

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, February 28 7:00 p.m. 20 11

## CALL TO ORDER:

1. The council meeting was called to order Monday, February 28, 2011 at 7:00 p.m. by President of Council Daryl Revoldt.
2. The opening prayer was delivered by Rev. Gary Smith, Zion United Church of Christ.
3. All present recited the Pledge of Allegiance.

## ROLL CALL:

4. Mr. Revoldt: Thank you. Clerk, please call the roll.

The following members of Council responded to roll call: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder. Also present were: Mayor Held, Administrator/Engineer Benekos, Director of Law Nilges, Director of Finance Loretto, Director of Economic Development Bowles, Operations Manager Rhodes and Clerk of Council Kalpac.

5. Consideration

Financial Statement – January, 2011

Mr. Revoldt: Council has for its consideration and approval this evening a Financial Statement for January, 2011. Are there questions or corrections to that document?

Mr. DeOrio: Mr. President, I move that we approve as submitted.  
Mr. Davies: Second.

Mr. DeOrio moved and Mr. Davies **seconded to approve** the Financial Statement for January, 2011 as submitted. All members present voting:

Yes: DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.  
No: 0

6. Committee Minutes

Mr. Revoldt: Council also has for its approval this evening committee minutes, executive session held on Personnel & Safety on February 14<sup>th</sup>, 16<sup>th</sup>, and the 22<sup>nd</sup>. Community & Economic Development; Finance & Property; Personnel & Safety; and Water, Sewer & Rubbish Committee meetings all held on the 22<sup>nd</sup> of February. Are there any amendments or corrections to those documents?

Mr. DeOrio: Mr. President, I would move that we approve those documents as submitted.  
Mr. Davies: Second.

Mr. DeOrio moved and Mr. Davies **seconded to approve the executive session and committee report minutes as submitted**. All members present voting:

Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio.  
No: 0

**Executive Session for Personnel & Safety:** Please refer to the minutes on file in the Council Office of the Executive Session meetings for Personnel & Safety held February 14, 16 and 22, 2011.

**Community & Economic Development Committee:** Please refer to the minutes on file in the Council Office of the Community & Economic Development Committee meeting held February 22, 2011.

**Finance & Property Committee:** Please refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held February 22, 2011.

**Personnel & Safety Committee:** Please refer to the minutes on file in the Council Office of the Personnel & Safety Committee meeting held February 22, 2011.

**Water, Sewer & Rubbish Committee:** Please refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held February 22, 2011.

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## 7. Recognition of Visitors

Mr. Revoldt: Well what a difference a week makes, isn't it in terms of our attendance. Recognition of visitors, is there anyone here who wishes to address the Council at this time? Seeing none then, let's move on to old business. Item 8, may I have a motion to amend Section 4(2) and Section 7(6) of Ordinance 13-11 changing the date from April 1, 2006 to August 1, 2006?

Mr. DeOrio moved and Mr. Peters seconded to **amend Ordinance No. 13-11 changing the date in Section 4(2) and 7(6) from April 1, 2006 to August 1, 2006.**

Mr. Snyder: Mr. President, point of order if I may.  
Mr. Revoldt: Yeah.

Mr. Snyder: I think on that we did also on that schedule we need to amend the actual pay for Administrative Assistants. I think it was raised higher than level that was proposed.

Mayor Held: Should be 44,980. And it was – that was the one particular area that was to be adjusted and all of them were raised by five (5%) percent, which we had talked about with the exception of that position.

Mr. Snyder: Yeah, that's – if we may correct that ...inaudible...

Mr. Revoldt: Okay. What is the – let me have a motion on this amendment first.  
Mrs. Kalpac: We've already done that.  
Mr. DeOrio: We did that.  
Mr. Peters: Yeah, we did that.

Mr. Revoldt: Well let's vote on it.

All members present voting:  
Yes: Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.  
No: 0

Mr. Revoldt: Now, may I have a motion to amend the pay scale for the Administrative Assistant?

Mr. Snyder: To 44,980

Mr. Revoldt: 44 ...

Mr. Snyder: 980

Mr. Revoldt: 980.

