

RECORD OF PROCEEDINGS

0267

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

CALL TO ORDER:

1. The council meeting was called to order Monday, April 9, 2012 at 7:02 p.m. by President of Council Jon Snyder.

Opening Prayer:

2. The opening prayer was delivered by Rev. Thomas L. Douce (Retired) United Methodist Church

PLEDGE OF ALLEGIANCE:

3. All present recited the Pledge of Allegiance.

Mr. Snyder: Prior to the roll, we'll move to have a Council of the Whole meeting to authorize the legislation and fact finding, and so at this time I will call the Council of the Whole to order. And, I'll ask the Chairman of Personnel to report on it.

Mr. Peters: Yes. Thank you Mr. President. Law Director Nilges, you were the lead negotiator on this. If you want to give us the highlights...

Mr. Nilges: Sure.

Mr. Peters: On this.

Mr. Nilges: Well, the agreement that we reached as to the entire unit, mirrors what we did with the Patrol and the Lieutenants, the other conciliation units, the other people that can take us to divide and conciliation. That would include elimination of longevity pay for new people, significant reduction in sick leave/retirement cash out for new employees, that being a maximum of 240 cashed out at a 25% of accrued sick leave. Also increases in the amount of the deductible for individual and family coverage. In addition to that, some improvements in the way we can administer Workers' Compensation claims, and a couple of other little things, but those are the substantive issues. Now with regard to the Chief Dispatcher, and we were able to come to an agreement on those issues fairly quickly, but with regard to the Chief Dispatcher - the Chief Dispatcher has, since about the year 2000, been given a 19.29% differential. And, what that means is the Chief Dispatcher gets paid 19.29% more than the regular dispatchers. We felt that that was an unfair position to take and requested that that differential be reduced significantly and that is the result. The Chief Dispatcher's differential under the Fact Finder's Report which was a negotiated report, has been dropped from 19.29% to 15.00%. And in addition to that, they - we have agreed to adjust the Chief Dispatcher's schedule to take away guaranteed Sunday overtime where it will be a Monday to Friday position instead of working every other Sunday, which equates, just by doing that, working every other Sunday at that 19.29% differential, that equates to about 5% of the Chief Dispatcher's annual wages. So by adjusting that we save that amount of money and also just a reduction from 19.29%, which is by far the highest differential of any rank differential in the City, taking it down to 15%. And that's basically - oh, we also are readjusting the title from Chief to Lead Dispatcher.

Mr. Peters: I think it was a fair and equitable negotiation solution for us. Are there any other comments from Council or Administration? Is it fair to say that we can move forward with this?

Mr. Snyder: Okay

Mr. Peters: Okay. That's it Jon.

Mr. Snyder: There being no other business, a motion to adjourn this Council of the Whole.

Mrs. Kiesling: So moved.

Mr. Snyder: Is there a second?

Mrs. Kiesling moved and Mr. Peters seconded to adjourn the Council of the Whole meeting.

All members present voting:

Yes: All - Aye.

No: 0

ROLL CALL:

4. Mr. Snyder: Okay, I call to order the meeting of the Council of North Canton, for Monday the 9th day of April 2012. Madam Clerk, please call the roll:

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

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

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

Mr. Snyder: May I have a motion to excuse Member Foltz?

Mrs. Kiesling moved and Mr. Fox seconded to excuse the absence of Council Member Foltz.

All members present voting:

Yes: Fox, Griffith, Kiesling, Peters, Snyder, Cerreta.

No: 0

CONSIDERATION:

5. Council Meeting Minutes – March 26, 2012

Mr. Snyder: May I have a motion and second to approve as presented the meeting of the council minutes for March 26, 2012?

Mr. Fox moved and Mrs. Kiesling seconded to approve, as presented, the council meeting minutes for March 26, 2012. All present voting:

Yes: Griffith, Kiesling, Peters, Snyder, Cerreta, Fox

No: 0

COMMITTEE MINUTES:

6. Mr. Snyder: May I have a motion and second to approve as presented the following Committee Report Minutes: Personnel and Safety Meetings held the 26th of March '12, and 4/2/12, Community and Economic Development and Plans and Property both held 4/2/12.

Mr. Griffith moved and Mr. Fox seconded to approve the committee report minutes as presented. All members present voting:

Yes: Kiesling, Peters, Snyder, Cerreta, Fox, Griffith

No: 0

Community & Economic Development Committee: Please refer to the minutes on file in the Council Office for the Community & Economic Development Committee meeting held April 2, 2012.

Finance & Property Committee: Please refer to the minutes on file in the Council Office for the Finance & Property Committee meeting held April 2, 2012.

Personnel & Safety Committee: Please refer to the minutes on file in the Council Office for the Personnel & Safety Committee meetings held March 26, and April 2, 2012.

Mr. Snyder: Prior to the recognition of visitors, last week I was reminded and unfortunately it did slip my mind that we did lose a former Chief of the Fire Service Hargrove, and if we could just take a moment in silent recognition of a man who gave not only his time and his effort, but he was a fine firefighter and a fine Chief.

(Moment of silence for former Fire Chief Hargrove)

RECOGNITION OF VISITORS:

7. Mr. Snyder: Thank you very much for that. At this time the Council will recognize anybody wishing to speak. Please step forward to the podium, state your name and address for the record.

Miriam Baughman: 320 Weber Avenue. The - is it the second reading tonight of the new housing code? Okay. And last week or the week before, the height of the grass was changed from 6 inches to 8 inches to conform with the nuisance ordinance which is 8". Okay. I'm here tonight to ask if instead of doing that, you go the other way and change the ordinance for the weeds and grass nuisance to 6" so that they are both at 6". Because this is 6" and 6" is really bad-looking, and when you get up to 8" it's obscene. You know, if you have to be a neighbor that lived beside a house, or across the street from us. So then I understand that – Eric told me that you researched what other cities do for the height.

Mr. Nilges: Yea, that's actually where that 6" came from. Other cities do do 6" instead of 8. That's true.

Miriam Baughman: So other cities do use 6", so I don't think we should be different. So if you'd please consider that.

RECORD OF PROCEEDINGS
COUNCIL OF THE CITY OF NORTH CANTON

0269
REGULAR Meeting

Minutes of

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

Mr. Griffith: Absolutely.

Mrs. Baughman: Thank you.

Mr. Snyder: Thank you Mrs. Baughman. Anyone else wish to speak? Sir?

Jack Bouer: 1007 Linwood Avenue SW. I actually had a question. So I don't know if this is the appropriate way to do this, but I didn't know how else to do this. I just was interested it's been about nine months since we had the flood, which I'm sure you're all well aware of, but I'm just interested to get the status about what we are doing about that. So I don't know who would be appropriate to answer that question.

Mr. Snyder: That's a very fair - I thought that I had spoke to you and your wife, Mr. Bouer, regarding your - did we not send you a letter on that - in that...

Mr. Bouer: Yeah, Jon, but I don't think that's what I'm asking. I'm asking more about what in general is being done about the sewer.

