



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

Mr. Jeff Davies, Chairman of the Water, Sewer & Rubbish Committee of North Canton City Council, has requested a meeting of said Committee Members, Council, Mayor, Director of Administration, Director of Law, Director of Finance, City Engineer and Superintendent of the Water Plant **Monday, September 12, 2011 at 6:50 p.m.** in the Council Chamber at North Canton City Hall.

The purpose of the meeting will be to discuss Ordinance No. 78-11 (tabled prior to the 1st Reading - August 29, 2011) authorizing the Mayor to apply for, accept and utilize an Ohio Public Works Commission for a loan for the Water Tower #1 Exterior Painting Project – 2012. The meeting **will be** open to the public.

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

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Hal Oswald, St. Jacob Community Church, Cairo
3. Pledge of Allegiance
4. Roll Call
5. Consideration
6. Committee Minutes
7. Recognition of Visitors

OLD BUSINESS:

8. **Ordinance No. 70-11 – 3rd Reading – Community & Economic Development**
An ordinance establishing the zoning classification of P&I, Park and Institutions, as specified by Ordinance No. 50-03, of the Codified Ordinances of the City of North Canton, for the premises known as the Luzio Annexation, containing 5.417 acres of land, more or less, annexed by Ordinance No. 105-10.

9. **Ordinance No. 72-11 – 2nd Reading – Community & Economic Development**
An ordinance accepting the recommendations of the City of North Canton Tax Incentive Review Council (“TIRC”) concerning the agreements granting exemptions from property taxation to continue six (6) of the existing Community Reinvestment Area (“CRA”) agreements and to terminate one (1) of the existing CRA agreements.
10. **Ordinance No. 74-11 – 2nd Reading – Personnel & Safety**
An ordinance amending Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, specifically Section 7.4 SICK LEAVE REGULATIONS, and repealing any and all legislation inconsistent herewith.
11. **Ordinance No. 78-11 – 1st Reading – Water, Sewer & Rubbish
(Tabled prior to the 1st Reading - August 29, 2011)**
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 Water Tower #1 Exterior Painting Project - 2012 and, for the Mayor to be authorized, through the Board of Control, to enter into an agreement for said loan, at a cost not to exceed \$500,000 and declaring the same to be an emergency.
12. **Ordinance No. 80-11 – 2nd Reading – Water, Sewer & Rubbish**
An ordinance increasing the amount allocated for the professional services agreement to update the Water Distribution System Model, at a cost not to exceed \$58,200.
13. **Ordinance No. 81-11 – 2nd Reading – Water, Sewer & Rubbish**
An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional services agreement to update the Water Distribution System Model, at a cost not to exceed \$58,200.

NEW BUSINESS:

14. **Ordinance No. 83-11 – 1st Reading – Ordinance, Rules & Claims**
An ordinance authorizing the Superintendent of Permits and Inspection to waive or reimburse permit fees for replacement of hot water tanks; air conditioners; furnaces; or electrical work, directly related to flood damage, for the period from July 20, 2011 through and including October 31, 2011, and declaring the same to be an emergency.

15. Ordinance No. 84-11 – 1st Reading – Water, Sewer & Rubbish

An ordinance authorizing the Shuffel Drive NW (Frank Avenue easterly 300 feet) Waterline Extension, located in Jackson Township, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easement associated with said waterline extension, and declaring the same to be an emergency.

16. Ordinance No. 85-11 – 1st Reading – Finance & Property

An ordinance amending Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, to include the purchase of three (3) Henderson RSP-OC snow plows for use by the Service Department, in an amount not to exceed \$24,000, and declaring the same to be an emergency.

17. Ordinance No. 86-11 – 1st Reading – Finance & Property

An ordinance amending Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, to include the purchase of one (1) new Ford vehicle for use by the City of North Canton Administration.

REPORTS:

Director of Law
Mayor

Director of Finance
City Engineer

Director of Administration
Clerk of Council

REPORTS – COUNCIL:

Pat DeOrio At Large
Marcia Kiesling At Large
Mark Cerreta At Large

Doug Foltz Ward 1
Daniel Peters Ward 2
Jeff Davies Ward 3
Jon Snyder Ward 4

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

Gail M. Kalpac
Clerk of Council



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FINANCE & PROPERTY COMMITTEE MEETING MINUTES

The Finance & Property Committee of North Canton City Council met as part of the Committee of the Whole Tuesday, September 6, 2011 in the Council Chamber at North Canton City Hall.

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

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Nilges and City Engineer Benekos. Director of Finance Alger was not present for the meeting.

Items discussed:

- a. Amendment to Appendix "A" re Purchase of Snow Plows: The Committee authorized legislation, on an emergency basis, amending Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, to include the purchase of three (3) Henderson RSP-OC snow plows for use by the Service Department, in an amount not to exceed \$24,000.
- b. Amendment to Appendix "A" re Purchase of Vehicle: The Committee authorized legislation, amending Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, to include the purchase of one 1) new Ford vehicle for use by the City of North Canton Administration.

Respectfully submitted,

Jon Snyder, Chairman

Jeff Davies, Vice Chairman

Pat DeOrio, Member



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ORDINANCE, RULES & CLAIMS COMMITTEE MEETING MINUTES

The Ordinance, Rules & Claims Committee of the North Canton City Council met as part of the Committee of the Whole Tuesday, September 1, 2011 in the Council Chambers at North Canton City Hall.

Present for the meeting were: Chairman Cerreta, Vice Chairman Foltz, Member Kiesling, Council Members Davies, DeOrio, Peters and Snyder. Also present were: Mayor Held, Director of Administration Grimes, Director of Law Nilges and City Engineer Benekos. Director of Finance Alger was not present for the meeting.

Items discussed:

- a. Discussion – Voluntary Disaster Aid Program: Item was discussed. Committee Chairman Cerreta requested Director of Law Nilges investigate the feasibility of the proposed program and report to Council.
- b. Waiving/Reimbursement of Permit Fees Due to Flooding: The Committee authorized legislation, on an emergency basis, authorizing the Superintendent of Permits and Inspection to waive or reimburse permit fees for replacement of hot water tanks; air conditioners; furnaces; or electrical work, directly related to flood damage, for the period from July 20, 2011 through and including October 31, 2011.
- c. Moral Claim – Daniel & Hillary Mueller: Item was discussed. Claim submitted to the City's insurance carrier for determination of coverage.

Respectfully submitted,

Mark Cerreta, Chairman

Doug Foltz, Vice Chairman

Marcia Kiesling, Member

9/7/11-gmk

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WATER, SEWER & RUBBISH COMMITTEE MEETING MINUTES

The Water, Sewer & Rubbish Committee of North Canton City Council met as part of the Committee of the Whole Tuesday, September 6, 2011 in the Council Chamber at North Canton City Hall.

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

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Nilges and City Engineer Benekos. Director of Finance Alger was not present for the meeting.

Item discussed:

- a. Shuffel Drive NW Water Main Extension: The Committee authorized legislation, on an emergency basis, authorizing the Shuffel Drive NW (Frank Avenue easterly 300 feet) Waterline Extension, located in Jackson Township, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easement associated with said waterline extension.

Respectfully submitted,

Jeff Davies, Chairman

Pat DeOrio, Vice Chairman

Jon Snyder, Member

9/7/11-gmk

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RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

9/7/11-gmk
(Ordinance, Rules & Claims)

Ordinance No. 83-11

An ordinance authorizing the Superintendent of Permits and Inspection to waive or reimburse permit fees for replacement of hot water tanks; air conditioners; furnaces; or electrical work, directly related to flood damage, for the period from July 20, 2011 through and including October 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. That the Superintendent of Permits and Inspection, be, and is hereby authorized to waive or reimburse permit fees for replacement of hot water tanks; air conditioners; furnaces; or electrical work, directly related to flood damage, for the period from July 20, 2011 through and including October 31, 2011.

Section 2. That, prior to providing such a waiver or reimbursement the Superintendent of Permits and Inspection shall investigate and verify the applicable work directly resulted from flood damage. Such investigation may include, among other things, a site visit; interviews with the contractor and homeowners; review of photographs; and/or review of invoices.

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 waiving or reimbursement of permit fees for residents affected by the flood damage; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, 20____

9/7/11-gmk
(Water, Sewer & Rubbish)

Ordinance No. 84-11

An ordinance authorizing the Shuffel Drive NW (Frank Avenue easterly 300 feet) Waterline Extension, located in Jackson Township, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easement associated with said waterline extension, and declaring the same to be an emergency.

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

- Section 1. That the Administration of the City of North Canton, be, and is hereby authorized to extend the Shuffel Drive NW (Frank Avenue easterly 300 feet) Waterline, located in Jackson Township, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said water main extension.
- Section 2. That payment of the full cost of said water main extension shall be the responsibility of the applicant-developer.
- Section 3. That pursuant to Section 925.01(e) of the Codified Ordinances, Council hereby authorizes the extension of the aforementioned waterline located outside the corporate limits of the City of North Canton.
- Section 4. That said waterline extension shall be pursuant to Section 935.08, Nonresident's Use of Water or Sanitary Sewer Service; Agreement, of the Codified Ordinances of the City of North Canton.
- Section 5. That the engineer for the developer shall be required to certify that the design of the water main extension will supply the required flows and pressures for the intended purpose at this extension.
- Section 6. 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 7. 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 installation of the water main; 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____

9/7/11-gmk
(Finance & Property)

Ordinance No. 85-11

An ordinance amending Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, to include the purchase of three (3) Henderson RSP-OC snow plows for use by the Service Department, in an amount not to exceed \$24,000, 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 Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, be, and the same is hereby amended to read as follows:

SERVICE DEPARTMENT

209.745.5500	Equipment	\$10,000
210.543.5500	Equipment	\$10,000
330.543.5500	Equipment	<u>\$ 4,000</u>

Purchase of 3 Henderson Snow Plows \$24,000

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 to ensure funding for the timely purchase of the three plows; 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

85-11 Amending Appendix A re Henderson Snow Plows

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

9/7/11-gmk
(Finance & Property)

Ordinance No. 86-11

An ordinance amending Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, to include the purchase of one (1) new Ford vehicle for use by the City of North Canton Administration.

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

Section 1. That Appendix "A" of Ordinance No. 12-11, Appropriation Ordinance of the City of North Canton, be, and the same is hereby amended to read as follows:

ADMINISTRATION

209.745.5500	Equipment	\$ 7,000
210.543.5500	Equipment	\$ 7,000
330.543.5500	Equipment	<u>\$ 6,000</u>

Purchase of 1 New Ford Vehicle \$20,000

Section 2. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2011

ATTEST:

CLERK OF COUNCIL

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