Mr. Snyder: Paid biweekly.

Mr. Revoldt: Paid biweekly. 44,098? What is the correct figure?

Mr. Benekos: Mayor, what's the correct figure?

Mrs. Loretto: What's the correct figure?

Mr. Revoldt: You said 44...

Mr. Snyder: 980 I think.

Mayor Held: About 44,980. I'm sorry.

Mr. Revoldt: 980.  
Mr. Snyder: 980.

Mr. Revoldt: Alright.

Mr. DeOrio: Second or moved ...inaudible...  
Mr. Revoldt: It's been moved.  
Mr. Snyder: Second.  
Mr. Revoldt: It's been moved and seconded.

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Mr. DeOrio moved and Mr. Snyder seconded to **amend Ordinance No. 13-11 under Section 20. Compensation to adjust the biweekly rate of compensation for the position of Administrative Assistant to read \$1,730.00.** All members present voting:  
 Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling.  
 No: 0

Mr. Revoldt: Now, may I have a motion to read by title only, second reading Ordinance 13-11 as amended?

Mr. DeOrio moved and Mr. Peters seconded to **read by title only, second reading, as amended,** of Ordinance No. 13-11. All members present voting:  
 Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling, Peters.  
 No: 0

8. **Ordinance No. 13-11 – 2<sup>nd</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, for of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

Mr. Peters: Okay, we've made those amendments. We know what's in it. So I think we're ready to move forward. We have an emergency clause in this. Do we want to do that tonight or do we want to have another reading on the off chance that something else may pop up?

Mr. Revoldt: Let's take one more.

Mr. Peters: Want to do it one more?

Mr. Revoldt: Take – it's my - my...  
 Mr. Peters: Okay.

Mr. Revoldt: Unless there's some compelling urgency to this, give it one more.

Mr. Peters: Everyone okay with that? Alright, let's do that. We'll...

Mr. Revoldt: Okay, we'll just take one more look at it and make sure it's correct.

Mr. Peters: Okay. Does anyone have anything to add or before we have this for a vote? Okay, motion...

Mr. Revoldt: Alright, may I have a motion then to adopt the second reading of Ordinance No. 13-11 as amended?

Mr. DeOrio moved and Peters seconded to **adopt the second reading, as amended,** of Ordinance No. 13-11. All members present voting:  
 Yes: Snyder, Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt.  
 No: 0

9. Mr. Revoldt: Item 9, a motion to read by title only, second reading of Ordinance No. 15-11.

Mr. DeOrio moved and Mrs. Kiesling seconded to **read by title only, second reading** of Ordinance No. 15-11. All members present voting:  
 Yes: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder.  
 No: 0

**Ordinance No. 15-11 – 2nd Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 907 Street Excavations, Section 907.02 STREET OPENING PERMIT; FEE; EXCEPTIONS, and to establish Section 907.99 PENALTY of the Codified Ordinance of the City of North Canton and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

Mr. Revoldt: You may recall this dealt with utility companies opening the streets. Are there any other questions? Seeing none, a motion to adopt the second reading of Ordinance 15-11.

Mr. Davies moved and Mr. Peters seconded to **adopt the second reading** of Ordinance No. 15-11. All members present voting:  
 Yes: DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.  
 No: 0

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10. Mr. Revoldt: Item 10, a motion to read by title only, second reading of Ordinance 16-11.

Mr. DeOrio moved and Mr. Peters seconded to **read by title only, second reading of Ordinance No. 16-11.** All members present voting:

Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

**Ordinance No. 16-11 – 2nd Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 1303 Razing of Buildings, specifically 1303.07 FEE FOR PERMITS of the Codified Ordinances of the City of North Canton, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

Mr. Revoldt: This is one to clarify the demolition of an apartment building ...inaudible... other units how we characterize them. Any questions – other questions? Seeing none, then a motion to adopt the second reading of Ordinance 16-11.

Mr. DeOrio moved and Mr. Davies seconded to **adopt the second reading of Ordinance No. 16-11.** All members present voting:

Yes: Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

11. Mr. Revoldt: Item 11, a motion to read by title only, second reading of Ordinance 17-11.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, second reading of Ordinance No. 17-11.** All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling.

