



# City of North Canton, Ohio

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## **NOTICE OF MEETING Council Meeting Agenda Monday, November 12, 2012 - 7:00 p.m.**

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

Council Meeting Minutes – October 22, 2012  
Special Council Meeting Minutes – November 5, 2012

6. Committee Minutes
7. Recognition of Visitors

### **OLD BUSINESS:**

8. **Ordinance No. 96-12 – 3<sup>rd</sup> Reading – Community & Economic Development**  
An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the premises situated with frontage on Applegrove Street NW and known as all of Parcel No. 9208676, and part of Parcel No. 9208743, and all of Parcel No. 9204594 and located in the City of North Canton from R2F, Two Family District, to GB-A, General Business District.

### **NEW BUSINESS:**

9. **Ordinance No. 101-12 – 1<sup>st</sup> Reading – Finance & Property**  
An ordinance authorizing the Mayor of the City of North Canton upon concurrence of Council, through the Board of Control, to enter into a contract for administering a self-insured health insurance program for the of period December 1, 2012, through November 30, 2013, for the employees of the City of North Canton and declaring the same to be an emergency.

10. **Resolution No. 102-12 – 1<sup>st</sup> Reading – Finance & Property**  
A Resolution adopting an Amended Section 125 Premium Only Cafeteria Plan (the “Plan”) for the City of North Canton for the period January 1, 2013 through December 31, 2013 and declaring the same to be an emergency.
  
11. **Ordinance No. 103-12 – 1<sup>st</sup> Reading – Finance & Property**  
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 for the purchase of North Canton Drinking Water Plant (“DWP”) chemicals for use by the DWP, and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for a two (2) year period commencing January 1, 2013 and ending December 31, 2014, the purchase of said DWP chemicals and declaring the same to be an emergency.
  
12. **Ordinance No. 104-12 – 1<sup>st</sup> Reading – Finance & Property**  
An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a Memorandum of Agreement to exercise the option to extend the existing contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court for a period of one (1) year beginning January 1, 2013 and ending December 31, 2013, and declaring the same to be an emergency.

**REPORTS:**

Director of Law  
Mayor

Director of Finance  
City Engineer

Director of Administration  
Dir. of Administrative Services

**REPORTS – COUNCIL:**

Mark Cerreta      At Large  
Dan Griffith      At Large  
Marcia Kiesling      At Large

Doug Foltz      Ward 1  
Daniel Peters      Ward 2  
Stephanie Werren      Ward 3  
Jon Snyder      Ward 4

**FINAL CALL FOR NEW BUSINESS:**

**ADJOURN:**

Gail M. Kalpac  
Clerk of Council

RECORD OF PROCEEDINGS

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Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10198

Held Monday, October 22 7:00 p.m. 20 12

CALL TO ORDER:

- 1. The council meeting was called to order Monday, October 22, 2012 at 7:00 p.m. by President of Council Jon Snyder.

OPENING PRAYER:

- 2. The opening prayer was delivered by Rev. David Warren, First Southern Baptist Church.

PLEDGE OF ALLEGIANCE:

- 3. All present recited the Pledge of Allegiance.

ROLL CALL:

- 4. Mr. Snyder: Madam Clerk, please call the roll.

The following members of council responded to roll call: Cerreta, Foltz, Kiesling, Peters, Snyder and Werren. Not present for the meeting was Council Member Griffith.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, Director of Permits & Development Bowles; Director of Administrative Services Bartos, and Clerk of Council Kalpac.

Mr. Snyder: May I have a motion and second to excuse Member Griffith?

Mr. Foltz moved and Mr. Cerreta seconded to excuse the absence of Council Member Griffith. All members present voting:

Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta
No: 0

CONSIDERATION:

- 5. Special Council Meeting Minutes – October 3, 2012
Public Hearing Minutes – October 8, 2012
Council Meeting Minutes – October 8, 2012

Mr. Snyder: May we have a motion to approve as presented the Special Council Meeting Minutes of October 3, 2012, the Public Hearing Minutes of October 8th of 2012, and the Council Meeting Minutes of October 8, 2012.

Mr. Foltz moved and Mrs. Kiesling seconded to approve as presented the above minutes. All members present voting:

Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz
No: 0

COMMITTEE MINUTES:

- 6. Mr. Snyder: May we have a motion and a second to approve, as presented, the following Committee Report Minutes: Community & Economic Development; Finance & Property; Ordinance, Rules & Claims; Personnel & Safety; and Water, Sewer & Rubbish all held October 15, 2012.

Community & Economic Development Committee: Please refer to the minutes on file in the Council Office of the Community & Economic Development Committee meeting held October 15, 2012.

Finance & Property Committee: Please refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held October 15, 2012.

Ordinance, Rules & Claims Committee: Please refer to the minutes on file in the Council Office of the Ordinance, Rules & Claims Committee meeting held October 15, 2012.

Personnel & Safety Committee: Please refer to the minutes on file in the Council Office of the Personnel & Safety Committee meeting held October 15, 2012.

Water, Sewer & Rubbish Committee: Please refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held October 15, 2012.

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Mr. Foltz moved and Mr. Cerreta seconded to approve the committee report minutes as presented. All members present voting: Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling No: 0

RECOGNITION OF VISITORS:

7. Mr. Snyder: Thank you. Mayor Held, you have a special proclamation.

Mayor Held: Yes, yes, I do. Thank you. Paul Beinlich, if you don't mind standing up. As many of you know, Paul has been our Executive Director of the YMCA; now retired. Paul, you were at the Y for how long?

Mr. Beinlich: Well, I was YMCA professional for forty years.