Mr. Snyder: Oh, you mean about preventive, as far as...

Mr. Bouer: Yeah.

Mr. Snyder: Oh, I'm sorry. I apologize. I misunder - well I can tell you that we do have a joint study that we've undertaken with the County and other municipalities which the the Engineer might be able to answer it to you. There is money in the '12 budget, the 2012 budget to address some issues to the Zimber as well as other areas of the City where we think that possibly contributed, not actually contributed to the flooding problems, but you know what ...inaudible... exacerbate it that we can use some remedial work, so we're working on that. We don't have a definite, to my knowledge, a definite concrete plan, but we're getting close to it. But we're - I don't know where we're at, but Mr. Engineer, you might be able to....

Mr. Benekos: Well, you know, in general there's never going to be a solution to the flooding along the Zimber. It's a flood plain.

Mr. Snyder: Right.

Mr. Benekos: Okay. So we're taking steps try to minimize the affects of the storm water runoff and the flooding. But to, you know, reverse what's there and to eliminate it, minimize it, I don't think we're ever going to be able to do that. We are working with the County Engineer and the other government agencies, the townships, Village of Green, the Airport, to try to implement some more storm water retention to slow the water down.

Mr. Bouer: Okay. That would be outside the city limits? Or probably...

Mr. Benekos: Correct.

Mr. Bouer: Okay.

Mr. Benekos: The majority of the Zimber Ditch drainage basin is outside of the City.

Mr. Bouer: Okay. And the money that you spoke of, is that for this, for the retention basins or...

Mr. Benekos: There's some - the money that's allocated is more to design them. As far as money to actually construct them, we'll have to work with the other agencies to try to locate the money for that.

Mr. Bouer: Okay.

Mr. Benekos: We are also working with the Muskingum Water Shed to try and locate the funding for that.

Mr. Bouer: Okay. What about this, the sanitary sewers, the leakage into the sanitary sewers, does that, that's - that's - is that separate from that or is that ...

Mr. Benekos: It's - yeah, it's a separate issue from that. I mean it all has to do with rain water

Mr. Bouer: Right, I understand that.

Mr. Benekos: Right. We've, the last couple years, Council has allocated about a half million dollars to do a storm or sanitary sewer lining.

Held Monday, April 9 7:00 p.m. 20 12

Mr. Bouer: Okay. And where are we at with that? I mean would you say the sewers are - if we got another rainfall now, would you say that we're still going to get - we're going to get water leaking into those sanitary sewers?

Mr. Benekos: Yes.

Mr. Bouer: Okay. Are we a year away from having it...

Mr. Benekos: Oh, we could spend a half a million for the next ten years.

Mr. Bouer: And it would still - okay.

Mr. Benekos: And it might put a dent in it then.

Mr. Bouer: Okay.

Mayor Held: I think what - what really the overall goal is, is that I think what Jim is trying to say is that to try to prevent the flooding for the homes that are in the flood plain, it's, we're just not able to do that ...

Mr. Bouer: Right.

Mayor Held: To just completely stop it. But what we're trying to do is to catch as much water as we can within the City limits and then we're also by adding water detention basins ...inaudible... we're putting some sort of detention measures on the golf course...

Mr. Bouer: Yeah.

Mayor Held: Because there's a lot of water runoff that goes into the Zimber Ditch. And then if there are other locations that we can find within the City to put storm detention basins to collect water, which then of course slows it down from going into the Zimber. In addition to that, we're looking at the communities that are upstream ...

Mr. Bouer: Right.

Mayor Held: and that's where Jim Benekos met with the Engineer up in Green.

Mr. Bouer: Oh, you did meet with him? Okay, good.

Mayor Held: Yes. And ...

Mr. Benekos: Well we talked with them and through the County Engineer ...

Mayor Held: Because the whole challenge is trying to get all these multi - you know the political subdivisions all working together.

Mr. Bouer: Yeah.

Mayor Held: And really what we need is more water detention basins.

Mr. Bouer: Right, okay.

Mayor Held: I mean the more that the City of Green can put in then less water flow that we're going to have; the more that any political subdivision up north of us is going to be helpful. And then you know also with the sanitary sewers.

Mr. Bouer: Yeah.

Mayor Held: And we did - how much did we appropriate for our storm water this year, 300 in total?

Mr. Benekos: Yes, approximately 300,000.

Mr. Bouer: And, that's going to be used to reline or is that the ...?

Mayor Held: That's for the storm water, like the detention basins.

Mr. Bouer: Oh, the detention basins in the City.

Mayor Held: That's correct. And then in addition to that, how much do we have for sanitary sewer?

Mr. Benekos: About a half a million.

Mayor Held: About a half a million.

Mr. Bouer: Oh, you do have half a million?

Mayor Held: Yeah.

Mr. Benekos: Yes.

RECORD OF PROCEEDINGS

0271

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

Mayor Held: So what we're doing is, we try to locate the sanitary sewer lines that are the most troublesome ...

Mr. Bouer: Right.

Mayor Held: or the ones that are the first priority to replace.

Mr. Bouer: Okay. So, oh I'm sorry, just - cause I get a little confused about these multiple things going on like you said. So you have 500 for the sanitary sewers this year. And so that would, I don't know, I understand you can't fix every problem with the sanitary sewers, but you're thinking that could probably put a dent in it, or no?

Mayor Held: Yes.

Mr. Bouer: Or would it be...

Mr. Benekos: Well the areas that we do address....

Mr. Bouer: They'll have a dent.

Mr. Benekos: Yeah.

Mr. Bouer: Right.

Mr. Benekos: But you'll address this side of the City. I mean you'll still have a lot. We're going to address the worst sewers that we ...

Mr. Bouer: Okay. Is there areas going to be addressed in the neighborhood where I am this year or...

Mr. Benekos: I'd have to look at the plan.

Mr. Bouer: Okay, okay. And so then I heard about the - what was it the - what did you say, how much did you say was appropriated, I'm sorry.

Mr. Snyder: For the Zimber?

Mr. Bouer: Yeah.

Mayor Held: 300...

Mr. Snyder: 125,000.

Mr. Bouer: Okay. And that's separate even from what we were talking about or is that....

Mr. Benekos: It's separate from the sanitary.

Mr. Bouer: Yeah.

Mr. Benekos: The sanitary funds are approximately a half a million; the storm sewer approximately \$300,000 total.

Mr. Bouer: Right.

Mr. Benekos: The Zimber, I think was 120....

Mr. Snyder: 125 - 150,000 with the Fairways project.

Mr. Bouer: Okay. And then the 125 is split between - sounds just like you use some of it to design the retention ponds wherever they are ...

Mr. Benekos: Right.

Mr. Bouer: and then some of it you will actually use to put the retention ponds if they are in the City?

Mr. Benekos: If we...

Mr. Bouer: get approved construction.

Mr. Benekos: Right.

Mr. Bouer: And so that's for - is that for 2013 or when is that for ...inaudible...?