No: 0

Mr. Revoldt: You've got to read it.

**Ordinance No. 17-11 – 2nd Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 1501 Ohio Fire Code, specifically Section 1501.13 FEE SCHEDULE, of the Codified Ordinances of the City of North Canton to establish fees for inspections for the issuance and enforcement of underground storage tanks permits, and repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

Mr. Revoldt: Council will recall that the amendments to this Ordinance made uniform the inspection fee for the various components of underground storage tanks. Any other questions or comments? Seeing none, a motion to adopt the second reading of Ordinance 17-11.

Mr. Davies moved and Mr. Foltz seconded to **adopt the second reading of Ordinance No. 17-11.** All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling, Peters.

No: 0

12. Mr. Revoldt: Item 12, a motion to read by title only, second reading of Ordinance 18-11.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, second reading of Ordinance No. 18-11.** All members present voting:

Yes: Snyder, Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt.

No: 0

**Ordinance No. 18-11 – 2nd Reading – Ordinance, Rules & Claims**

An ordinance amending Chapter 1507 Open Burning, specifically Section 1507.04 PERMIT, of the Codified Ordinances of the City of North Canton to establish an open burning permit fee for all recreational fires and declaring the same to be an emergency.

Mr. Revoldt: Recall that we had some discussion about this. There's no fee now; permit required. This will – this will so require a \$10.00 payment. I thought that was the compromise. Any other questions or comments?

Mr. Foltz moved and Mr. DeOrio seconded to **adopt the second reading of Ordinance No. 18-11.** All members present voting:

Yes: Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt, Snyder.

No: 0

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13. Mr. Revoldt: Item 13, a motion to read by title only, second reading of Ordinance No. 19-11.

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, second reading** of Ordinance No. 19-11. All members present voting:

Yes: Foltz, Kiesling, Peters, Revoldt, Snyder.

No: DeOrio, Davies.

**Ordinance No. 19-11 – 2nd Reading – Park & Recreation**

An ordinance establishing recreational rental rates and policies for rental of the City of North Canton Ball Fields known as Price Park; Dogwood; Knights of Columbus; Clearmount; and Witwer Ball Fields and declaring the same to be an emergency.

Mr. Revoldt: Mr. Foltz.

Mr. Foltz: As discussed earlier, fees for day games, \$25.00; practice time, 15; games with lights, \$40.00. Will not apply to any leagues that already have league fees required by North Canton Department of Recreation. With that I'll motion for a second reading for approval.

Mr. Peters: I'll second.

Mr. Foltz moved and Mr. Peters seconded to **adopt the second reading** of Ordinance No. 19-11.

Mr. Snyder: May I have a question Mr. President?

Mr. Foltz: Question? Sure.

Mr. Snyder: Mr. Chairman, are the utility bills for the light greater than the rental?

Mr. Foltz: Excuse me.

Mr. Snyder: Are the utility bills for the lighting greater than the rental costs?

Mr. Peters: Well at Price I would imagine there's...

Mrs. Loretto: Inaudible...

Mr. Peters: Yeah.

Mr. Davies: Yeah, according to Mr. Chufar last week or whenever, yes they are.

Mr. DeOrio: 82.50 versus the rental of 40 ...inaudible...

Mr. Davies: You know that's why this – this ordinance – I'm all for the rental fees because – particularly because this is for outside municipalities to come in and play on our ball fields. They're not high enough to take care of the maintenance and that's why I'm opposed to it.

Mr. Revoldt: Well let me offer this to you, I think one of the other reasons that we're doing this is we have no provision in an ordinance to charge. We've been collecting but we have no provision. So what we want to do is have a provision. We can revisit the rate itself, but we need a legal collection mechanism that will pass a state audit. Doug is that...

Mr. Foltz: Well that's fine. I mean I know some members of Council think this is low. And Superintendent Chufar went over that with our Law Director. Yeah, let's get it in the books and review it, maybe we'll do a cost analysis...

