS, TERMINATION

The term of this Agreement shall be effective as of the last date of signing and shall continue until June 30, 2012 provided that User is not then in default of its obligations to pay the Fees reserved herein and the performance of and the covenants set forth herein. This Agreement shall automatically renew for an additional 24 months (the "Renewal Terms") at the end of the initial term and upon the same terms and conditions as are set forth herein, unless 90 days prior to the end of the term, User provides MARCS with written notification of their intent not to renew.

MARCS may terminate this Agreement with or without cause at anytime followed by written confirmation of such notice to the User.

SECTION 7: NOTICES

All notices and/or invoices given under this Agreement, except for emergency service requests, shall be made in writing. All notices shall be sent to the parties at the addresses set forth below:

**OFFICE OF INFORMATION TECHNOLOGY
MARCS
Attn: PROGRAM DIRECTOR
30 E. Broad St., 39th Fl
Columbus, OH 43215**

**COMMUNICATIONS TECHNICAL RESPONSIBLE PARTY
CONTACT NAME, ADDRESS, PHONE, FAX, E-MAIL**

Contact _____
Address _____
City, State, Zip _____
Phone _____
Fax _____
E-mail _____

SECTION 8: MISCELLANEOUS

8.1 This Agreement contains the entire agreement between the parties hereto and shall not be modified, amended or supplemented, or any rights herein waived, unless specifically agreed upon in writing by the

parties hereto. This Agreement supersedes any and all previous agreements, whether written or oral, between the parties. A waiver by any party of any breach or default by the other party under this Agreement shall not constitute a continuing waiver by such party of any subsequent act in breach of or in default hereunder.

- 8.2 This Agreement shall be governed, construed and interpreted in accordance with the laws of the State of Ohio.
- 8.3 The parties further agree that they are in compliance with the requirements of Ohio Revised Code Section 125.111.
- 8.4 Changes to the original preprinted text and terms of this document shall not be honored.

The parties have signed below as evidence of their agreement.

MARCS:
STATE OF OHIO
Office of Information Technology
Service Delivery Division
Multi-Agency Radio Communications System
30 E. Broad St., 39th Fl
Columbus, Ohio 43215

Agency Name _____
 Address _____
 Address2 _____
 City, State Zip _____
 Phone _____
 E-Mail _____

SIGNATURE: _____

SIGNATURE: _____

PRINTED NAME: Darryl L. Anderson

PRINTED NAME: _____

TITLE: MARCS Program Manager

TITLE: _____

DATE: _____

DATE: _____

General Information Form For Full Use Devices

AGENCY NAME _____

CONTACT NAME _____

AGENCY ADDRESS _____

CONTACT PHONE/FAX _____

CONTACT E-MAIL ADDRESS _____

	Type of Radio-Mobile/Portable/Control Station	Serial Number
1		
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		
29		
30		
31		
32		

City of North Canton, Ohio

Station 1

300 North Main Street
North Canton, OH 44720
Office Phone: (330) 499-3404
Fax: (330) 966-3623



Station 2

345 Seventh Street
North Canton, Ohio 44720
Office Phone: (330) 497-4899
Fax: (330) 966-2842

March 8, 2011

To: **Mike Grimes**
Director of Administration

Subject: **Marc's Radio Use Agreement**

Mike,

On Tuesday March 8, 2011 I had a discussion with Teri Steward (Marc's) in regards to the questions the Law Department forwarded in regards to the: Marc's Radio Use Agreement

Teri suggested we add an amendment:

Section 5 User's Responsibilities

5.13

The City understands this is in place in case the entity adds enough radios to cause problems with the Marc's infrastructure requiring additional upgrades.

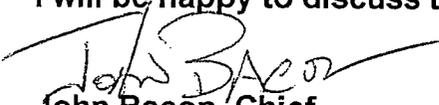
The City does not anticipate adding enough equipment to overload the capacity of the radio system causing disruption to the service.

Section 6: Renewal Terms, Termination

Marc's may terminate this agreement with or without cause at anytime followed by written confirmation of such notice to the user.

The City understands it has the same privileges for termination

I will be happy to discuss this if needed.