Mayor Held: Forty years. Mr. Beinlich: Yeah

Mayor Held: And so Paul brings a tremendous amount of leadership to the City of North Canton. And now that he has officially retired from the Y, he's now picking up and working on the Character Counts, among many other things that you're doing in the City. And Character Counts among many other things that he does for the City. And, Character Counts started a number of years ago. And really what it's - and I'll read this in the Proclamation, but it's, I think that it's really important, especially as we have a number of our students here, we have some high school students and our grade school students. Can our students raise their hand up high here so we can ... Yes, so nearly half of those that are in our audience today, they're all students. And when you look at character, I mean it's really what makes up the individual. And it's the type of character that we have, not only in our leadership, but also the residents in the community that really sets North Canton apart, sets our school district apart, separates our YMCA from everybody else. And so if you'll allow me, I'd just like to read this proclamation. Dan Griffith is also a Board Member for the Character Counts, but Dan is not here this evening. And I - but I just thought that that was important to mention. I, David J. Held, as Mayor of the City of North Canton, hereby recognize October 21st through October 27th, 2012 as Character Counts Week in the City of North Canton. Whereas, the young people will be the stewards of our communities, nations and world, and the present and future well-being of our society requires involved, caring citizens with good character. Whereas, concerns about the character training of children have taken on a new sense of urgency as violence by and against youth threatens the physical and psychological well-being of our nation. Whereas, more than ever children need strong and constructive guidance from their families and their communities, including schools, youth organizations, religious institutions, and civic groups. Whereas, the character of the nation is only as strong as the character of its individual citizens, and the public good benefits when people - young people learn that good character counts in personal relationships. Whereas, scholars and educators agree that people do not automatically develop good character; and, therefore, conscientious efforts must be made to help young people develop the essential traits and characteristics that comprise good character. Whereas, character development is first and foremost, an obligation of families, while efforts by faith, communities, schools, and civic and human service organizations also play a very important role in supporting family efforts. The Aspen Declaration states that the effective character education is based on core ethical values which form the foundation of a democratic society; trustworthiness, respect, responsibility, fairness, caring, and citizenship. And these Six Pillars of Character transcend cultural, religious, and socioeconomic differences. Whereas, a group of North Canton community leaders and caring citizens have joined together to form an organization known as Character Counts in North Canton; dedicating themselves to bring this program into the homes, businesses, schools and organizations of the City of North Canton. And now, therefore, I, David J. Held, as the Mayor for the City of North Canton, do hereby proclaim October 21st through October 27th, as Character Counts week. Paul, I thank you.

(Applause)

Paul Beinlich: Well, thank you all. I know all of the volunteers that are a part of our community that have been a part of the Board and a part of volunteering for the various activities that we have put together the last three years. I really appreciate the City, all of you that are here in support of this organization. We are a somewhat unique organization. I don't know how much you have heard of us, but we are trying to get a little bit more information out about what Character Counts is and the importance of character. We all talk about it. We all probably deal with it when we go to church on Sundays. Reverend Warren had a nice message here that expressed to what character is all about in this community. It is about everyone. It's not just for kids. It's for all of us. And we're trying

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to make a difference in the Community. We are, to my knowledge at this point in time, the only community in North Canton that has a Character Counts group specifically for the City of North Canton. There is a Character Counts program that works through a number of the schools within Stark County, and there is a general Character Counts program that is part of the YMCA, but in terms of specific community, if you will, volunteers that come together for a community initiative to make character an important part of our community to help make our community even better. That is what this is all about. And I am thankful to the City for their support and look for their support in the future.

Mayor Held: Thank you Paul.

Mr. Snyder: Thank you Paul and thank you Mr. Mayor.

(Applause)

Mr. Snyder: At this time the Council will recognize anyone wishing to speak. Please step forward state your name and address for the record.

Miriam Baughman. 320 Weber Avenue. Well, the survey closed September 30<sup>th</sup>, and we have collected all of the surveys. We also had Survey Monkey, which was the way - the vehicle that people could take the survey on the internet. We did have 175 people do that. We have a one year, or the city paid for a one-year subscription to Survey Monkey. So, now it is sitting empty. So please use it. It's a good way to communicate with the residents. You could each month ask a question; then direct the people to the city web site where they can click on the Survey Monkey and answer the question. Survey Monkey's wonderful because they tabulate all the results. So you don't have to count anything. If it is a yes, no you'll - they'll tell you how many yes's and how many no's you have. So please, please use it. The second thing is, this Saturday at Hoover High School from 11:30 to 1:30 is the North Canton Community Fall Fest, which is the politically correct way to say Children's Halloween Party. We put out 2500 fliers to the grade schools, North Canton and St. Paul's, and to the daycares. And I can tell you that we have 13 daycares in North Canton. And they range from 25 enrollees up to 115. So, we're hoping - we have 30 vendors coming, so we're hoping to have lots of little goblins and witches. Okay.

Mayor Held: Very good.

Mr. Snyder: Thanks, Miriam. Anyone else wishing to speak? May I say, it's very nice to see all these young citizens here tonight. We're glad you're here and we're glad you're participating in our meetings to see government at work. And please return. And by all means, if you'd like to come up and meet your Council Members and the Mayor and his Administration afterwards, you're more than welcome. Thank you. And please come back. At this particular time, we'll return to Old Business. May we have a motion and second to amend Ordinance No. 91-12 as proposed at the 10/15/12 Committee of the Whole Meeting?

OLD BUSINESS:

- 8. Mr. Foltz moved and Mrs. Werren seconded to **amend Ordinance No. 91-12, as proposed at the October 15, 2012 Committee of the Whole meeting.** All present voting:  
Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling  
No: 0

Mr. Snyder: May I have a motion and second to read, as amended, by title only, third reading of Ordinance No. 91-12.

Mr. Foltz moved and Mr. Cerreta seconded to **read by title only, third reading, as amended,** Ordinance No. 91-12. All members present voting:  
Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
No: 0

**Ordinance No. 91-12 – 3<sup>rd</sup> Reading – Ordinance, Rules & Claims**  
An ordinance defining Graffiti ("Graffiti"), establishing the offense and penalties for the application of Graffiti, providing for the abatement of Graffiti, and establishing a civil penalty for a property owner's failure to timely remove Graffiti.