Mr. Revoldt: Got to have it – got to have it on the books.

Mr. Foltz: We'll do a cost analysis from other cities. That's fine. I mean giving him some lead way since he runs the department.

Mr. Revoldt: Okay.

Mr. Foltz: I would think he'd know his time and wages involved, especially when using seasonal help. But obviously yes, if the cost is \$82 and we're charging 40, I understand some of the points that some of the Council members are making here. So with that said, I'd like to get this passed and revisit. Just like the pool rates, we're going to revisit that. We seem to do that every couple years. So...

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Mr. Snyder: You think we could pass this and by the next two weeks have the actual...  
Mr. Revoldt: Sure.

Mr. Snyder: raise the rate till we actually get the cost of the – of our electricity in there. Can you – is that compromise be alright? Pass tonight the second reading you're coming back for the third reading, by then you'd know the actual – the charges ...

Mr. Foltz: Well I'll ask our administration to review that. I don't know if Superintendent Chufar is here. I heard he was out with a health issue. Is that true?

Mayor Held: Yeah, he's going to be out for the next few weeks, but we can still...

Mr. Foltz: You guys can check that?  
Mayor Held: Yeah.

Mr. Foltz: And report back to Council. We can always amend the ordinance on the floor.  
Mr. Revoldt: Okay...

Mr. Peters: And on that point, I'd be curious to know exactly how that's calculated. Is it by the hour from the you know...

Mayor Held: You mean as far as the amount of – I mean...

Mr. Peters: Usage costs. I mean ...

Mayor Held: Yeah, I'm not - you mean as far as when like a ball league comes and uses the field? Like how much time they're able to use that for whether it's a four-hour segment or ...

Mr. Peters: How long the lights are on. I mean...  
Mayor Held: Right.

Mr. Peters: Most of these games are in the summer and I don't ...

Unidentified: Right.

Mr. Peters: I've played down there. We've never played past nine I don't think. So the lights weren't on for more than an hour or so.  
Mayor Held: Right.

Mrs. Kiesling: That's the other thing sometimes there's two games. So like the first game wouldn't require lights at all, but the second game would require some lights. So are we going to charge everybody for you know – we're going to...

Mr. Foltz: Well here again, it's for organizations that want to rent our fields that do not pay league fees to the Rec Department now.  
Mrs. Kiesling: Right.  
Mayor Held: Right.

Mr. Foltz: So we have to ...inaudible... I don't know what that – how many people are even going to use the field with lights.

Mayor Held: Yeah, we can – we'll be able to clarify that.

Mrs. Kiesling: Yeah, because Price Park is the home team for the Hoover Softball Girls and the inter-league the older women's ...inaudible... they're older

Mr. Foltz: But they're paying rec fees I'm sure.

Mrs. Kiesling: They're already paying rec fees to play there.  
Mr. Foltz: Right.

Mr. Snyder: They're not going to charge....  
Mrs. Kiesling: Right.

Mr. Foltz: Yeah they're not charged.

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Mrs. Kiesling: So I am not sure you're even going to find anybody that would charge them.

Mr. Snyder: We'll be able to find that out for you, prior to the next meeting the next reading.  
Mr. Foltz: Okay.

Mr. Revoldt: Okay, I think it's been moved and seconded for adoption.

All members present voting:  
Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.  
No: DeOrio

NEW BUSINESS:

14. Mr. Revoldt: Moving on to new business, Item 14, a motion to read by title only first reading of Ordinance 20-11.

Mrs. Kiesling moved and Mr. Peters seconded to read by title only, first reading of Ordinance 20-11. All members present voting:  
Yes: Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.  
No: 0

**Ordinance No. 20-11 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**  
An ordinance amending Chapter 937 WATER RATES of the Codified Ordinances of the City of North Canton, Ohio, specifically sections providing for the billing and collection of water rentals; repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

Mr. Davies: Essentially we are going to change some language so that in the event we have people that aren't paying their water bills, we can be as assured as possible that we will get paid, particularly in the rental units and so forth. The landlord will be responsible for any delinquent water bills. Having said that, I would move that we adopt.