John Bacon, Chief
Fire / EMS

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an Use Agreement by and between the City of North Canton ("City") and the Ohio Office of Information Technology, Multi-Agency Radio Communications System Program Office ("MARCS") for subscription to the statewide radio coverage system for use by the Fire/EMS Department, 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 an Use Agreement by and between the City of North Canton ("City") and the Ohio Office of Information Technology, Multi-Agency Radio Communications System Program Office ("MARCS") for subscription to the statewide radio coverage system for use by the Fire/EMS Department.
- Section 2. 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 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 effectiveness of the Use Agreement and to ensure the continued efficient operation of the Fire/EMS Departments; 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.



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

CITY OF NORTH CANTON

Michael J. Grimes
Director of Administration

Legislation Request

To: Daryl Revoldt, Council President

Date: March 17, 2011

Subject: Cruiser Purchase

Please place the above subject matter on the Committee of the Whole agenda for Monday, March 21, 2011, for the consideration of an ordinance authorizing the purchase of two (2) police cruisers to replace two (2) of our current older vehicles that are in use in the police department. The ordinance to authorize the purchase must then go through the Board of Control for purchase.

The intent is to purchase these vehicles through the Ohio Cooperative Purchase Agreement as that has historically offered the lowest purchase price for the vehicle. The purchase has been budgeted in the 2011 budget under 330 – Capital Improvement Fund, 330-101-5500 Cruisers, not to exceed the amount of fifty thousand dollars (\$50,000.00).

EMERGENCY REQUESTED X YES NO

Respectfully,

Michael J. Grimes
c: Director of Finance

RECEIVED

MAR 17 2011

COUNCIL OFFICE
NORTH CANTON, OHIO



City of North Canton, Ohio



MICHAEL J. GRIMES
Chief of Police

POLICE DEPARTMENT – CITY HALL
145 N. Main Street
North Canton, Ohio 44720-2501
Phone 330-499-5911
Fax 330-966-3731
www.northcantonpolice.org

Dedicated To Service and Protection

March 17, 2011

TO: City Administrator Michael J Grimes

RE: Request For Legislation – Cruiser Purchase

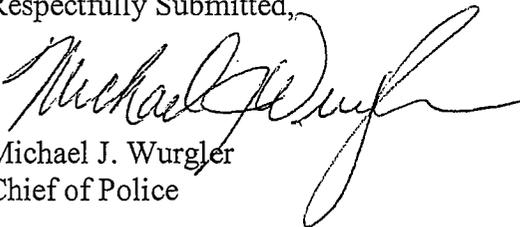
It's my understanding of North Canton City Charter Section 4.05 and Ohio Revised Code 735.05 that I am required to seek authorized legislation from our City Council and then approval from our Board of Control before making any purchase exceeding twenty-five thousand dollars (\$25,000.00).

I am requesting that approval and legislation be requested from City Council authorizing me to purchase two (2) police cruisers to replace two (2) of our current older vehicles that are in use. My intention is to purchase these vehicles through the Ohio Cooperative Purchase Agreement as that has historically offered the lowest purchase price for a vehicle.

This purchase has been budgeted in the approved 2011 City Budget under 330 – Capital Improvement Fund, 330-101-5500 Cruisers, not to exceed the amount of fifty thousand dollars (\$50,000.00).

I am sure that the Clerk of Council has the appropriate language already needed for this requested legislation but if not, I remain available to work with her on providing anything needed for my request.

Respectfully Submitted,



Michael J. Wurgler
Chief of Police

Copy: File

City of North Canton

VENDOR NAME STATEWIDE FORD

ADDRESS 1108 W MAIN ST

VAN WERT, OH 45891

DATE 3-17-11

SPECIFY SHIP TO:
(CIRCLE 1, 2 OR 3)

1. 145 NORTH MAIN STREET, NORTH CANTON, OHIO 44720

2. 7300 FREEDOM AVE. N.W., NORTH CANTON, OHIO 44720

3. _____

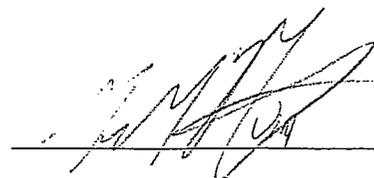
Date Required _____ Submitted by Michael J Wurpler Department POLICE
OUR TK ACTING CHIEF MICHAEL J WURGLER