Mr. Snyder: Yes. Chairman Werren, would you like to speak on that, or would you like the Law Director to finish that up for you?

Mrs. Werren: I'll let the Law Director finish that up.

Mr. Snyder: Absolutely.

Mrs. Werren: I know you've worked hard on it.

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DAYTON LEGAL BLANK, INC. FORM NO. 19148

Held Monday, October 22 7:00 p.m. 20 12

Mr. Fox: Sure. This is the third and final reading of the ordinance. It has been out here for a bit of time. It's worked its way through three Law Directors and the Assistant Director of Administration and I think we got what we were looking for. We're not trying to penalize any property owner or any homeowner if they are unable, just give the City the authority to remove it if you are unable or unwilling and just pay the costs involved with removing that. So, I think everyone's had an opportunity to take a look at it and hopefully you'll approve it as written.

Mr. Snyder: Any comments Chairman Werren? Any member comments? If not, may I have a motion to adopt the third reading of the ordinance as amended.

Mr. Foltz moved and Mr. Cerreta seconded to **adopt third reading, as amended**, of Ordinance No. 91-12. All members present voting:  
Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder  
No: 0

9. Mr. Snyder: May I have a motion to read by title only the second reading of Ordinance No. 96-12?

Mrs. Kiesling moved and Mr. Cerreta seconded to **read by title only the second reading** of Ordinance No. 96-12. All members present voting:  
Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren  
No: 0

**Ordinance No. 96-12 – 2<sup>nd</sup> Reading – Community & Economic Development**

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the premises situated with frontage on Applegrove Street NW and known as all of Parcel No. 9208676, and part of Parcel No. 9208743, and all of Parcel No. 9204594 and located in the City of North Canton from R2F, Two Family District, to GB-A, General Business District.

Mr. Snyder: Chairman Kiesling.

Mrs. Kiesling: Yes, this is the properties on Applegrove. I think we've talked about plenty and finally came to a very good solution. So, I make a motion that we adopt.

Mrs. Kiesling moved and Mr. Foltz seconded to **adopt the second reading** of Ordinance No. 96-12. All members present voting:  
Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta  
No: 0

**NEW BUSINESS:**

10. Mr. Snyder: May we have a motion to read by title only first reading of Resolution No. 97-12.

Mr. Foltz moved and Mrs. Kiesling seconded to **read by title only, first reading** of Resolution No. 97-12. All members present voting:  
Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz  
No: 0

**Resolution No. 97-12 – 1<sup>st</sup> Reading – Personnel & Safety**

A resolution authorizing the Mayor of the City of North Canton to enter into a Contract and Memorandum of Understanding ("MOU") by and between the City of North Canton ("Sub-grantee") and the University of Akron Research Foundation ("Lead Agency") to join and be a participating member of the 2013 Stark County OVI (Operating of a Vehicle while Intoxicated) Countywide Task Force and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters

Mr. Peters: Yes, thank you. We'll be entering our second year of partnering with the University of Akron for year 2013. And I have nothing further to add unless anyone wants to make a comment prior to reading it. With that I'll motion.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt the first reading** of Resolution No. 97-12. All members present voting:  
Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling  
No: 0

Mr. Snyder: Since time is of the essence to put this plan in play, we'd like to suspend the rules of council for Resolution No. 97-12.

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DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, October 22 7:00 p.m. 20 12

Mr. Peters moved and Mrs. Werren seconded to **suspend the rules** for Resolution No. 97-12. All members present voting:  
 Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
 No: 0

Mr. Snyder: May I have a motion to adopt under suspension of the rules Resolution 97-12?

Mr. Peters moved and Mr. Cerreta seconded to **adopt under the suspension of the rules** Resolution No. 97-12. All members present voting:  
 Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder  
 No: 0

11. Mr. Snyder: May I have a motion to read by title only first reading of Ordinance No. 98-12?

Mrs. Kiesling moved and Mr. Cerreta seconded to **read by title only first reading of** Ordinance No. 98-12. All members present voting:  
 Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren  
 No: 0

**Ordinance No. 98-12 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Director of Administration of the City of North Canton to apply for and enter into a 2013 Recycling Makes Sense Grant Agreement by and between the City of North Canton and the Stark-Tuscarawas-Wayne Joint Solid Waste Management District for the purpose of accepting and utilizing the grant to provide funding for portions of the recycling program, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta.

Mr. Cerreta: Yes, we had talked about this. This is a grant that does exactly what it says, it provides a portion of our recycling program, like the bags and so on. So I move that Ordinance No. 98-12 be passed.

Mr. Cerreta moved and Mrs. Kiesling seconded to pass Ordinance No. 98-12, first reading. All members present voting:  
 Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta  
 No: 0

Mr. Snyder: Again, as time is of the essence we would like to obtain these funds, we'd like to suspend the rules of Council for Ordinance No. 98-12.

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 98-12. All members present voting:  
 Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz  
 No: 0

Mr. Snyder: May we adopt under the suspension of the rules of council Ordinance No. 98-12?

Mr. Foltz moved and Mrs. Kiesling seconded to **adopt under suspension of the rules** Ordinance No. 98-12. All members present voting:  
 Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling  
 No: 0

12. Mr. Snyder: May we have a motion to read by title only, first reading of Resolution No. 99-12?

Mr. Foltz moved and Mr. Cerreta seconded to **read by title only, first reading of** Resolution No. 99-12. All members present voting:  
 Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
 No: 0

**Resolution No. 99-12 – 1<sup>st</sup> Reading – Finance & Property**

A Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor and declaring the same to be an emergency.

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Mr. Snyder: This is required by the Ohio Revised Code as well as our Charter that we do send to the Auditors our inside millage showing that the monies collected through tax assessment levies is used for the purpose for which we are taxing the residents. We received this on the third or fourth of October. It is due, unfortunately, by the 31<sup>st</sup> of October, so I'm asking that we move this on emergency. So may I have a motion to adopt the first reading of Resolution No. 99-12?

