



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 MEETING

Council Meeting Agenda Monday, April 25, 2011 - 7:00 p.m. Council Chamber at North Canton City Hall

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Michael Crigline
3. Pledge of Allegiance
4. Roll Call
5. Consideration

Council Meeting Minutes – April 11, 2011
Financial Statement – March, 2011
6. Committee Minutes
7. Voice Vote – Appointment of Council at Large Representative
8. Oath of Office – Administered by Director of Law Nilges
9. Recognition of Visitors

OLD BUSINESS:

10. **Ordinance No. 45-11 – 2nd Reading – Ordinance, Rules & Claims Committee**
An ordinance amending Ordinance No. 29-10, specifically subsections (d)(9)-(10) and (i)(1), (2) and (4) of 115.01 RULES OF COUNCIL, of the Codified Ordinances of the City of North Canton, to change the date and time the Agenda and supporting paperwork shall be available to the Council, Mayor, Director of Administration, Director of Law and Director of Finance and the date and time matters to be placed on the Agenda shall be reported to the Clerk of Council and, and declaring the same to be an emergency.

NEW BUSINESS:

11. **Ordinance No. 49-11 – 1st Reading – Water, Sewer & Rubbish Committee**
An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to exercise the option to extend the existing franchise contract for a two (2) year period commencing July 1, 2011 and ending June 30, 2013, for the collection of residential garbage, rubbish, recyclables and yard waste in the City of North Canton.

12. **Ordinance No. 50-11 – 1st Reading – Finance & Property Committee**
An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the Capital Improvement Fund to the Equipment Account in the amount of \$10,000 for the current expenses during the fiscal year ending December 31, 2011, and declaring the same to be an emergency.

13. **Ordinance No. 51-11 – 1st Reading – Finance & Property Committee**
An ordinance authorizing the Director of Finance of the City of North Canton to reduce the appropriation of funds of the City of North Canton, Ohio, from the appropriated resources of the Street Construction, Maintenance and Repair Fund in the amount of \$80,000 for the current expenses during the fiscal year ending December 31, 2011, and declaring the same to be an emergency.

14. **Ordinance No. 52-11 – 1st Reading – Finance & Property Committee**
An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the General Fund to the Transportation – Operating Supplies Account in the amount of \$80,000 for the current expenses during the fiscal year ending December 31, 2011, and declaring the same to be an emergency.

REPORTS:

Director of Law	Director of Finance	Director of Administration	Mayor
City Engineer	Director of Economic Development		Clerk of Council

REPORTS – COUNCIL:

Pat DeOrio	At Large	Doug Foltz	Ward 1
Marcia Kiesling	At Large	Daniel Peters	Ward 2
		Jeff Davies	Ward 3
		Jon Snyder	Ward 4

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

Gail M. Kalpac
Clerk of Council
g:\2011 agendas\4-25-11 cm agenda.docx



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

EXECUTIVE SESSION MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met Monday, April 11, 2011 at 5:45 p.m. in the Council Chambers at North Canton City Hall.

Present for the Meeting were: Chairman Peters, Vice Chairman Snyder, Council Members Davies, DeOrio, Foltz and Kiesling.

Upon a roll call vote of Council, all present moved into an executive session at 5:45 p.m. for the purpose of conducting interviews for the position of Council at Large. Subsequent to the discussion, the executive session adjourned at 6:59 p.m.

Respectfully submitted,

Daniel Peters, Chairman

Jon Snyder, Vice Chairman

4/22/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
Police Chief, Fire/EMS Chief
Press



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

EXECUTIVE SESSION MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met Monday, April 11, 2011 immediately following the Council Meeting at 8:40 p.m. in the Council Chambers at North Canton City Hall.

Present for the Meeting were: Chairman Peters, Vice Chairman Snyder, Council Members Davies, DeOrio, Foltz and Kiesling.

Upon a roll call vote of Council, all present moved into an executive session at 8:40 p.m. for the purpose of conducting interviews for the position of Council at Large. Subsequent to the discussion, the executive session adjourned at 9:30 p.m.