Mr. Davies moved and Mr. DeOrio seconded to adopt first reading of Ordinance No. 20-11. All members present voting:  
Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling.  
No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 20-11.

Mrs. Kiesling moved and Mr. Peters seconded to suspend the rules for Ordinance No. 20-11. All members present voting:  
Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Kiesling, Peters.  
No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 20-11.

Mr. Davies moved and Mrs. Kiesling seconded to adopt under suspension of the rules Ordinance No. 20-11. All members present voting:  
Yes: Snyder, Davies, DeOrio, Foltz, Kiesling, Peters, Revoldt.  
No: 0

15. Mr. Revoldt: Item 15, a motion to read by title on the first reading of Ordinance No. 21-11.

Mrs. Peters moved and Mrs. Kiesling seconded to read by title only, first reading of Ordinance 21-11. All members present voting:  
Yes: Davies, Foltz, Kiesling, Peters, Revoldt, Snyder.  
No: DeOrio.

**Ordinance No. 21-11 – 1<sup>st</sup> Reading – Finance & Property**  
An ordinance establishing policies and procedures for the use of purchase orders by City of North Canton employees and declaring the same to be an emergency.

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Mr. Snyder: Mr. President, Members of Council, the purpose of this particular piece of legislation is to ensure the fact that upon a requisition issued for purchase, that there be a purchase order executed prior to the purchase of particular item that they're requesting. Even though there's a line item in the budget allowing for the purchase of said goods and services, without proper requisition and without proper execution of a purchase order this could not in fact happen. So we're just making sure nothing purchased prior to the safeguards and the checks being there to balance it out. As this is a - probably a work in order project - work in order as we move closer to implementing new systems in our software, this is just the beginning of it and we'll continue along those lines.

Mr. Revoldt: Any other questions or comments? See none then may I have a motion to adopt the first reading of Ordinance 21-11?

Mrs. Kiesling moved and Mr. Peters seconded to **adopt first reading** of Ordinance No. 21-11. All members present voting:

Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies.

No: DeOrio

## REPORTS:

Mr. Revoldt: Reports Director of Law  
Mr. Nilges: None.

Mr. Revoldt: Director of Finance

Mrs. Loretto: We probably, within the next two weeks, we will have the credit - people will be able to pay their utility bills and the Mayor's Court and the income tax with a charge card. So...

Mr. Revoldt: Great.

Mrs. Kiesling: That's great.

Mr. Revoldt: Good job. Thank you.

Mrs. Loretto: Finally got the line in and that was the hardest.

Mr. Snyder: Will that be also applicable to Mayor's Court and ...

Mrs. Kiesling: Pool.

Mr. Snyder: Pool?

Mrs. Loretto: Yes the pool when we do the sales, yes.

Mr. Snyder: So really any....

Mrs. Loretto: Not over at the swimming pool, buy when they buy the...

Mr. Snyder: Here at the..

Mrs. Kiesling: Right here where they buy the passes.

Mr. Snyder: And if they buy a - a - say they want a permit to do something, they can buy that and pay that way too?

Mrs. Loretto: Well I - I - a - they way I figure with the permits, if somebody's coming in and buying a big permit and it's a big amount they can come over and charge it. But you know a lot of their things are \$16.00 and...

Mr. Snyder: Yeah, small amounts.

Mrs. Loretto: You know and it doesn't - it's not cost effective for us to put a system over there, but you know anybody who wants to come over and use the one over here we're happy to let them come over and do that.

Mr. Revoldt: Mr. Benekos.



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Mr. Benekos: Yes, as the Administrator, I want to thank you for bearing with me this last six months, I appreciate it. It's been fun. As the Engineer, you notice on North Main Street as the snow has melted, it's evident that the project is not completed. There's a few things we need to go back and address. And there is some distress in the asphalt on the west side on the south bound lane, which distresses me and we'll have to address that in the spring. We had three bid openings today. One was for Main Street resurfacing from Rose Lane to 7<sup>th</sup> Street; we got excellent prices on that. That came in at about 920,000. We had 120 or 1.2 million through federal and state funds. There was no city funds involved in that. But – so we'll be able to turn some money back to the government, we can't place it somewhere else ...inaudible...