Mr. Benekos: Hopefully for this year.

Mr. Bouer: Okay. So, you'd have to just approve that in the budget?

Mr. Benekos: Correct. The tough thing is finding areas for retention basins that are beneficial. I mean a lot of people suggested Price Park. We did a hydraulic study on Price Park and just the hydraulics does not work out well to impact flooding on the Zimber.

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10149

Held Monday, April 9 7:00 p.m. 20 12

Mr. Bouer: Oh, okay, that's useful to know.

Mr. Benekos: And then you're looking outside of the City you know to find an area large enough ...

Mr. Bouer: Yeah.

Mr. Benekos: in the right location.

Mr. Bouer: Yeah.

Mr. Benekos: and one is expense, two is environmental concerns, and to buy the land and then to construct the retention basins. So it's not an easy task.

Mr. Bouer: Right.

Mr. Benekos: You just can't say put in a retention basin. But it's ...

Mr. Bouer: Is there anything to do to the ditch itself or because the environmental constraints you can't do anything?

Mr. Benekos: Right, the environmental constraints don't permit us to just go in and dig it out.

Mr. Bouer: Yeah, yeah. Okay.

Mr. Snyder: No, we cannot find anybody to take ownership of the ditch. The Army Corps of Engineers which we talked to that whole period for at least six months, forbid us to touch the ditch. And they exercise their authority over the ditch, except they do not want to take ownership of the ditch. You know, and of course some people say the property owners own the ditch. The problem is that people feel truthfully the simplest thing to do would be to dredge the ditch. All that's going to do is to allow more water to collect, and that would be more water to back up into the homes. The problem is not the ditch inside the city limits but downstream and upstream. I mean it's - it can only hold so much water and it starts to back up...

Mr. Bouer: Yeah.

Mr. Snyder: And then it comes up and has no place to go but into the sanitary sewer lines and that's where it's - so it's a multijurisdictional problem. But like - unfortunately, we can't get people to take ownership. But I will say I'm very ...inaudible... and I'm very encouraged by I just had a small conversation with an Engineer previous to the meeting on some programs that we're working on to include larger jurisdictional participation, which hopefully we may have some answers to before fall, which is expedient at best in government. You know - so sometime here in August or September we may have some good news to...

Mr. Bouer: Okay.

Mr. Snyder: That will start. But we've not forgotten it. That's a prior - that's actually probably the number one priority in the City, believe it or not has been you know something we can do about, and all members of Council share in that. I mean most of the ward councilmen have given up funding for their infrastructure, and the councilmen at large have all supported the efforts to address problems in a 4th Ward which are related to storm water problems. So - and please keep coming back and inquiring where we're at because the more the public becomes involved, the faster we can move other jurisdictions.

Mr. Bouer: Okay. Well if you ...

Mr. Snyder: Because you have our ear here.

Mr. Bouer: if you need something from - I mean if you need...

Mr. Snyder: Well we - we actually, unfortunately, had planned, I believe it was early March it was or late February, we were going to have a meeting. We had originally planned to have a meeting of the affected property owners in that - in your area.

Mr. Bouer: Right.

Mr. Snyder: But we did not have a concrete plan at that time, nor do we have 100%. So hopefully before the Council recesses, which again I apologize it sounds like a long time before July, sometime within the next I would say 60 days, Administrator Grimes, would that be comfortable, we'll be holding a meeting...

Mr. Bouer: Okay.

Mr. Snyder: And we'll invite you up and prior to our council meeting so that we have enough suits and dresses here to approach it. So...

RECORD OF PROCEEDINGS

0273

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

Mr. Bouer: Okay. I have one other question.

Mr. Snyder: Sure, please.

Mr. Bouer: Yeah, I installed the backflow valve to kind of protect my own house. I know you had mentioned that you're trying to get some funding for that, Jim. I just wondered where that stood and I realize this is a process.

Mr. Benekos: Yeah. We haven't finalized that process yet.

Mr. Bouer: Okay, okay.

Mayor Held: Also, if I can mention, this really has been a top priority. And I think that the fact that we've allocated or appropriated about \$800,000...

Mr. Bouer: Yeah.

Mayor Held: I think really represents the commitment that the Council and the City has to this because it is a lot of money. And the hard part is is that it is really there's multiple factors that contribute to this. You have fractured lines in the sanitary sewer ...

Mr. Bouer: Right.

Mayor Held: And then you also have flooding upstream and you don't have sufficient flow downstream ...

Mr. Bouer: Right.

Mayor Held: Which then impacts us. But again, it's not going to prevent the flooding from happening.

Mr. Bouer: Right.

Mayor Held: But we're taking the appropriate steps. I mean, we are trying to refurbish or we're going to refurbish sanitary sewer lines, the worst ones first. And then also try to locate those areas that we can be most effective to reduce the flooding down in the Zimber.

Mr. Bouer: Right.

Mayor Held: And you know one example is that we have the - while the water rolls off of some of the areas such as the golf course...

Mr. Bouer: Right.

Mayor Held: There's a pretty strong stream that flows right down on through. So we're trying so it not only affects the folks in the Zimber, but it affects the folks between ...

Mr. Bouer: Next to the golf course, yeah.

Mayor Held: the course and the top of the hill and the Zimber. So we're trying to satisfy, if we can, put a detention base in or a number of detention bases that satisfy both...

Mr. Bouer: Right.

Mayor Held: whatever we catch up on the golf course we'll prevent the flow and then less water in the Zimber.

Mr. Bouer: Okay.

Mr. Grimes: And Mr. Bouer, also down your way we looked at the retention basin on Heiser Way, We're going to get that cleaned out better than it is.

Mr. Bouer: Which one? I'm sorry, I don't even know where that is.

Mr. Grimes: That's on the other side of the Zimber Ditch.

Mr. Bouer: Oh, Okay.

Mr. Snyder: Behind Mullinax,

Mrs. Kiesling: Behind Mullinax.

Mr. Bouer: Oh, behind Mullinax. Okay.

Mr. Grimes: Mullinax, the Tractor Supply, that area.

Mr. Bouer: Oh, okay.

Mr. Grimes: The other thing we've done is allocated a person to make sure we've got a two-man crew all the time on that sewer so we can get out and get those things checked ...

Mr. Bouer: Oh, okay.

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10146

Held Monday, April 97:00 p.m.20 12

Mr. Grimes: You know a lot better than we have been in the past. And a – I'm trying to think of the other thing – we've been cleaned some of them anyhow, but we also have worked on and got bids on an early warning system to put in the Zimber Ditch so when the flood waters come up, we'll be able to know that. And then of course we'll know it, but then we'll have to let you folks know it. And we are working on something, the County's about ready to roll something out that we're going to come to Council and ask to be part of where people can sign up and we'll notify you when that alarm goes off down there, so either by cell or email or whatever. So, at least you got some warning.

Mr. Bouer: Actually, even when we had that waterline break two houses down from us, they did knock on our door, so we got our cars out of the garage; that was helpful.