Mrs. Kiesling moved and Mrs. Werren seconded to **adopt the first reading** of Resolution No. 99-12. All members present voting:  
Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder.  
No: 0

Mr. Snyder: May I suspend the rules of council for Resolution 99-12?

Mrs. Kiesling moved and Mrs. Werren seconded to **suspend the rules** for Resolution No. 99-12. All members present voting:  
Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren.  
No: 0

Mr. Snyder: And then reports – Director of Law.

Mr. Fox: Yes, last week....

Mrs. Kalpac: Excuse me, you need to adopt under suspension.

Mr. Snyder: Oh, I'm sorry. Let me adopt under suspension of the rules Resolution 99-12. Pardon me.

Mr. Foltz moved and Mr. Peters seconded to **adopt under suspension of the rules** Resolution No. 99-12.

Mr. Snyder: I was ready to get out of here and watch the President.

All members present voting:  
Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta.  
No: 0

#### REPORTS:

Mr. Snyder: I'm one of those undecided voters they may be calling me on and make sure that I get my vote in there. I apologize. To the Law Director, any report?

Mr. Fox: Yes sir. Last week we had the Stark County Treasurer, Alec Zumber in here to talk about the Ohio Moving Forward Demolition Program. There was an Agreement between the County and the City of North Canton they asked us to review. I've reviewed that and approved it as to form and content. And with that, knowing that all the work has to be completed by December 31' 2013, I'll be working with Eric Bowles to identify those blight, vacant and abandoned properties. So we can do some of the heavy lifting initially to get consent or the authority of law to raze those properties. Also, we had talked recently about a couple of properties that were getting kind of high in assessments, And I wanted to let you know that one of those we simply made some calls. The property was in a trust. The trustee was out of state. We made some calls and were able to get that – they actually paid it, the overdue property taxes and assessments. So that was about \$6300 that they paid in the last week. And, Eric is working diligently and met with the owner of the second property last Friday. So hopefully we'll be able to take care of those two biggest concerns that we have. And then also we talked about some work with the CIC (Community Improvement Corporation) as far as the Permits Building and I've got a quote for an appraisal on the property, and we went ahead and transferred the Statutory Agent for the CIC that came in, actually this afternoon. So nothing more. Thank you.

Mr. Snyder: Good work Inaudible... needs that. Director of Finance.

Mrs. Alger: Just to let you know, we're starting the information gathering on revamping the website. We had talked about that. We have, let's see what's your title? Director of Administrative Services, Clerk of Council is helping and Director of Administration. So it's a group effort to get that up to date. That's it right now.  
Unidentified: Halleluah.

Mr. Snyder: Good work. Director of Administration.

Mr. Grimes: Speaking of our website. A reader of *Patch* let us know that we had a yard waste and curbside that was not up-to-date in one section. We fixed that a little while ago. A reminder everybody, Trick or Treat is this Sunday 3-5. If you want to participate as a resident, make sure

RECORD OF PROCEEDINGS

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Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 101-8

Held

Monday, October 22

7:00 p.m.

20

12

you turn on your porch light. And if you are out and about make sure you watch for all the goblins and bats that are running around. We did set our gas aggregation price this week. It came in at 4.65, which is better than the 5.58 we had last year. Residents will be getting a letter in the mail and explaining that to them, but if they have any calls or any questions, they can call the Mayor's Office. And finally we are handing out still the leaf paper pickup bags down at the Civic Center. And you have until November 10<sup>th</sup> to pick those up. So present a water bill and you'll get 25 bags. Thank you, Mr. President.

Mr. Snyder: Thank you. Mr. Mayor.

Mayor Held: Yes, we received a letter here. And you know with all the construction that we have going on, and we appreciate the fact that the residents have been so patient - particularly with Main Street because we know that the traffic has been a real, real problem. But the good thing is that we're coming to a close on that and we're just about finished. In addition, we had a real challenge with drainage issues over on Heatherwood and Wilkshire and that was taken care of. And that is where I'd like to, if you don't mind, just take a moment to read a letter that we received from Jim and Polly that live over on Heatherwood. And it says: "To North Canton City Council and our City Engineer. We personally want to thank you and let you know how appreciative we are for the recent paving of our street on Heatherwood SW, including the very successful remedy of the golf course drainage problem and resolution of flooding concerns in the area surrounding the Wilkshire Circle, Heatherwood Intersection. Also, with great anticipation, we are looking forward to the completion of the last phase of Main Street. It has taken patience on your part, the workers on the project, and the people that travel in that area, but it has been well worth it. Each citizen can be mighty proud of our streetscape through the City, the engineering of both projects, as well as the well thought-out and executed plans. Obviously, none of these improvements would be possible without economic development and City Council for funding. Thank you." And also, I think this is the fastest meeting that I've been to in probably ten years. And I think that, I know that Councilman Werren is all about efficient and effective government, and so your presence has allowed us to set a new record here. That's right. We're moving efficiently and effectively. And, ...

Mr. Snyder: Next week's even faster.

(Laughter)

Mayor Held: And one little point of interest, if I might share this with you. Grace, are you out there still? Grace Christianson, if you don't mind standing up here. This is just a little interesting, personal story. Grace is with her grandfather, Larry Christianson. And the last time that I saw Harry was at Aultman Hospital when Grace was first born, because Grace and my daughter, Heidi, were born within two days, I believe, of each other at the hospital. Both were in the ICU so it was a real challenging time. And but now Grace is here and the last time you were just a little - tiny little thing, and now you're grown up, almost. So, thank you for coming today. And also thank you to all of our other students for being in attendance here. And the Council Members, I know that you need signatures, they're all available to sign your agenda. And that includes our high school students, too. I know you need evidence that you were here, right? Thank you.

Mr. Snyder: Thank you, Mr. Mayor. Mr. Engineer.

Mr. Benekos: No report.

Mr. Snyder: Director of Administrative Services

Mr. Bartos: Couple quick things. Yesterday, the ICF (Intelligent Community Forum) announced the Smart 21 or 2013. Unfortunately, North Canton, though we applied, we did not make the list. It was a rigorous competition. There were only three cities actually from the US that made the top 21. It was Columbus, Philadelphia (two huge major cities) and also Mitchell, South Dakota, which is a little place in South Dakota, but if you look it up, it's actually the hometown of George McGovern, so I don't know if they had a little help from the grave there, since he passed on yesterday. Also, only eight first-timers made it. So of the people that applied, 13 had already applied at least once. So it is something that we can continue working on. And we have a lot of exciting things coming down the pipeline whether it be the improvements to the website, the improvements to the phone system, running some fiber-optics, the fixed base meter reading systems. So a lot of things that we put in the application that we said we were working on, well I, if we can point to actually completing those the next time we apply, that will obviously be a plus. So also, Thursday, related to the ICF Walsh University's Institute for the Study of the Intelligent Community is having their inaugural symposium. It's "Seizing our Destiny; New Models for Re-energizing Our Communities, Our Schools and Our Economies" It runs from 8 - 3:30, but it's broken up into three sections. So it's an 8:00 to 11:00 Morning Workshop; 11:30-1:00 Keynote Address Luncheon; and 1:30-3:00 Roundtable Discussion. The luncheon actually comes with a \$25 fee, and you kind of have to RSVP for this, but if anybody hasn't RSVP'd yet and wants to, please let me know. They told me to just give them a call if we have anybody else coming. So - and finally, I sent everybody around here an email just before we sat down, but I'm being locked up by the MDA (Muscular Dystrophy Association). I'm participating in the North Canton lockup. And they must have known who they were calling because they told me it was a luncheon first, and then

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, October 22 7:00 p.m. 20 12

they said, well now we'll send you your fundraising packet. So they must have known the way to my heart was through food. But anyway, it's November 8<sup>th</sup> at 1:00. Any donations possible, anybody in the audience if you'd like to donate, call my office. And I can take checks or cash and also there's a way to donate online. So, any help will be appreciated. I know some people might want to leave me in jail, but all the money is going to charity, so keep that in mind. That's all I have.

Mayor Held: And they will not let him out until he raises a certain amount, so...  
Mr. Bartos: That's right.

Mr. Cerreta: Hey Bill, how often do we apply for that Intelligent Community?

Mr. Bartos: It's a yearly thing. Yeah.  
Mr. Cerreta: Yearly. Okay.  
Mr. Bartos: Yeah.

Mr. Cerreta: Well, thanks for your work on that. That was our first time. It's a work in progress.

Mr. Bartos: Correct. Yes, it's our first time. We were excited as we went on. We had Nancy Richardson who helped Dublin.  
Mr. Cerreta: Right.

Mr. Bartos: Also Dublin, as an example, you know they got the top 21 a couple of times, top 7 a couple of times, but they started working, laying the groundwork for this in 1995 when they first started working on their fiber-optic network. So it was a long time coming. It wasn't like it was an overnight process for them either. But we were still – we still felt good about our application and it's a very competitive process. They've had up to 400 people or 400 communities across the world apply. This is an international competition. So you know, out of 400 only 21 are selected, and as I said, only eight first-timers were selected this time. So...

Mayor Held: Thank you. Very good job.  
Mr. Bartos: Thank you

#### REPORTS – COUNCIL:

Mr. Snyder: Member Foltz  
Mr. Foltz: No report

Mr. Snyder: Member Peters

Mr. Peters: Just a question. The Stealth Stat, we're currently using that right now. Is that in use do you know?

Mr. Grimes: I would have to ask the Chief.  
Mr. Peters: Okay.

Mr. Grimes: He doesn't tell me where he hides it.

Mr. Peters: Okay. Now do we put the request through you, Mike or should we...  
Mr. Grimes: Yes.

Mr. Peters: Okay. All right, What I'd like to do at some point, right along Applegrove, near Chatham, maybe put it up for a couple of weeks. I don't know if any of you are aware, there were two accidents Friday - I think it was last Friday, one car was overturned. And we're having issues with the backing-up at Chatham and Overland trying to get across and someone tried to get across too quick, and got t-boned...

Mr. Snyder: Oh, because of the construction...  
Mrs. Kiesling: Yeah, that's the only way to stop it.  
Mr. Foltz: Is that because of North Main?

Mr. Peters: Well, I...  
Mr. Foltz: Do you think there's more traffic going around?

Mr. Peters: I think there's more coming off Chatham, they're trying to get around that and come through there and Overland the same way.

Mr. Snyder: Yeah, they're coming up Holl Road there and trying to get across.

Mr. Peters: Well maybe after the construction is complete and that's opened up maybe run it down there and see what kind of traffic count we have.

RECORD OF PROCEEDINGS

0481

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Heid Monday, October 22 7:00 p.m. 20 12

Mr. Grimes : Were you looking for it on Applegrove, sir?

Mr. Peters: Right there where..

Mr. Grimes: Or on Chatham or on Applegrove? It will do one or the other -- it'll -- we'll count traffic on both.

Mr. Peters: I would prefer to do Applegrove.

Mr. Grimes: Okay.

Mr. Peters: I want a traffic count on that. And just a public thank you to the management team at Giant Eagle. Wishes Can Happen had their little function there, their reunion at the North Canton Civic Center on Sunday. And I just wanted to publically thank them for stepping up to the plate and taking care of all the fees and the food and everything. I didn't get an opportunity to make it down there yesterday, but Giant Eagle really stepped to the plate and gave them an opportunity to put on a pretty good show. So, that's it.

Mr. Snyder: That's great. Thank you. Member Werren.