Mr. Snyder: Main Street runs up through the 4<sup>th</sup> Ward.

Mr. Benekos: Yeah.

Mr. Snyder: We've ...inaudible...

Mr. Revoldt: I think – I think they – does it have a ...inaudible... on Rosewood Court.

Mr. Foltz: Jon, we were going to name Donner Main Street years ago. So I think ...inaudible...

Mr. Snyder: You make a quick turn there and it runs up that way.

Mr. Benekos: We'll use it as liberally as we can, but they'll be - they'll be watching. Stratavon waterline, bids came in very good on that, came in at 72 bout \$73,000. The budget was \$150,000, the final Engineer's estimate was 139,000. Grassemere, the bids came in good on that also, but it's over budget, it's still under the Engineer's estimate. As I explained previously, when we put these estimates together we throw, you know we look at a lot of projects and we throw general estimates out. When we get the final design done is when we do the final estimate. So it's less than the final estimate, it's more than the budget. And I'll be back next week to see if we can get some additional funding into that account, so that we can go ahead and proceed with that project. And I'll explain that more next week.

Mr. Snyder: Question on Main Street.

Mr. Benekos: Yes.

Mr. Snyder: What is the time table? You think that could be begun in the early spring and completed – that the people could enjoy the resurfacing as well as – I mean since the bid has been let, they could begin that sometime in May instead of waiting or because it's federal funds it can't begin before July?

Mr. Benekos: No we can start early it's the OPWC (Ohio Public Works Commission) funds that hinder us, but I believe those funds were allocated last July.

Mr. Snyder: Right.

Mr. Benekos: We were ahead.

Mr. Snyder: But it would be nice if it would be completed, and people could enjoy that ...

Mr. Benekos: Right.

Mr. Snyder: for a full season.

Mr. Benekos: We just opened bids today. We haven't talked to the Contractor, but I anticipate there's some curb work to be done, catch basins to be replaced, the concrete and the bricks here at the square need to be replaced, the ADA (American Disability Act) ramps. So they can do that work probably starting late April. Then hopefully late May maybe wait till after school's out to be done. There are provisions in there that it has to be substantially complete before the July 4<sup>th</sup> race of the YMCA. So I think with the bids we got, with the Contractor we got, we should be able to meet that schedule. And we'll be talking with him here in the near

Mr. Snyder: Who's got the bid?

Mr. Benekos: Wenger, Northstar...

Mrs. Loretto: Supposedly ...inaudible...

Mr. Benekos: So we'll move quickly on our part, there's no reason to delay. There are you know, like I mentioned, there are federal funds involved and there's a lot of red tape that we have to go through before we can give them the final award and we'll be working through that here in the next couple of weeks. That's it.

Mr. Revoldt: Thank you. Questions of the Engineer? Mayor.

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Mayor Held: I do appreciate the work that Jim did over the past six months serving as both Administrator and as Engineer. We're glad that you're still here. Also, snow plowing, you'll probably have a number of residents that are calling you because their yards have been damaged by the snow plows. And I would ask the Council members as you get residents that call with that concern, they can forward those calls over to the Administration and then we put them on a list. When the weather permits we'll be out there and repairing those areas. And a – but sometimes it'll take a little bit of time because it's a weather permitting issue. And also if there are ever any mailboxes, we usually hear about those right away and we go out and repair those mailboxes right away. We did have flooding today and it was really once again for the most part down in the 4<sup>th</sup> Ward, Lucille, Furbee. We had Price Park that was completely a under the walking track and we do send the Fire Department has four pumps - actually it has six smaller pumps, four of which can only pump storm water. And we go out and try to help the people out on a first come first serve basis as we can. But then the cleanup of course is left to the residents. So we're trying to help them out the best we can, particularly in those areas where the creek just rose above normal levels. And – but once again, you can only pump it out once the water recedes. Otherwise you're pumping it out of the basement and it's just coming right back in because that's what the problem is. Also, we have John Minock who was a Patrolman and Frank Kemp who is also a Patrolman; they are now going to be serving as Sergeants. And that's the newly created position because we have two Lieutenants that have retired - one is Joe Nist and the next one will be Lieutenant Steadman. So we have those two serving as replacements. Then Eric Bowles is going to be serving as the Superintendent of Permits Inspections, Zoning, Planning and Nuisance. We normally refer to it as the Permits Department. Eric has a Certificate in Zoning and also experience in Planning. Eric will continue to serve as the Economic Development Director, but he will also serve as the Interim Director of Permits Inspections, Zoning and Planning. And we're going to take a look at that over the next six months. And - but I'm very confident that Eric will keep the office organized and running. And then Mike Grimes, March 2<sup>nd</sup> which is Wednesday, Wednesday, he'll start as the City Administrator and in his place we will have Mike Wurgler who's a Lieutenant and he'll be serving as the Chief – the Police Chief. That will be on an interim basis until we can issue a test for the Lieutenants that are interested in testing for the Chief's position. And then the top three test scores – Chief, how many test takers do we have do you know at this point?