Respectfully submitted,

Daniel Peters, Chairman

Jon Snyder, Vice Chairman

4/22/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
Police Chief, Fire/EMS Chief
Press

g:\2011 committee report minutes\4-11-11 es on p&s 2.docx



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

EXECUTIVE SESSION MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met Monday, April 18, 2011 at 6:30 p.m. in the Council Chambers at North Canton City Hall.

Present for the Meeting were: Chairman Peters, Vice Chairman Snyder, Council Members Davies, DeOrio, Foltz and Kiesling.

Upon a roll call vote of Council, all present moved into an executive session at 6:30 p.m. to consider the appointment of a public official. Subsequent to the discussion, the executive session adjourned at 7:05 p.m.

Respectfully submitted,

Daniel Peters, Chairman

Jon Snyder, Vice Chairman

4/22/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
Police Chief, Fire/EMS Chief
Press



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

CANCELLATION FINANCE & PROPERTY COMMITTEE EXECUTIVE SESSION

The Finance & Property Committee of North Canton City Council's executive session meeting scheduled for Monday, April 18, 2011 at 6:50 p.m. on the acquisition of property was not held due to time constraints.

Respectfully submitted,

Jon Snyder, Chairman

Jeff Davies, Vice Chairman

Pat DeOrio, Member

4/22/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
D/Economic Development
Police Chief, Fire/EMS Chief
Press

g:\2011 committee report minutes\4-18-11 es on f&p cancellation.docx



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

FINANCE & PROPERTY COMMITTEE MEETING MINUTES

The Finance & Property Committee of North Canton City Council met as part of the Committee of the Whole Monday, April 18, 2011 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairman Snyder, Vice Chairman Davies, Member DeOrio, Council Members Foltz, Kiesling and Peters. Also present were: Mayor Held, Director of Administration Grimes, Director of Law Nilges, Director of Finance Alger, City Engineer Benekos and Director of Economic Development Bowles.

Items discussed:

- a. Financial Statement – March, 2011: The Financial Statement was reviewed and will be placed on the April 25, 2011 Committee of the Whole agenda for formal approval.
- b. Supplemental Appropriation re Council Chamber Equipment: The Committee authorized legislation, authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the Capital Improvement Fund to the Equipment Account in the amount of \$10,000 for the current expenses during the fiscal year ending December 31, 2011.

Legislation to contain an emergency clause.

- c. Reduction of Appropriation: The Committee authorized legislation, authorizing the Director of Finance of the City of North Canton to reduce the appropriation of funds of the City of North Canton, Ohio, from the appropriated resources of the Street Construction, Maintenance and Repair Fund in the amount of \$80,000 for the current expenses during the fiscal year ending December 31, 2011.

Legislation to contain an emergency clause.

- d. Supplemental Appropriation re Operating Supplies: The Committee authorized legislation, authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the Capital Improvement Fund to the Transportation – Operating Supplies Account in the amount of \$80,000 for the current expenses during the fiscal year ending December 31, 2011.

Legislation to contain an emergency clause.

- e. Supplemental Appropriation re Bond Issues: Item did not get out of Committee. No action taken at this time.

Respectfully submitted,

Jon Snyder, Chairman

Jeff Davies, Vice Chairman

Pat DeOrio, Member

4/20/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
D/Economic Development
Police Chief, Fire/EMS Chief
Press



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

PERSONNEL & SAFETY COMMITTEE MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met as part of the Committee of the Whole Monday, April 18, 2011 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairperson Peters, Vice Chairman Snyder, Council Members Davies, DeOrio, Foltz and Kiesling. Also present were: Mayor Held, Director of Administration Grimes, Director of Law Nilges, Director of Finance Alger, City Engineer Benekos, and Director of Economic Development Bowles.

Item discussed:

- a. Council at Large Position: Appointment to the vacant Council at Large position, by voice vote, to be placed on the April 25, 2011 Council agenda for consideration.

Respectfully submitted,

Daniel Peters, Chairman

Jon Snyder, Vice Chairman

4/20/11-gmk

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
D/Economic Development
Police Chief, Fire/EMS Chief
Press

g:\2011 committee report minutes\4-18-11 p&s.docx



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

WATER, SEWER & RUBBISH COMMITTEE MEETING MINUTES

The Water, Sewer & Rubbish Committee of North Canton City Council met as part of the Committee of the Whole Monday, April 18, 2011 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairman Davies, Vice Chairman DeOrio, Member Snyder, Council Members Foltz, Kiesling and Peters. Also present were: Mayor Held, Director of Administration Grimes, Director of Law Nilges, Director of Finance Loretto, City Engineer Benekos and Director of Economic Development Bowles.