Mr. Grimes: Yeah, we heard that on some other folks, if they could of just got their cars out or saved some things. So we're working on that too, sir.

Mr. Bouer: Okay.

Mr. Cerreta: Hey Jack, these are good questions over this way. I know you're representing your neighborhood down there, too and that these are good questions for all of them for that there. If - and it's not simple or this would have been taken care of before. We would put more money into this by far if we had a plan that we knew was going to work for sure. So we're really trying to get the right plan for this thing to move on, but it is in the forefront of all of us. We talk about this a lot, we really do. And the money – the money is not the main factor. If we knew a plan, we would put money aside and go even further with that, but it's trying to get the right plan for that because I know the folks down there want to know all about it, and you're asking for them in a very respectful way. And we hope you'll keep coming back with the same type of questions like that to keep it out in front of everybody.

Mr. Bouer: Yeah, okay.

Mr. Cerreta: So thank you though for coming up and doing that.

Mr. Bouer: Well, thank you for your time and commitment.

Mr. Snyder: Thank you, sir.

Mr. Chuck Osborne: 307 Fairview Street SE, North Canton, Ohio. I haven't prepared any remarks, but some of the statements I've heard up here today. For anybody that has any history here it makes me scratch my head. Fifteen years ago in 1997, the City partnered with Stark County and Jackson Township and did a study and it was completed and published. There's your plan, Mr. Cerreta. We've had a plan for fifteen years. Again, I have to scratch my head, Mr. Benekos, it's quite a revelation now, you're saying there is never going to be a solution to the flooding of Zimber. That was not described or delineated in that 1997 Zimber Ditch Study by Gary Conner. So some of the statements that are being made now seem to pull the rug out from under you know the thousands of dollars that the County and Jackson and we partnered with and sounds like doublespeak to me. I do agree with you, it's a multijurisdictional problem. And it's going to take tens of millions. I concur with Mr. Benekos that trying to make Price Park into a detention basin, you can't collect the waters after massive amounts have already arrived. They have to be collected upstream like you mentioned. But there is a plan. It was never conveyed in that plan that it would not solve or at least make a hell of a dent in the flooding. So, where is that Zimber Ditch Study that we paid hard earned taxpayer dollars? Is it not going to be utilized at all? Mr. Benekos, I guess you're familiar with that Zimber Ditch Study.

Mr. Snyder: I will tell you this, the last meeting that we had with the County, relative to that particular plan, it will not be utilized. And I figured that was with the Engineer Bennett and Gary Conners was there. The particular study when it was done, you did not have the development that you have today. And with the added development over the last fifteen years or twelve years, plus the actual availability of funds from the other jurisdictions, that plan is not going to be the proper plan. We have encroached into the flood plain. I mean, there is a lot of blame that we could place in a lot of places. Now what we're to do is to move at some expedience to address the situation that we have. I mean we can place the blame a lot of places. Had we possibly, I don't know, had we possibly implemented that plan and moved ahead fifteen years ago when it was first crafted and it came out, we may have been able to do it. But, unfortunately that particular plan would not work for the particular situation that we're in today.

Mr. Osborne: Well Mr. Snyder, I don't think you can make a blanket statement like that. There are major bottlenecks up and down...

RECORD OF PROCEEDINGS

0275

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

Mr. Snyder: I can only tell you. I'm not a hydrologist, I'm not an engineer, either mechanical or civil or hydrology, and I can only tell you when I sat in a meeting for three hours down at the Pathway, I'm repeating what I was told. I, I can't you know, if you think that that plan is operable or it can be implemented, I would suggest that you take it to the County and ask them to implement it. But Mr. Benekos may know something different than I do.

Mr. Benekos: Sure. That plan never said it was going to solve the flooding. It showed what the flood plain was prior to that, and what the flood plain would be after that ...
Mr. Osborne: Correct.

Mr. Benekos: with the proposed build-out in the County. So, it was never a solution. Again, it was to minimize...

Mr. Osborne: Well they never said it wouldn't solve it either.

Mayor Held: That's what Jim just said tonight.

Mr. Benekos: It would not solve it. It would minimize the effects and as the development continued in the County and surrounding area to try to minimize those effects. There were several items in that plan that have been implemented. There have been some retention basins that have been constructed, bridges that have been, as they were replaced in the County, that have been increased in size, the two railroad bridges....

Mr. Osborne: The railroad bridges is the only thing I'm aware of.

Mr. Benekos: Yeah, the County bridge on Portage. A couple of County bridges have been replaced. Still, the one on Everhard and the one...

Mr. Osborne: Yes, there needs to be a big box culvert put there at Everhard ...

Mr. Benekos: On Whipple...

Mr. Osborne: and where it crosses the interstate, I understand there's another huge bottleneck.

Mr. Benekos: Right. A couple - one of the retention basins in particular that was recommended, they could not build the size they wanted to because of environmental constraints. So...

Mr. Osborne: Where was that at?

Mr. Benekos: That was - it was North, I'm trying to think it's off...

Mr. Snyder: It's up by Aultman isn't it? Aultman Avenue.

Mr. Benekos: Aultman Avenue, correct. They put in a dam, but they couldn't - they couldn't excavate the area that was necessary. But there - but a lot of the others have been implemented. But again, it's not going to solve it. Now, what we're looking at with the County is to revisit that, look at some of the retention basins that were constructed, try to enlarge those, make them more -

Unidentified: Hold more water.

Mr. Benekos: Yeah, to hold more water. But that's what we're working with the County on. So the plan hasn't been scrapped. We've been utilizing it all along, the County has, and we just need to update that plan and actually make some improvements.

Mr. Osborne: Well, I just want to make everybody known of the existence; it was completed in 1997. So to say there is no plan, it sounds like you're redirecting all the efforts to trying to hold in the - in detention basins everything that falls out of the sky. And it's going to have to be a combination of that. You just can't have retention basins everywhere. And I would hate to see you know the thousands of dollars that were spent on that plan just thrown out and totally provide no return to the taxpayers and the public.

Mr. Benekos: I think it has provided a return. If those items were not implemented, I think you would see worse flooding along the Zimber.

Mr. Osborne: I don't think anything has been implemented. The major thrust of it - nothing's been implemented.

Mr. Benekos: Such as....

Held Monday, April 9 7:00 p.m. 20 12

Mr. Osborne: The box culvert down at Everhard Road, the crossing at Interstate. And I don't understand why all these years, trees are falling in, debris is collecting, and you're telling everybody we can't at least even clean it out. You walk that, that ditch, and it's just full of trees that are falling into it, all kinds of debris.

Mr. Grimes: In all fairness, we're not telling anybody that we can't clean it out. The Army Corps of Engineers are.

Mr. Osborne: So, you're going to continue to let trees fall into it?

Mr. Grimes: We aren't – the Army Corps of Engineers are.

Mr. Benekos: The debris can be cleared out.

Mr. Grimes: We've cleared some things out.

Mr. Benekos: But most of that is not in the City.

Mr. Osborne: Well then, why haven't we done it here in North Canton?

Mr. Snyder: We have.

Mr. Osborne: The City has done nothing as far as cleaning out any of the ...

Mayor Held: No, it's just not true.

Mr. Osborne: the collection of trees and limbs and brush and debris that's collected in there.

Mr. Snyder: At least - at least every - what every ten days I'm calling your offices on something that you send your people down to clean out. We were down there behind ex-Mayor Rice's home just about two weeks ago and cleaned up a couple of fallen trees.

Mr. Grimes: And, we walked the whole thing when that rain was starting to gather to see what was in there.

Mr. Snyder: Yeah, we're constantly removing what we can remove.

Mr. Osborne: Well, I walked just a little short section of it in Price Park there and you can walk over and see debris, all kinds of trees in there. Anyway, I won't belabor the point. We spent thousands of dollars on the plan 15 years ago. It's gathered dust on a shelf and people are being given double speak as far as I'm concerned now. Thank you.

OLD BUSINESS:

8. Mr. Snyder: Thank you. Anyone else wish to speak? Then, seeing none, we'll move to Old Business. Are we going to amend this again? This is the second reading and we need a motion and a second to – or are we going to amend this or what is the choice of the Chairman?

Mr. Griffith: To deal with the measurement issue?

Mr. Snyder: With the grass height first.

Mr. Griffith: My preference would be that we just go ahead and pass the second reading and then we'll do the amendment in the anticipation of the third reading so we were able to do it....

Mr. Snyder: We'll scratch the amendment, take the second reading, and look at the third reading as to your wishes to the amendment of the height?

Mr. Griffith: My preference would be that we pass it so that we could keep moving on it.

Mr. Snyder: Without the amendment?

Mr. Griffith: And we amend it as to the third reading, without the amendment. So let's pass it with, I think, a very good point. I'd also like to if we could bring the legislation to update the nuisance piece, I'd like to do that in tandem as well so they both are taken care of. So...

RECORD OF PROCEEDINGS
COUNCIL OF THE CITY OF NORTH CANTON

0277

Minutes of

REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10145

Held Monday, April 9 7:00 p.m. 20 12

Mr. Snyder: That's well founded. So then I'll need a motion to read by title only the second reading of Ordinance No. 23-12.

Mr. Griffith moved and Mr. Cerreta seconded to **read by title only the second reading of Ordinance No. 23-12.** All members present voting:
Yes: Peters, Snyder, Cerreta, Fox, Griffith, Kiesling
No: 0

Ordinance No. 23-12 – 2nd Reading – Housing Review Committee

An ordinance amending PART 17 – HOUSING CODE of the Codified Ordinances of the City of North Canton, to include Chapter 1703 – Registration of Vacant Buildings and Certificates of Occupancy for Vacant Buildings.

Mr. Snyder: Chairman Griffith.

Mr. Griffith: We've had great discussion on it. Everyone's been supportive. And again I won't belabor the issue. I'm ready to move forward with it with some potential amendments and hopefully we can do that soon. I'd move for its acceptance.

Mr. Griffith moved and Mrs. Kiesling seconded to **adopt the second reading of Ordinance No. 23-12.** All members present voting:
Yes: Snyder, Cerreta, Fox, Griffith, Kiesling, Peters
No: 0

Mr. Snyder: Chairman Griffith, your minutes will reflect the fact that you requested that they'll bring back that piece in the zoning ordinance relative to the draft.

Mr. Griffith: Absolutely.

9. **Ordinance No. 24-12 – 2nd Reading – Personnel & Safety Committee**

An ordinance amending Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, as amended, specifically Section 6. PERSONAL DAY ALLOWANCES and Section 10. VACATION REGULATIONS and repealing any and all legislation inconsistent herewith.

Mr. Snyder: Thank you. May I have a motion – well excuse me, on this next one, are we going to table prior to?

Mr. Peters: Yeah, I'd like to table it if it's okay with everyone; clean up some language and address the accrual for new hires on the vacation. We're not in a big hurry on this. So, in my minutes I will request we put it on the agenda next week.

Mr. Snyder: May I have a motion to table Ordinance No. 24-12?

Mr. Peters moved and Mr. Fox seconded to **table Ordinance No. 24-12.** All members present voting:
Yes: Cerreta, Fox, Griffith, Kiesling, Peters, Snyder
No: 0

10. Mr. Snyder: May I have a motion to read by title only the second reading of Ordinance No. 30-12?

Mr. Fox moved and Mrs. Kiesling seconded to **read by title only the second reading of Ordinance No. 30-12.** All present voting:
Yes: Fox, Griffith, Kiesling, Peters, Snyder, Cerreta
No: 0

Ordinance No. 30-12 – 2nd Reading – Finance & Property Committee

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional services agreement by and between the City of North Canton and Creative Microsystems Inc., for the purchase and upgrade of the current software for the computer aided dispatch and records management systems, for use by the Police Department, in an amount not to exceed \$118,000.

Mr. Snyder: We had put into the 2012 budget – there's 100,000 and there was 18,000 transferred over under general to get this. This will bring us updated so that they can use the new system and move along quickly. Any questions on that? If not, may I have a motion to adopt the second reading of Ordinance No. 30-12?

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

Mrs. Kiesling moved and Mr. Cerreta seconded to **adopt the second reading** of Ordinance No. 30-12. All members present voting:
 Yes: Griffith, Kiesling, Peters, Snyder, Cerreta, Fox
 No: 0

NEW BUSINESS:

11. Mr. Snyder: May I have a motion to read by title only the first reading of Ordinance No. 31-12?

Mr. Fox moved and Mrs. Kiesling seconded to read by title only the first reading of Ordinance No. 31-12. All members present voting:
 Yes: Kiesling, Peters, Snyder, Cerreta, Fox, Griffith
 No: 0

Ordinance No. 31-12 – 1st Reading – Finance & Property Committee

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 and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into an Agreement for the purchase of two (2) Marked Cruisers for use by the Police Department from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act and declaring the same to be an emergency.

Mr. Snyder: As you know, last week we discussed the fact that we had budgeted the \$50,000 in the 2012 budget for these cruisers. And I asked ...inaudible... to look at possibly leasing. There is availability of lease and prior to this meeting, I had another meeting with first the Finance Director, then the Chief of Police and the Director of Administration. And predicated on our present debt that we have on the City, it would not serve our purposes, I think to add additional debt because our cash flows are not being compromised at this present time. We looked to go to '12 with fairly good outlook, '13 might be a little more problem, when I say year '13 for the budget. And possibly it will be the next cycle for police cars will be '13. And at that time it might be a little more in line to lease rather than to lay out capital. These were already put into the budget, it is figured in. Rather than strap the City with additional debt versus interest, it would be my recommendation financially and the recommendation of the Director of Finance and Director of Administration that we go ahead and just purchase these vehicles. And then when we move to the next buying cycle we look at leasing because we could have a change in our cash flows depending on whether our availabilities carry over into the next fiscal quarter. So I appreciate your indulgence, I appreciate your allowing us to do that, but it will be, I think from a management standpoint we're better off just to purchase at this particular time. So if that's convenient with both the Finance Committee and the Members of Council, I would move that you, we adopt the first reading of Ordinance 32-12. Any questions?

Mr. Cerreta: Second.

Mr. Peters: Go ahead Mark, you ...

Mr. Cerreta: No, no questions.

Mr. Snyder moved and Mr. Cerreta seconded to **adopt the first reading** of Ordinance 31-12. All members present voting:
 Yes: Peters, Snyder, Cerreta, Fox, Griffith, Kiesling
 No: 0

Mr. Snyder: Time is of the essence, we need to purchase this equipment by the 3rd day of May, so I'd like to suspend the rules of council for Ordinance No. 31-12.

Mr. Fox moved and Mrs. Kiesling seconded to **suspend the rules** for Ordinance No. 31-12. All members present voting:
 Yes: Snyder, Cerreta, Fox, Griffith, Kiesling, Peters
 No: 0

Mr. Snyder: May we adopt under the suspension of rules Ordinance No. 31-12?

Mrs. Kiesling moved and Mr. Fox seconded to **adopt under the suspension** of rules Ordinance No 31-12. All members present voting:
 Yes: Cerreta, Fox, Griffith, Kiesling, Peters, Snyder
 No: 0

RECORD OF PROCEEDINGS

0279

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

12. Mr. Snyder: May I have a motion to read by title only the first reading of Ordinance No. 32-12?

Mr. Fox moved and Mr. Peters seconded to **read by title only the first reading** of Ordinance No. 32-12. All members present voting:
 Yes: Fox, Griffith, Kiesling, Peters, Snyder, Cerreta
 No: 0

Ordinance No. 32-12 – 1st Reading – Finance & Property Committee

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 and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into an Agreement for the purchase of One (1) Ford F-450 Dump Truck, for use by the Street Department, from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

Mr. Snyder: And, the same holds true on this, we have the money in funds so we're going to go ahead and purchase. May I have a motion to adopt the first reading of Ordinance No. 32-12?

Mrs. Kiesling moved and Mr. Fox seconded to **adopt the first reading** of Ordinance No. 32-12. All members present voting:
 Yes: Griffith, Kiesling, Peters, Snyder, Cerreta, Fox
 No: 0

Mr. Snyder: May we suspend the rules of council as time is of the essence to purchase this equipment?

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 32-12. All members present voting:
 Yes: Kiesling, Peters, Snyder, Cerreta, Fox, Griffith
 No: 0

Mr. Snyder: May we adopt under the suspension of rules Ordinance No. 32-12?

Mrs. Kiesling moved and Mr. Fox seconded to **adopt under the suspension of rules** Ordinance No. 32-12. All members present voting:
 Yes: Peters, Snyder, Cerreta, Fox, Griffith, Kiesling
 No: 0

13. Mr. Snyder: May we have a motion to read by title only the first reading of Ordinance No. 33-12?

Mr. Griffith moved and Mrs. Kiesling seconded to **read by title only the first reading** of Ordinance No. 33-12. All members present voting:
 Yes: Snyder, Cerreta, Fox, Griffith, Kiesling, Peters
 No: 0

Ordinance No. 33-12 – 1st Reading – Finance & Property Committee

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 and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into an agreement for the purchase of One (1) Two and a Half (2.5) Ton International Cab and Chassis Truck, for use by the Street Department, from a vendor, or in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

Mr. Snyder: This would be going into the fleet for snow removal for the large dumps. Even though we got through this winter without much snow, we'll add to this again. As time is of the essence on this, we want to get it into the state purchasing cooperative, so I'm going to ask to adopt - may I have a motion to adopt the Ordinance No. 33-12.

Mr. Fox moved and Mr. Cerreta seconded to **adopt the first reading** of Ordinance No. 33-12. All members present voting:
 Yes: Cerreta, Fox, Griffith, Kiesling, Peters, Snyder
 No: 0

Mr. Snyder: May we suspend the rules of council for Ordinance No. 33-12?

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 33-12. All members present voting:

Yes: Fox, Griffith, Kiesling, Peters, Snyder, Cerreta

No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 33-12?

Mr. Kiesling moved and Mr. Fox seconded to **adopt under the suspension of the rules** Ordinance No. 33-12. All members present voting:

Yes: Griffith, Kiesling, Peters, Snyder, Cerreta, Fox

No: 0

15. Mr. Snyder: May we have a motion to read by title only first reading of Ordinance 34-12?

Mr. Fox moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance 34-12. All members present voting:

Yes: Kiesling, Peters, Snyder, Cerreta, Fox, Griffith

No: 0

Ordinance No. 34-12 – 1st Reading – Finance & Property Committee

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 and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into an Agreement for the purchase and installation of a Dump Bed, Hydraulics, Salt Box, Plow and Light Package on a new Two and a Half (2.5) Ton International Cab and Chassis Truck, for use by the Street Department, from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

Mr. Snyder: This is a companion to the dump truck, this is equipment that will put it out. And if there are no questions, may I have a motion to adopt the first reading of Ordinance No. 34-12?

Mr. Cerreta moved and Mrs. Kiesling seconded to **adopt the first reading** of Ordinance No. 34-12. All members present voting:

Yes: Peters, Snyder, Cerreta, Fox, Griffith, Kiesling.

No: 0

Mr. Snyder: May we suspend the rules of council for Ordinance No. 34-12?

Mrs. Kiesling moved and Mr. Fox seconded to **suspend the rules** for Ordinance No. 34-12. All members present voting:

Yes: Snyder, Cerreta, Fox, Griffith, Kiesling, Peters.

No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 34-12?

Mr. Fox moved and Mrs. Kiesling seconded to **adopt under suspension of the rules** Ordinance No. 34-12. All members present voting:

Yes: Cerreta, Fox, Griffith, Kiesling, Peters, Snyder.

No: 0

16. Mr. Snyder: May I have a motion to read by title only, first reading of Resolution No. 35-12?

Mr. Fox moved and Mr. Peters seconded to **read by title only, first reading** of Resolution No. 35-12. All members present voting:

Yes: Fox, Griffith, Kiesling, Peters, Snyder, Cerreta.

No: 0

Resolution No. 35-12 – 1st Reading – Personnel & Safety Committee

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 Stark County OVI (Operating of a Vehicle while Intoxicated) Task Force and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters.

RECORD OF PROCEEDINGS

0281

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 19148

Held Monday, April 9 7:00 p.m. 20 12

Mr. Peters: Yes, thank you. This is a change from what we - how we've done in the past. We were formerly with the Perry Township Police Department. However, they're no longer the lead agency. That's now the Akron or the University of Akron Research Foundation. And in Chief's presentation last week some of the advantages are: the research and collection data to help us be more effective. Now I do have a question since the Chief is here, I don't think we addressed that, will this allow us partnering with Akron Research now to operate within municipal limits? Was that one of the advantages?

Police Chief Wilder: Yes.
Mr. Peters: Okay.
Police Chief Wilder: Yes, sir.

Mr. Peters: Because prior we had to stay outside - okay...
Police Chief Wilder: That's correct.

Mr. Peters: Okay.

Police Chief Wilder: But now this opens up funds that we could complete an operation here in the city limits if we choose to do so.

Mr. Peters: Okay, alright, very good.

Police Chief Wilder: Yes, thank you.

Mr. Peters: Thanks Chief, I appreciate it. If any other questions in regard to this? With that I will motion to pass No. 35-12.

Mr. Peters moved and Mr. Cerreta seconded to **adopt the first reading** of Ordinance No. 35-12. All members present voting:
Yes: Griffith, Kiesling, Peters, Snyder, Cerreta, Fox.
No: 0

Mr. Snyder: Since time is of the essence and we need to adopt this so that they can get out on the street to begin their enforcement, we ask you to suspend the rules of council for Resolution No. 35-12.

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules of council** for Resolution No. 35-12. All members present voting:
Yes: Kiesling, Peters, Snyder, Cerreta, Fox, Griffith.
No: 0

Mr. Snyder: May we adopt under suspension of the rules Resolution No. 35-12?

Mr. Fox moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 35-12.
Yes: Peters, Snyder, Cerreta, Fox, Griffith, Kiesling.
No: 0

Mr. Snyder: May I have a motion to read by title only first reading of Ordinance No. 36-12?

Mr. Peters moved and Mrs. Kiesling seconded to read by title only the first reading of Ordinance No. 36-12. All members present voting:
Yes: Snyder, Cerreta, Fox, Griffith, Kiesling, Peters
No: 0

17. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 36-12?

Mr. Peters moved and Mrs. Kiesling seconded to **read by title only, first reading** of Ordinance No. 36-12. All members present voting:
Yes: Cerreta, Fox, Griffith, Kiesling, Peters, Snyder.
No: 0

Ordinance No. 36-12 - 1st Reading - Personnel & Safety Committee

An ordinance amending Section 24. AUTHORIZED MANPOWER of Ordinance No. 10-89, Police Personnel Ordinance, as amended, to increase the number of full time Sergeants and decrease the number of full time Lieutenants and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

Mr. Peters: Yes, sir. This simply increases the number of Sergeants to five from four and reduces Lieutenants from two to one. If there are no questions, I will motion to adopt 36-12.
Mr. Fox second

Mr. Peters moved and Mr. Fox seconded to **adopt the first reading** of Ordinance No. 36-12.
All members present voting:
Yes: Cerreta, Fox, Griffith, Kiesling, Peters, Snyder
No: 0

Mr. Snyder: The Chief has requested that this be an emergency. He'd like to appoint this patrolman, move him up, get him on the street in this capacity, so we motion to suspend the rules of Council for Ordinance 36-12. May I have a motion?

Mr. Peters moved and Mr. Fox seconded to **suspend the rules** for Ordinance No. 36-12.
All members present voting:
Yes: Fox, Griffith, Kiesling, Peters, Snyder, Cerreta
No: 0

Mr. Snyder: May we adopt under the suspension of rules Ordinance No. 36-12?

Mr. Fox moved and Mrs. Kiesling seconded to **adopt under the suspension of rules** Ordinance No. 36-12. All members present voting:
Yes: Griffith, Kiesling, Peters, Snyder, Cerreta, Fox
No: 0

18. Mr. Snyder: May we have a motion to amend the agenda to include resolution No. 37-12 and to waive the rules of Council pertaining and requiring committee minutes being submitted prior to legislation.

Mr. Griffith moved and Mr. Peters seconded to **amend the agenda to include Resolution No. 37-12 and to waive the rules of council requiring a committee report**. All members present voting:
Yes: Kiesling, Peters, Snyder, Cerreta, Fox, Griffith
No: 0

Mr. Snyder: May we have a motion to read by title only the first reading of Ordinance No 37-12?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only the first reading** of Resolution No. 37-12. All members present voting:
Yes: Peters, Snyder, Cerreta, Fox, Griffith, Kiesling
No: 0

Resolution No. 37-12 – 1st Reading – Personnel & Safety Committee

A resolution accepting the Fact Finding Report dated April 9, 2012 styled City of North Canton, Ohio, Employer and Ohio Patrolmen's Benevolent Association, Union, Case No. 11-MED-05-0874 by Thomas J. Nowel, Fact Finder and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters.

Mr. Peters: Yeah, I have nothing further to add. The Law Director eloquently addressed it. So I will motion to approve.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt the first reading** Resolution No. 37-12. All present voting:
Yes: Snyder, Cerreta, Fox, Griffith, Kiesling, Peters
No: 0

Mr. Snyder: May we suspend the rules of Council for Resolution No. 37-12.

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules** for Resolution No. 37-12. All members present voting:
Yes: Cerreta, Fox, Griffith, Kiesling, Peters, Snyder
No: 0

Mr. Snyder: May we adopt under suspension of the rules Resolution No 37-12?

RECORD OF PROCEEDINGS

0283

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

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

Held Monday, April 9 7:00 p.m. 20 12

Mr. Peters moved and Mrs. Kiesling seconded to **adopt under suspension of the rules** Resolution No. 37-12. All members present voting:
 Yes: Fox, Griffith, Kiesling, Peters, Snyder, Cerreta
 No: 0

REPORTS - COUNCIL:

Mr. Snyder: I notice that sitting at our press table we have a new addition and we have a new reporter with us now, Mr. Robert Wang from the *Repository*. Mr. Wang, welcome.

Mr. Wang: Thank you.

Mr. Snyder: We appreciate your being here and thank you for covering our ..inaudible...so, please if you'll come back and I'm sure you will, I'm sure we'll get to see you each week and share some good stories with you, but welcome. Mr. Peters any comments?

Mr. Peters: No report

Mr. Snyder: Mr. Fox

Mr. Fox: I just want to thank Miriam for coming in for a wonderful idea. We certainly always welcome those and appreciate your coming up and with her ruler and making it clear to us, and it's just a great idea. Thanks for coming in.

Mr. Griffith: Miriam, I hope you worked with that ruler in my front yard before you came over.

(Laughter)

Mr. Griffith: Thank you for that input as well, appreciate that. And I wanted to say a special thanks to Chief as well. Our church had a run this weekend and the force was out to be of assistance and it was a great event. People really appreciated it, but it shows what the kind of difference things can make when you are in a small town like North Canton and how the people really care one way or the other. So, we deeply appreciate that and all the officers that were there to help.

Mr. Snyder: Mr. Cerreta.

Mr. Cerreta: No report

Mr. Snyder: Mrs. Kiesling

Mrs. Kiesling: No report.

REPORT:

Mr. Snyder: Law Director Nilges.