Mrs. Werren: No report in the Ward, but I just wanted to say Mike, thank you for taking me around. I never knew I had so many parks. And I'm going to keep trying to meet with each one of you. And Jon was so nice today I was able to have breakfast with him. So, I'm trying to make my rounds and I feel like that's the best way to really understand the City. And I know that Eric and I are going to meet at some point. Right, Eric?

Mr. Bowles: Yes.

Mrs. Werren: Yes. Thank you.

Mr. Snyder: You're welcome. Member Cerreta

Mr. Cerreta: Yeah, just a couple of things. First of all, Miriam did a nice job of talking about the Survey Committee. I was going to mention something about it. We saw preliminaries of it online, and it looked -- and it's really neat how it breaks it up. And they've structured it in a way, the group's been a terrific group, they've structured in a way that it gives us a lot of good information, good feedback for us. So, they'll be putting in and getting the results of the paper ones here within this week. But I'm really looking forward to the results that they're going to present. And hopefully we'll do a real good job of trying to answer some of those, some of those feedbacks. In most of the cases it's been very positive. So I'm really upbeat about that. The other thing, Main Street, Jim, great job with Main Street. We're coming to a close, and you've put up with a lot there, everyone has. And that's just been a big plus for us. If we're from one side of our city to the next is just set up beautifully with our streets. So nice job at that. And the comment about the Master Plan, Gateway Signs, I wanted to report that out of the eleven locations that we have, that we have five locations already sponsored. But out of those, some of them have two. So we really have fifteen of those gateway pillars, we've got eight of those sponsored. So - and we haven't even put those out to the public. So, I want to make sure that ...inaudible... continues to grow with that. And there the top, people were asking me about the ones up at North Main. It will be a couple weeks before the top gets placed because those take awhile to make and they're working on that. So real optimistic about that. Great feedback from our citizens, and also sponsors. So and I think that's it for now.

Mr. Snyder: Thank you. Good work. Nice job.

Mr. Cerreta: We're real excited about it. I think everyone else will be happy with all of that.

Mr. Snyder: Thank you. Mrs. Kiesling

Mrs. Kiesling: No report

Mr. Snyder: A couple of things. Next Monday is the fifth Monday. We will not meet. So, it will be probably the most expedient meeting we've had in 2012. So unfortunately you'll have to watch TV next Monday night -- there won't be a meeting. The other thing is, this past Thursday, they had another thing at the Civic Center with the - I believe on the Sistine Chapel. They had 85 people. And the grant we just applied for sponsored that. I spoke with Mr. Albacete. He'll be coming before Council, and he will, like any person asking for a little more money, and he hopes to be able to bring the symphony back to North Canton on a smaller scale. People all wanted that, so he's going to try to give you a little symphony concert using the Canton Symphony versus the Cleveland Pops. So, they will have an event this particular summer. And they'd probably like to have it at the Civic Center or maybe here on the steps. But he'll work with Administration on that. But it's very successful. And it does contain an educational component and a recycling educational component as well as culturally beneficial to our citizens. I have nothing else other than I think that letter came from a very nice constituent; I appreciated you getting the road over at Heatherwood done. That

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 1014B

Held Monday, October 22 7:00 p.m. 20 12

was in bad shape. And you're working on Glenwood, and that's nice, and those people appreciate that.

FINAL CALL FOR NEW BUSINESS:

Mr. Osborne: Mr. Snyder, can I bring up one point?

Mr. Snyder: Go ahead. Quickly

Mr. Osborne: Chuck Osborne. 307 Fairview St. SE, North Canton, Ohio. I think you know who I am. I know everybody likes to taut all the pluses of the City. I'd like to improve on those pluses. We all cross the Hoover Bridge down there on South Main. It's a fairly new structure. Has anybody looked at the sidewalk approaches to that bridge? There's a lip on both sides of that. I've mentioned it to Mr. Benekos several times over the last six months. Also, look at the railing on each side of the bridge mounted on top of those concrete walls. You're missing many of the posts. The bridge - the posts that make up that little railing, one of them and specifically is and I don't know what, it's pushed up. It's coming out of the wall. I don't know why we have a nearly brand new structure, and it's gone to hell in a hand-basket already.

Mr. Snyder: We'll check on that...

Mr. Osborne: I would hate to be riding a bicycle down the sidewalk, if that's legal, I don't even know. or pushing a stroller or anything. It's been like this for several years.

Mr. Snyder: We'll look into it.

Mr. Osborne: So, instead of plugging all the pluses, let's try to see where we can try to improve the shortcomings of the City. I don't know why nobody sees it. Thank you.

Mr. Snyder: Appreciate it. Isn't that a county bridge?

Mr. Grimes: Yes, sir. We're looking at the cement, but we also talked to the County last week and it's their - the railings and all that are their problem, not ours unfortunately.

Mr. Snyder: That's what I thought.

Mr. Grimes: Mr. Benekos is going to talk to one of those folks this week. They already have it set up.

Mr. Snyder: Well, good. Thank you. I appreciate it. Thank you.

Mr. Osborne: It's a dedicated memorial to Mr. Hoover here. It sure hasn't been cared for. It wasn't even done right the first time.

Mr. Snyder: Well, we're going to take care of it. Well thank you. Any other comments? If not, I'll have a motion to adjourn.

ADJOURN:

Mrs. Kiesling moved and Mr. Cerreta seconded to adjourn the council meeting. All members present voting:

Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling

No: 0

The council meeting adjourned at 7:41 p.m.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

RECORD OF PROCEEDINGS

0483

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

SPECIAL

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held

Monday, November 5

7:00 p.m.

20

12

CALL TO ORDER:

- 1. The special council meeting was called to order Monday, November 5, 2012 at 7:43 p.m. by President of Council Jon Snyder.

Mr. Snyder: Pursuant to a letter signed by myself, we've called this meeting for the authorization of the Mayor to enter into a grant. So, may we have the roll call please?

ROLL CALL:

- 2. The following members of Council responded to roll call: Cerreta, Foltz, Griffith, Kiesling, Snyder, and Werren. Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, Director of Permits & Development Bowles, Director of Administrative Services Bartos and Clerk of Council Kalpac

Mr. Snyder: May we have a motion to excuse Member Peters?

Mr. Foltz moved and Mr. Cerreta seconded to excuse Member Peters. All members present voting:

Yes: Foltz, Griffith, Kiesling, Snyder, Werren, Cerreta  
No: 0

- 3. Mr. Snyder: May we have a motion and second to waive the Rules of Council requiring Committee Report for Ordinance No. 100-12.

Mr. Foltz moved and Mrs. Kiesling seconded to waive the rules of council requiring a committee report for Ordinance No. 100-12. All members present voting:

Yes: Griffith, Kiesling, Snyder, Werren, Cerreta, Foltz  
No: 0

Mr. Snyder: May we have a motion and second to read by title only the first reading of Ordinance No. 100-12.

Mrs. Kiesling moved and Mr. Foltz seconded to **read by title only, first reading of Ordinance No. 100-12.** All members present voting:

Yes: Kiesling, Snyder, Werren, Cerreta, Foltz, Griffith  
No: 0

**Ordinance No. 100-12 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance authorizing the Mayor of the City of North Canton to prepare and submit applications for the Fiscal Year 2013-2014 Stark County Community Development Block Grant Program ("CDBG Program") for a grant for the Hillcrest Avenue NW and Royer Avenue NW Waterline Replacement Project (5<sup>th</sup> Street NW to 7<sup>th</sup> Street NW) and declaring the same to be an emergency.

Mr. Snyder: Somehow it ended up on finance, but basically we talked about this in Committee. I believe the project is in excess of \$320,000 and we're applying for a fifty (50%) percent grant. And, the City's share, I think, is around \$155,000 or \$156,000. We won't know right away if we get it or not, if we're successful. And, so if not, we're still going to probably have to replace those water lines. I don't know if they're going to be budgeted for 2013 or not, what your intentions are, but hopefully we can get it done with their being 50% paid. We've done some -- several on there -- and several in the lower part of the third ward and it's been very successful. Any questions?

Mrs. Werren: So regardless of whether we get the grant or not, we will go forward?

Mr. Snyder: I would think. I don't think the integrity of the water lines is that that it will last without replacing. Will it?

Mr. Benekos: They're on our list, we have a long list of water lines. They're not in the top priority ones. They're probably in the second tier.

Mr. Snyder: OK.

Mr. Cerreta: But, we can get this fifty (50%) percent, right?

Mr. Benekos: Right. If we can get the funding, we'll move those up.

Mr. Snyder: It meets the criteria for the Community Block Grant, so that's what we're...

Mr. Benekos: And we're ...

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, November 5 7:00 p.m. 20 12

Mrs. Werren: And Jim, you said that this kind of depends on how many people put forth the grant application, right?

Mr. Benekos: That came from....

Mrs. Werren: Maybe that was Eric.

Mr. Benekos: Yeah, that was Eric.

Mr. Bowles (speaking from the audience): What was the question?

Mrs. Werren: You said that this grant depends on how many other people have applied for the grant sometimes because it's only a certain amount?

Mr. Bowles (speaking from the audience): Well it depends – it depends on the application. This is an unusual year because usually it's three years between funding grants the way Stark County ...inaudible... works. But, yes, obviously our chances of being funded are greater the fewer communities submit. But there are – and I sit on Review Committee. Obviously I don't review North Canton's applications, but I sit on the Review Committee. And, you know, generally speaking you know the communities that submit strong applications, there are a whole host of public service applications county-wide and the County only has – has a lesser amount of money in public service applications. So, we have, we stand a fairly good chance of being funded. But ...inaudible... and other people bring in ...inaudible... the project has to meet the national objectives and be an eligible activity. The CDBG (Community Development Block Grant) Program, it states that need. And Jim talked about the water line. And in looking at our inventory, I think that water line was put in in 1960 or 1966. It's a six inch line and it serves what we think is the ...inaudible... number of families in that area. And that area qualifies for infrastructure as an eligible activity.

Mrs. Werren: Thank you.

Mr. Snyder: OK. There being any other comment? If not, I'll entertain a motion to adopt the first reading of Ordinance No. 100-12.

Mrs. Kiesling moved and Mr. Cerreta seconded to **adopt the first reading** of Ordinance No. 100-12. All members present voting:

Yes: Snyder, Werren, Cerreta, Foltz, Griffith, Kiesling

No: 0

Mr. Snyder: May I have a motion to suspend the rules of Council for Ordinance No. 100-12 as an emergency exists and time is of the essence.

Mrs. Werren moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 100-12. All members present voting:

Yes: Werren, Cerreta, Foltz, Griffith, Kiesling, Snyder

No: 0

Mr. Snyder: May we adopt under the suspension of the rules, Ordinance No. 100-12.

Mrs. Kiesling moved and Mr. Cerreta seconded to **adopt under the suspension of the rules** Ordinance No. 100-12. All members present voting:

Yes: Cerreta, Foltz, Griffith, Kiesling, Snyder, Werren.

No: 0

ADJOURN:

Mr. Snyder: Their being no other business to come before this body, I'll entertain a motion to adjourn.

Mr. Foltz moved and Mr. Cerreta seconded the motion to adjourn the special council meeting. All members present voting:

Yes: Foltz, Griffith, Kiesling, Snyder, Werren, Cerreta

No: 0

The special council meeting was adjourned at 7:48 p.m.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL



# City of North Canton, Ohio

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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, November 5, 2012 in the Council Chamber at North Canton City Hall.

Present for the meeting were: Chairman Snyder, Vice Chairperson Kiesling and Member Cerreta, Council Members Foltz, Griffith, and Werren. Council Member Peters was not present for the meeting.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, Director of Permits & Development Bowles, Director of Administrative Services Bartos and Clerk of Council Kalpac.