Items discussed:

- a. Presentation by Louis Giavasis re Fracking: Township Trustee Louis Giavasis gave a presentation on potential problems associated with fracking. Item to be placed on the May 2, 2011 Committee of the Whole agenda for further discussion.
- b. Refuse Agreement: The Committee authorized legislation, authorizing the Mayor, through the Board of Control, to exercise the option to extend the existing franchise contract, as revised, for a two (2) year period commencing July 1, 2011 and ending June 30, 2013, for the collection of residential garbage, rubbish, recyclables and yard waste.

Respectfully submitted,

Jeff Davies, Chairman

Pat DeOrio, Vice Chairman

Jon Snyder, Member

4/20/11-gmk

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

4/19/11-gmk
(Water, Sewer & Rubbish)

Ordinance No. 49-11

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to exercise the option to extend the existing franchise contract for a two (2) year period commencing July 1, 2011 and ending June 30, 2013, for the collection of residential garbage, rubbish, recyclables and yard waste in the City of North Canton.

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 exercise the option to extend the existing franchise contract for a two (2) year period commencing July 1, 2011 and ending June 30, 2013, for the collection of residential garbage, rubbish, recyclables and yard waste in the City of North Canton.

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

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

g:\2011 legislation\49-11 refuse 2 yr renewal.docx

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

4/19/11-gmk
(Finance & Property)

Ordinance No. 50-11

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the Capital Improvement Fund to the Equipment Account in the amount of \$10,000 for the current expenses during the fiscal year ending December 31, 2011, and declaring the same to be an emergency.

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

Section 1. To provide for the current expenses and other expenditures of the City of North Canton, Ohio, during the fiscal year ending December 31, 2011, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated resources of the 330 Fund - CAPITAL IMPROVEMENT FUND	\$10,000
--	----------

Appropriate To:

330 CAPITAL IMPROVEMENT FUND 330.627.5500 Equipment	\$10,000
--	----------

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to issue warrants from appropriations established herein for the payment of vouchers duly approved by the proper departmental authority.

Section 3. That 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 to ensure the timely funding of the purchase of equipment for the Council Chamber; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

4/19/11-gmk
(Finance & Property)

Ordinance No. 51-11

An ordinance authorizing the Director of Finance of the City of North Canton to reduce the appropriation of funds of the City of North Canton, Ohio, from the appropriated resources of the Street Construction, Maintenance and Repair Fund in the amount of \$80,000 for the current expenses during the fiscal year ending December 31, 2011, and declaring the same to be an emergency.

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

Section 1. To provide for the reduction of appropriations of the City of North Canton, Ohio, during the fiscal year ending December 31, 2011, the following fund, be, and is hereby reduced from the appropriated resources as follows:

Reduce From:

The appropriated resources of the 208 Fund -
STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND \$80,000

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to reduce the appropriations as specified herein.

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 to ensure the timely reduction of the appropriations; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

g:\2011 legislation\51-11 reduction in appropriation.docx

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

4/19/11-gmk
(Finance & Property)

Ordinance No. 52-11

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated resources of the General Fund to the Transportation – Operating Supplies Account in the amount of \$80,000 for the current expenses during the fiscal year ending December 31, 2011, and declaring the same to be an emergency.

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

Section 1. To provide for the current expenses and other expenditures of the City of North Canton, Ohio, during the fiscal year ending December 31, 2011, the following funds, be, and are hereby set aside and appropriated as follows:

Appropriate From:

The unappropriated resources of the 101 Fund - GENERAL FUND	\$80,000
--	----------

Appropriate To:

101 GENERAL FUND 101.517.5300 Transportation - Operating Supplies	\$80,000
--	----------

Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to issue warrants from appropriations established herein for the payment of vouchers duly approved by the proper departmental authority.

Section 3. That 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 to ensure the timely funding of the purchase of operating supplies; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL