



# City of North Canton, Ohio

Council Office  
145 North Main Street  
North Canton, Ohio 44720.2587  
330.499.3986 • 330.499.2960 Fax

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## NOTICE OF MEETINGS

Mr. Daniel Peters, Chairman of the Personnel & Safety Committee of North Canton City Council, has requested a meeting of said Committee Members, Council, Mayor, Director of Administration, Director of Law and Director of Finance **Monday, September 26, 2011 at 6:00 p.m.** in the Council Chamber at North Canton City Hall.

The meeting will be called to order and then moved into **executive session** for the purpose of discussing personnel matters pertaining to dismissal, demotion or compensation of a public employee. The executive session **will not be** open to the public.

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### Council Meeting Agenda Monday, September 26, 2011 - 7:00 p.m.

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Rev. Gary Smith, Zion United Church of Christ
3. Pledge of Allegiance
4. Roll Call
5. Consideration

Council Meeting Minutes – August 29, 2011  
Council Meeting Minutes – September 12, 2011

6. Committee Minutes
7. Recognition of Visitors

#### OLD BUSINESS:

8. **Ordinance No. 74-11 – 3<sup>rd</sup> 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.

9. **Ordinance No. 80-11 – 3<sup>rd</sup> 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.
10. **Ordinance No. 81-11 – 3<sup>rd</sup> 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.
11. **Ordinance No. 84-11 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish  
(Tabled prior to the 1<sup>st</sup> Reading – 9/12/11)**  
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.
12. **Ordinance No. 86-11 – 2<sup>nd</sup> 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.

NEW BUSINESS:

13. **Ordinance No. 87-11 – 1<sup>st</sup> Reading – Finance & Property**  
An ordinance authorizing the Director of Finance of the City of North Canton to make payment to Plain Township in the amount of Twenty- Nine Thousand Four Hundred Nineteen Dollars and One Cent (\$29,419.01) for payment of property tax reparations due through tax year 2010 and declaring the same to be an emergency.
14. **Ordinance No. 88-11 – 1<sup>st</sup> Reading – Ordinance, Rules & Claims**  
An ordinance authorizing the Mayor of the City of North Canton to enter into a twenty (20) month Electrical Agreement by and between the City of North Canton and FirstEnergy to supply electricity for the various City accounts and declaring the same to be an emergency.
15. **Resolution No. 89-11 – 1<sup>st</sup> Reading – Ordinance, Rules & Claims**  
A Resolution authorizing the Director of Finance to seek approval from the Auditor of State to establish a new fund pursuant to Ohio Revised Code §5705.12 to account for gifts and bequests received as donations to the North Canton Community Disaster Relief Fund, and establishing such fund.

**Council Meeting  
Agenda**

**September 26, 2011  
Page 3**

**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

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



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## **EXECUTIVE SESSION MEETING MINUTES**

The Personnel & Safety Committee of North Canton City Council met Monday, September 19, 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, Member Cerreta, Council Members Davies, DeOrio, Foltz and Kiesling.

Also present were: Mayor Held, Director of Law Nilges, Director of Administration Grimes and Director of Finance Alger.

Upon a roll call vote of Council, all present moved into an executive session at 6:30 p.m. for the purpose of discussing collective bargaining. Subsequent to the discussion, the executive session adjourned at 7:15 p.m.

Respectfully submitted,

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Daniel Peters, Chairman

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Jon Snyder, Vice Chairman

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Mark Cerreta, Member

9/21/11-gmk

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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 Monday, September 19, 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 Law Nilges, Director of Finance Alger and City Engineer Benekos. Director of Administration Grimes was not present for the meeting.

Items discussed:

- a. Financial Statement – August, 2011: The Financial Statement was reviewed and will be placed on the September 26, 2011 council agenda for formal approval.
- b. Mayor's Court Receipts – July, 2011: The Mayor's Court Receipts were reviewed and will be placed on the September 26, 2011 council agenda for formal approval.

The agenda was amended to include the following item:

- c. Plain Township Property Tax Reparations – 2011: The Committee authorized legislation, on an emergency basis, authorizing the Director of Finance to make payment to Plain Township in the amount of Twenty- Nine Thousand Four Hundred Nineteen Dollars and One Cent (\$29,419.01) for payment of property tax reparations due through tax year 2010

Respectfully submitted,

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Jon Snyder, Chairman

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Jeff Davies, Vice Chairman

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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 Monday, September 19, 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 Law Nilges, Director of Finance Alger and City Engineer Benekos. Director of Administration Grimes was not present for the meeting.

### Items discussed:

- a. Discussion – Voluntary Disaster Aid Program: The Committee authorized legislation, authorizing the Director of Finance to seek approval from the Auditor of State to establish a new fund pursuant to Ohio Revised Code §5705.12 to account for gifts and bequests received as donations to the North Canton Community Disaster Relief Fund, and establishing such fund
- b. Agreement for City Electrical Accounts: The Committee authorized legislation, on an emergency basis, authorizing the Mayor to enter into a twenty (20) month Electrical Agreement by and between the City of North Canton and FirstEnergy to supply electricity for the various City accounts.

Respectfully submitted,

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Mark Cerreta, Chairman

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Doug Foltz, Vice Chairman

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Marcia Kiesling, Member



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## PERSONNEL & SAFETY COMMITTEE MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council met as part of the Committee of the Whole Monday, September 19, 2011 in the Council Chamber at North Canton City Hall.

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

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

Item discussed:

- a. Water & Sanitary Sewer Czar/Assistant Administrator: Item was discussed. Council to consider amending Ordinance No. 74-11, Section 20 COMPENSATION, at their September 26, 2011 council meeting, to establish the position of Assistant Director of Administration and the rate of compensation for same.

Respectfully submitted,

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Daniel Peters, Chairman

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Jon Snyder, Vice Chairman

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Mark Cerreta, Member



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## **WATER, SEWER & RUBBISH COMMITTEE MEETING MINUTES**

The Water, Sewer & Rubbish Committee of North Canton City Council met Monday, September 12, 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, Director of Finance Alger, City Engineer Benekos, Superintendent of the Water Treatment Plant Steinhebel and Clerk of Council Kalpac.

Item discussed:

- a. Discussion – Ordinance No. 78-11 re Painting of Water Tower: Item was discussed. Superintendent of the Water Treatment Plant Steinhebel was present to explain the project in detail.

Council to consider removing Ordinance No. 78-11 from the table and passing it on an emergency at the council meeting to be held this date.

Respectfully submitted,

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Jeff Davies, Chairman

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Pat DeOrio, Vice Chairman

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Jon Snyder, Member



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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 Monday, September 19, 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 Law Nilges, Director of Finance Alger and City Engineer Benekos. Director of Administration Grimes was not present for the meeting.

### Items discussed:

- a. Discussion – Shuffel Drive NW Water Main Extension: Item was discussed. Council to consider amending Ordinance No. 84-11, at their September 26, 2011 council meeting, to require the applicant-developer to place in escrow sufficient funds to pay for the full cost of extending the waterlines to the end of the applicant-developer's property line.
- b. Discussion – Glenwood Avenue Waterline Replacement: Item was discussed and will be placed on the October 3, 2011 Committee of the Whole agenda for further consideration.

Respectfully submitted,

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Jeff Davies, Chairman

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Pat DeOrio, Vice Chairman

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Jon Snyder, Member

9/21/11-gmk

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_

9/20/11-gmk  
(Finance & Property)

## Ordinance No. 87-11

An ordinance authorizing the Director of Finance of the City of North Canton to make payment to Plain Township in the amount of Twenty- Nine Thousand Four Hundred Nineteen Dollars and One Cent (\$29,419.01) for payment of property tax reparations due through tax year 2010 and declaring the same to be an emergency.

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

Section 1. That the Director of Finance of the City of North Canton, be, and is hereby authorized to make payment to Plain Township in the amount of Twenty-Nine Thousand Four Hundred Nineteen Dollars and One Cent (\$29,419.01) for payment of property tax reparations due through tax year 2010.

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 PROPERTY TAX REPARATIONS as specified above from the following appropriations:

101 GENERAL FUND	
101.627.5403 Property Tax Reimbursement	\$29,419.01

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

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

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely payment to Plain Township of property tax reparations; 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\_\_\_\_

9/20/11-gmk  
(Ordinance, Rules & Claims)

Ordinance No. 88-11

An ordinance authorizing the Mayor of the City of North Canton to enter into a twenty (20) month Electrical Agreement by and between the City of North Canton and FirstEnergy to supply electricity for the various City accounts 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 enter into a twenty (20) month Electrical Agreement by and between the City of North Canton and FirstEnergy to supply electricity for the various City accounts.
- 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 implementation of the contract; 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\_\_\_\_

9/20/11-gmk  
(Ordinance, Rules & Claims)

## Resolution No. 89-11

A Resolution authorizing the Director of Finance to seek approval from the Auditor of State to establish a new fund pursuant to Ohio Revised Code §5705.12 to account for gifts and bequests received as donations to the North Canton Community Disaster Relief Fund, and establishing such fund.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

- Section 1. That the Council of the City of North Canton, be, and is hereby authorizing the Director of Finance to seek approval from the Auditor of State to establish a new fund pursuant to Ohio Revised Code §5705.12 to account for gifts and bequests received as donations to the North Canton Community Disaster Relief Fund.
- Section 2. That pursuant to Ohio Revised Code §5705.12, the Council of the City of North Canton hereby establishes a fund, to be effective upon approval by the Auditor of State, to account for gifts and bequests received as donations to the North Canton Community Disaster Relief Fund.
- 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