QUANTITY REQUIRED	U/M	APPROPRIATION NUMBER	STOCK NUMBER	DESCRIPTION	PRICE	AMOUNT
2	EA	330.101.5500		2011 CROWN VICTORIA P7B, VIBRANT		
				WHITE/CHARCOAL INTERIOR	\$20333.00	\$40666.00
				OPTIONS: SECURE IDLE	285.00	570.00
				FA6 TAIL LIGHT FLASHER	145.00	290.00
				BASE POLICE PREP PKG	815.00	1630.00
				POWER DRIVERS SEAT	379.00	758.00
				TRACTION LOCK DIFFERENTIAL	200.00	400.00
				CARPETING W/CARPET MATS	125.00	250.00
				TEMP 30-DAY LICENSE TAG	18.50	37.00
				FRONT DOOR MOLDING IN TRUNK	30.00	60.00
				KEYED ALIKE - 0576X	75.00	150.00
				TRACTION CONTROL ASSIST	235.00	470.00
				REAR POWER WINDOW SWITCH DELETE	25.00	50.00
				REAR DOOR HANDLES INOPERATIVE	25.00	50.00
				ROOF WIRE	110.00	220.00
				INOPERATIVE COURTESY LAMPS	65.00	130.00
				DELIVERY: 384 MI ROUND TRIP X .30	115.20	230.40
				PRICES ARE STATE BID CONTRACT		
				TOTAL		\$45961.40

Finance Approval

APPROVED: DIRECTOR OF ADMINISTRATION

FUNDS: Existing appropriated funds are not adequate to approve purchase as requested



CRUISER ORDER WITH OPTIONS

VEHICLE DESCRIPTIONS	CODE	STATEWIDE PRICE
Vibrant White / Charcoal Interior	WT/IN	
2011 Crown Vic Base Price	P7B	\$20,333.00
CRUISER OPTIONS:		
Secure Idle	SI	\$285.00
FA6 Tail Light Flasher	TLF	\$145.00
Base Police Prep PKG	65A	\$815.00
Power Drivers Seat	21A	\$379.00
Traction Lock Differential	45C	\$200.00
Carpeting with carpet mats:	128	\$125.00
Temporary 30-Day Lic Tag	Temp	\$18.50
Front Door Molding in Trunk	96B	\$30.00
Keyed Alike - 0576X	438	\$75.00
Traction Control Assist	552	\$235.00
Rear Power Window Switch Delete	948	\$25.00
Rear Door Handles Inoperative	67B	\$25.00
Roof Wire	189	\$110.00
Inoperative Courtesy Lamps	478	\$65.00
Delivery 384 miles round trip x.30		\$115.20
Total Car Cost		\$22,980.70
Michael J. Grimes		
Chief of Police		

NORTH CANTON POLICE DEPARTMENT
 145 North Main Street
 NORTH CANTON, OHIO 44702

chief@northcantonpolice.org

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 to be authorized, through the Board of Control, to enter into an Agreement for the purchase of two (2) Marked Cruisers for use by the Police Department from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act 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 purchase two (2) Marked Cruisers, for use by the Police Department, within the purview of the Ohio Cooperative Purchase Act.

Section 2. In the event a purchase through the Ohio Cooperative Purchase Act is not feasible in the discretion of the Director of Administration of the City of North Canton, that the Director of Administration, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Office of the Director of Administration and for the Mayor, to be authorized, through the Board of Control, to enter into an Agreement for the purchase of two (2) Marked Cruisers for use by the Police Department.

Section 3. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to purchase two (2) Marked Cruisers for use by the Police Department, from a vendor if they are at a lower price than state bid contract and if they are at equivalent terms, conditions, and specifications as authorized by Ohio Revised Code 125.04.

Section 4. 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 agreement from the following appropriation:

330	CAPITAL IMPROVEMENT FUND	
330.101.5500	Equipment	\$50,000

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

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.

Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City North Canton and further necessary for the timely purchase of the cruisers and to ensure continued efficient operation of the Police Department; 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.