Mr. Nilges: Yes, I just wanted to give a status update on the litigation that was filed against the City by Hillary Mueller. That case was dismissed in Municipal Court and a motion for reconsideration was filed after the dismissal was entered, and that motion for reconsideration was overruled, therefore the sustaining the motion and dismissing the case is technically dismissed as of today.

Mr. Snyder: Director of Finance.

Mrs. Aiger: No report.

Mr. Snyder: Director of Administration.

Mr. Grimes: Just two things. If you're looking at the ordinance I'd like the Law Director to - I agree with the six inches over the eight, but there is a caveat in the ordinance that I have to publish in the paper, let people know, I don't know if there's a way around that, it's a cost thing that maybe we need to look at again. And the second thing is I think many of you know, Brian Hill, our Operations Manager and I think you know, if you know Brian, you like Brian, you can't not like Brian, but his father passed away unexpectedly Thursday afternoon. So you know if you see Brian please make sure you give him your condolences. So...

Mr. Snyder: Thank you. Mr. Mayor.

Mayor Held: Okay. Yes, Council President, thank you. Quick update on a couple of things: First off, with the Police Department I would like to thank our former Police Chief, Mike Grimes, because back in 2008 is really when he came up with a plan, along with the Lieutenants and the Sergeants and the Patrolmen to take our six lieutenant positions and have one lieutenant position and five sergeants at a nine (9%) percent reduction in wage for each one of those positions. And in addition to that we are going to take the Chief Dispatch position and reduce that wage, which this Council has approved here tonight. So really that was the last piece in the puzzle for our overall

Held Monday, April 9 7:00 p.m. 20 12

reorganization for the Police Department. And I'd like to thank our Police Chief. Is he still here? For Chief Grimes started it and Chief Wilder has put the finishing touches on it and refined it and did a very nice job; on top of that with numerous retirements and a number of people leaving. So this really is going to be an overall cost savings to the City. And I appreciate Council approving this. In addition to that, just as a recap, for the Zimber Ditch, we did appropriate \$125,000 for the Zimber Ditch this year. We appropriated \$105,000 for miscellaneous storm sewer, retention and detention, and then another \$50,000 for the Fairways. And then as far as the sanitary sewers, we have another \$500,000 for the sanitary sewers. So in the final number we've got \$800,000 that this Council has committed to bring relief down to the Zimber Ditch and other areas where we have sanitary sewer backups and flooding. So I think that that really demonstrates the commitment that we have in the City when you consider we've had a significant reduction in our income tax collection, when it was \$7,000,000 back in 2000 and then it dropped to 5.4 million in 2010, we're edging back up at 5.9 in 2011. But still to commit that amount of money I think really reflects the importance that this Council and the Administration has placed on the flooding and we appreciate that. Thank you.

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

Mr. Benekos: Yes we did get out and pave Pittsburg Avenue, we finished that last week. That was ...

Mr. Fox: Thank you. Heard favorable comments from the residents. Inaudible... absolutely.

Mr. Benekos: Thank you. That was a \$135,000 project - 110,000 of that was provided through the County Commissioners' Muni Road Funds. So I just wanted to make you aware of that.

Mayor Held: Good job.

Mr. Benekos: Thank you.

Mr. Snyder: Mr. Bartos.

Mr. Bartos: Two quick items. You may have noticed we have a new cleaning crew now. Integrity Group Services was the lowest and best bidder in the eyes of the Board of Control. We took bids on that, I believe it was last week that we dealt with that issue. Ken and Deborah Giebel, they're the co-owners of the business. They came and took a tour with me of the buildings. Ken's played a very active role in the transition process. He wants to make sure everything runs smoothly. So if anybody sees anything that might be missed or anything, please let us know because they really want to know as well. I just want to thank Teresa Dolan and Justine Bair, they helped me a lot come up with the facts and figures because with this cleaning contract we have the fixed costs of City Hall and Engineer, but then we also have variable costs, Dogwood cleaning, Civic Center cleaning, so we had to come up with a bunch of numbers to actually figure out who actually was the lowest bidder - and the lowest and best bidder. So they deserve a lot of credit on that as well. And secondly, the Blue Star Mothers of America, the Canton/Akron, Ohio Chapter Two, which actually meets right down the street, South Main Street at the DeHoff Building, they are receiving a Seven Seals Award from the Employer Support of the Guard and Reserve. It's a very prestigious award. They're the first Chapter of the Blue Star Mothers to actually receive this award. And tomorrow night at 6:30 at their monthly meeting, they'll be receiving this award from a retired Brigadier General. So it's a pretty big deal. For those of you who might not know about the Blue Star Mothers, the organization in North Canton or the Canton and Akron Chapter, they were founded in 2006 - only started with six members, they now have 157 members. They support the military personnel, veterans. Promote patriotism. Basically buy care packages and then taking our wounded warriors on much needed vacations. Judy Dorsey, she's the Chapter President in town. Every time I talk to her, she's either in D.C. or on her way somewhere to do something with the group. So it's a really worthy cause and if anybody else can make it I'm sure they'd be happy for you to attend. I know I'm gonna head over there myself because I'm working with that group to - we're looking at the north - right by Northwood Elementary School on School Avenue there's a little - little section of public property that's owned by the City and we've been looking to do some sort of memorial or monument there. We're looking just a flagpole and a bench and just a nice way to honor our veterans. So we've been talking to them. We've been in talks with the PTA Northwood. Maybe thinking of making it like a contest, letting the kids get to name the park or do some sort of design that will also get incorporated into the park. Just something fun like that. But we're in the early stages. But Brian Hill and John Hookensmith as soon as I mentioned it to them they were up on the hill looking at it and they've scoped it out and they think it's a go. So, but that's tomorrow at 6:30 at the DeHoff Building, Blue Star Mothers of America, Chapter Two, Canton/Akron Chapter.

Mr. Snyder: Thank you. Mr. Cerreta, are they now having a meeting of the Survey Committee this Wednesday?

Mr. Cerreta: That is the -- that is right, that is Wednesday at 6:00 over here in one - in the council meet - in the Conference Room. And we're moving forward on that. Nothing more to report though than last time.

RECORD OF PROCEEDINGS

0285

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, April 9 7:00 p.m. 20 12

FINAL CALL FOR NEW BUSINESS:

Mr. Snyder: Good, I appreciate that. Anything else to come before this body? If not, I'll entertain a motion to adjourn.

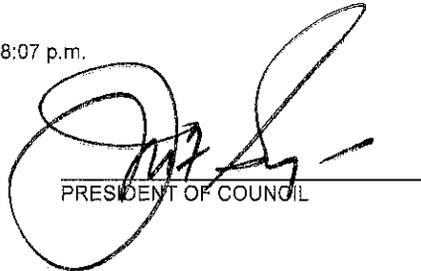
ADJOURN:

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

Yes: Griffith, Kiesling, Peters, Snyder, Cerreta, Fox.

No: 0

The council meeting adjourned at 8:07 p.m.



PRESIDENT OF COUNCIL

ATTEST:



CLERK OF COUNCIL

4/18/12-bp

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