### Items discussed:

- a. Renewal of North Canton City Health Insurance: The Committee authorized legislation, on an emergency basis, authorizing the Mayor upon concurrence of Council, through the Board of Control, to enter into a contract for administering a self-insured health insurance program for the of period December 1, 2012, through November 30, 2013, for the employees of the City of North Canton.
- b. Section 125 Premium Only Cafeteria Plan: The Committee authorized legislation, on an emergency basis, adopting an Amended Section 125 Premium Only Cafeteria Plan for the City of North Canton for the period January 1, 2013 through December 31, 2013.
- c. Purchase of Drinking Water Plant Chemicals: The Committee authorized legislation, on an emergency basis, authorizing the Director of Administration to advertise and receive bids according to specifications now on file in the office of the Director of Administration for the purchase of North Canton Drinking Water Plant chemicals for use by the DWP, and for the Mayor to be authorized, through the Board of Control, to enter into a contract for a two (2) year period commencing January 1, 2013 and ending December 31, 2014, the purchase of said DWP chemicals.

- d. Stark County Public Defender Contract: The Committee authorized legislation, on an emergency basis, authorizing the Mayor, through the Board of Control, to enter into a Memorandum of Agreement to exercise the option to extend the existing contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court for a period of one (1) year beginning January 1, 2013 and ending December 31, 2013.
  
- e. Community Development Block Grant Program: The Committee authorized legislation, authorizing the Mayor to prepare and submit applications for the Fiscal Year 2013-2014 Stark County Community Development Block Grant Program for a grant for the Hillcrest Avenue NW and Royer Avenue NW Waterline Replacement Project (5<sup>th</sup> Street NW to 7<sup>th</sup> Street NW).

Legislation to be considered at a special meeting held this date, will contain an emergency clause, and is subject to waiving the rules of council requiring a committee report

Respectfully submitted,

\_\_\_\_\_  
Jon Snyder, Chairman

\_\_\_\_\_  
Marcia Kiesling, Vice Chairperson

\_\_\_\_\_  
Mark Cerreta, Member

11/6/12-gmk

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

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

11/6/12-gmk  
(Finance & Property)

## Ordinance No. 101-12

An ordinance authorizing the Mayor of the City of North Canton upon concurrence of Council, through the Board of Control, to enter into a contract for administering a self-insured health insurance program for the of period December 1, 2012, through November 30, 2013, for the employees of the City of North Canton 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, and upon concurrence by Council, is hereby authorized to enter into a contract for administering a self-insured health insurance program for the period of December 1, 2012, through November 30, 2013, for the employees of the City of North Canton.
- Section 2. That the Director of Finance of the City of North Canton is hereby authorized to draw funds necessary for the payment of the above-specified contract upon receipt of vouchers duly approved by proper departmental authority from appropriations applicable thereto.
- Section 3. That, if any 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 timely renewal of the health insurance policy; 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: \_\_\_\_\_, 2012

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

g:\2012 legislation\101-12 health insurance.docx

# RECORD OF ORDINANCES

Duylon Legal Blank, Inc.

Form No. 30043

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

11/6/12-gmk  
(Finance & Property)

## Resolution No. 102-12

A Resolution adopting an Amended Section 125 Premium Only Cafeteria Plan (the "Plan") for the City of North Canton for the period January 1, 2013 through December 31, 2013 and declaring the same to be an emergency.

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

- Section 1. That the City of North Canton, Ohio ("City") makes an Amended Section 125 Premium Conversion Plan benefit available to its employees and shall pay a portion of those premiums as set forth in the Plan. The City wishes to adopt such Plan as it complies with the Internal Revenue Code enabling City employees to elect to pay their share of the group insurance premiums on a pre-tax salary reduction basis.
- Section 2. That the City Director of Finance be and shall serve as the Plan Administrator.
- Section 3. That the Plan Administrator shall take such actions that are deemed necessary and proper in order to implement the Plan.
- Section 4. That the Plan Administrator shall act as soon as possible to notify City employees of the City's adoption of the Plan by delivering to each employee a copy of the summary description of the Plan in the form of the Summary Plan Description.
- Section 5. That if a provision of this resolution is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this resolution.
- Section 6. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City and further necessary for the timely implementation of the aforementioned Plan upon passage of certain labor contracts, thereby providing eligible employees with pre-tax benefits pursuant to the Internal Revenue Code; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this resolution 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: \_\_\_\_\_, 2012

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

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

11/6/12-gmk  
(Finance & Property)

## Ordinance No. 103-12

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 for the purchase of North Canton Drinking Water Plant ("DWP") chemicals for use by the DWP, and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for a two (2) year period commencing January 1, 2013 and ending December 31, 2014, the purchase of said DWP chemicals 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 purchase of DWP chemicals for use by the DWP.

Section 2. That the Mayor of the City of North Canton, be, and is hereby authorized, through the Board of Control, to enter into a contract for a two (2) year period commencing January 1, 2013 and ending December 31, 2014, for the purchase of said DWP chemicals.

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 applicable appropriations 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 purchase of said DWP chemicals and to ensure continued efficient operation of the DWP; 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: \_\_\_\_\_, 2012

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

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

11/6/12-gmk  
(Finance & Property)

## Ordinance No. 104-12

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a Memorandum of Agreement to exercise the option to extend the existing contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court for a period of one (1) year beginning January 1, 2013 and ending December 31, 2013, 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 Memorandum of Agreement to exercise the option to extend the existing contract by and between the City of North Canton and the Stark County Public Defender Commission for the purpose of providing legal counsel to indigent persons in Canton Municipal Court for a period of one (1) year beginning January 1, 2013 and ending December 31, 2013.
- Section 2. That the Director of Finance of the City of North Canton, Ohio, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the applicable appropriation 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 necessary for the timely effectiveness of the extension of the existing 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: \_\_\_\_\_, 2012

ATTEST:

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CLERK OF COUNCIL