Mr. Grimes (speaking from the audience): You'll have four.

Mayor Held: Four. And then the top three are then in the pool to be selected by myself for and also Chief Grimes to be the next Chief. And that's a – that's all we have.

Mr. Revoldt: The chicken czar is next. Mr. Bowles.

Mr. Bowles: No report.

Mr. Revoldt: Very good. Clerk.

Mrs. Kalpac: No report.

## REPORTS – COUNCIL

Mr. Revoldt: Mr. Foltz.

Mr. Foltz: Eric, thanks for filling in over in Permits for Zoning. That's a critical need, I appreciate that. Jim thanks for your double duty as Administrator. Couple things, thank you to Jon Snyder, I had a resident that had a basement full of water and I guess the Fire Department came out on 9<sup>th</sup> and North Main. So thank you Jon for that.

Mr. Snyder: It was a pleasure.

Mr. Foltz: We also had a sanitary backup I just got when I got home because I have water in my basement that I'm dealing with. But that's the nature of the beast you know as much rain and snow melting as we've had the last couple of days. But Ryan Solida had sewage in his basement – 211 9<sup>th</sup> Street. So I might have him contact you. I don't know if we're going to be able to do anything as far as – I think it's already pumped out, but we'll have to discuss this in the future what's going on with some of our neighborhoods. So I'm a little concerned on 9<sup>th</sup> Street because in talking to some of my fellow Council Members earlier and Jim as you know, we did that street probably seven, eight years ago and then we did across in Ward 2 along Fanos' property and I thought that was going to solve a lot of those at least sanitary issues. I know we had an Act of God rain. So – and then we had South – North Main done. So all that storm and sanitary I hope is corrected to the point that we don't have to come back and address anything else. I think Jim, we touched base on this a little while ago, especially for 905 North Main, Sue Keszek. So we'll have a conversation about that after the meeting. I just wanted to make you aware of that, thank you.

Mr. Revoldt: Mr. Peters.

Mr. Peters: No report

RECORD OF PROCEEDINGS

0399

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, February 28 7:00 p.m. 20 11

Mr. Revoldt: Mr. Davies.  
Mr. Davies: No report

Mr. Revoldt: Mr. DeOrio.  
Mr. DeOrio: No report

Mr. Revoldt: Mrs. Kiesling.  
Mrs. Kiesling: No report

Mr. Snyder: None, Mr. President.

Mr. Revoldt: You know I wanted to apologize to Council this evening we are going to wrap this up in just under 30 minutes. I know that you came expecting it to be a long and fun filled evening. So, I'm red-faced about this but I will entertain motion to adjourn.

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

Mr. DeOrio moved and Mrs. Kiesling seconded the motion to adjourn. All members present voting:  
Yes: Foltz, Kiesling, Peters, Revoldt, Snyder, Davies, DeOrio.  
No: 0

  
PRESIDENT OF COUNCIL

ATTEST:

  
CLERK OF COUNCIL

3/7/11-gmk

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