

# RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK INC. FORM NO. 10148

Held Monday, February 11 7:00 p.m. 20 13

**Call to Order:**

1. The council meeting was called to order Monday, February 11, 2013 by President of Council Jon Snyder.

**Opening Prayer:**

2. The opening prayer was delivered by President of Council Jon Snyder.

**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, and Snyder.

Mr. Snyder: May we have a motion to excuse Member Griffith and Member Werren.

Mr. Foltz moved and Mr. Peters seconded to excuse the absence of Council Members Griffith and Werren. All members present voting:

Yes: Foltz, Kiesling, Peters, Snyder, Cerreta

No: 0

Mr. Snyder: Thank you. It's nice to know, and we welcome back our fondest member, Mr. Cerreta, who had open heart surgery just a little over a week ago. Mark, thank Godspeed that you are back with us, and it's a great pleasure to have you back.

Mr. Cerreta: Happy to be back. Don't wish that on anyone, but I do wish that, you know the energy that you get from the community, the hundreds of cards and so on, wish that on everybody. So, it's really good to be home, and no place like home, really.

Mr. Snyder: Well we're tickled to have you with us. Thank you.

Mr. Cerreta: Thank you. Back in the game.

**Consideration:**

5. Council Meeting Minutes – January 28, 2013

Mr. Snyder: Good. May I have a motion and second to approve as presented the Council Meeting Minutes of January 28, 2013.

Mrs. Kiesling moved and Mr. Foltz seconded to approve as presented the Council Meeting Minutes of January 28, 2013. All members present voting:

Yes: Kiesling, Peters, Snyder, Cerreta, Foltz

No: 0

**Committee Minutes:**

6. Mr. Snyder: May I have a motion and a second to approve, as presented, the following Committee Report Minutes: Community and Economic Development; Finance and Property; Personnel and Safety; Street and Alley; Water, Sewer, Rubbish, all held the 4<sup>th</sup> of February 2013.

Mrs. Kiesling moved and Mr. Peters seconded to approve as presented the committee report minutes. All members present voting:

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

No: 0

**Community & Economic Development Committee:** Please refer to the minutes on file in the Council Office of the Community & Economic Development Committee meeting held February 4, 2013.

**Finance & Property Committee:** Please refer to the minutes on file in the Council Office of the Community & Economic Development Committee meeting held February 4, 2013.

**Personnel & Safety Committee:** Please refer to the minutes on file in the Council Office of the Community & Economic Development Committee meeting held February 4, 2013.

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**Street & Alley Committee:** Please refer to the minutes on file in the Council Office of the Street & Alley Committee meeting held February 4, 2013.

**Water, Sewer & Rubbish Committee:** Please refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held February 4, 2013.

**Recognition of Visitors:**

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

Mr. Fox: Mr. Osborne, would you please not move the podium.

Mr. Osborne: Okay. Well I - Mr. Benekos' back is to me I thought maybe...

Mr. Fox: Thank you, sir.

Mr. Osborne: he might want to see...

Mr. Fox: You're addressing the Chair, please.

Mr. Osborne: That's fine.

Mr. Fox: Thank you.

Chuck Osborne: 307 Fairview Street SE, North Canton, Ohio. Last week many people spoke pro and con before this body regarding the addition of lighting at the North Canton Little League ball fields. Obvious for most who heard the remarks, the concern is the intrusion that the lights will bring to the surrounding neighborhoods, along with traffic and parking issues and the noise from crowds and loud speakers that are already disruptive in daylight hours, a disruption that may now extend into the evening and nighttime hours. Beyond the obvious intrusions, I think everyone is forgetting the larger picture and that is the fact that the North Canton Little League ball field is the site of a City well field. The designation of the area as a public park is supposed to prevent development and protect the aquifer below. That is not being considered now, nor has it been considered in the past, as many structures have been built on the property by the North Canton Little League during the term of the present lease. Protection of the City's well field should be paramount and development limited as the addition of infrastructures on the property further complicates security of the well field and the underlying aquifer. In addition, the property was gifted to North Canton by the Hoover Company to be used as a public park. Parkland brings with it the presumption that it will be maintained as green space to be enjoyed by all of its citizens, not developed with buildings and parking lots with large numbers of people converging and trampling nature with lights ablaze into the nighttime. I also have concerns that the nineteen acres of public parkland have been handed over to a select few for their exclusive use and I am talking - and I am talking about the lease of the property to the group known as the North Canton Little League, most of whom are nonresidents of North Canton. The Hoover Company gave the citizens of North Canton this acreage and the terms of the gift state that the property be used exclusively for public park. There is nothing in the terms of the Hoover gift that says the property can be handed over to a select few to use as they see fit, no matter what their intentions are. North Canton residents are being denied the peaceful use of a public park and are losing the green space that the park was intended to provide. The exclusion of a great majority of North Canton residents from the entirety of the nineteen acres of property gifted to the City bothers me greatly. My distress over the lease arrangement with the North Canton Little League Board of Directors is heightened by the fact that I have learned that North Canton children are being barred from participating in or using the ball fields for lack of financial resources. I have received word from a parent of four children that her kids were not allowed to play at the Little League ball fields as they were unable to pay the registration fees demanded by the Little League Board. The parent asked to make payments and was turned down by the President of the Board of Directors. How many other children have been denied playing time at the ball field for financial reasons? And to add insult to the hurt for this parent, the parent says at the time - at the same time other children were offered scholarships so they could play without payment of registration fees. This particular mother is a taxpayer in the City, owns her own home, and her four children attend North Canton City Schools. This individual tells me that she is familiar with numerous parents who can't afford to play any longer at the North Canton Little League Fields and have chosen other sports options outside the City of North Canton for their children. This is supposed to be a public park, but that is not the way it is being run. I drive past the North Canton Little League ball field without any thought as to what is happening there. The sign at the entrance is titled "Hoover Community Recreation Complex". I have learned that the only recreation going on there is recreation approved by the North Canton Little League Board of Directors, to the exclusion of most North Canton residents including North Canton children whose parents cannot afford the required registration fee to play. The request to add lights to the North Canton Little League ball fields should be denied for many reasons. I have given you many of those reasons. The opponents who spoke before this body last Monday night gave you many more. I ask that you call three strikes on this issue and end the game on the lighting request. Thank you.

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Mr. Snyder: Thank you. Anyone else wishing to speak? Mr. Albacete.

Mr. Albacete: Good evening President and members of North Canton City Council. My name is M.J. Albacete, a resident of North Canton and known to most of you as Al. I'm the Executive Director of the Canton Museum of Art as well as an adjunct Prof at Kent State University Stark Campus. All of you will remember my appeal to you last year for a grant through the Tri-County Solid Waste District to support a series of arts programs right here at the North Canton Civic Center. Over a period of months, I invited such organizations as the Canton Ballet, the Voices of Canton Choral Group, the Canton Symphony Orchestra, Chris Craft of the Massillon Museum, and of course, the Canton Museum of Art to present monthly programs at the North Canton Civic Center. Each one begun with a fascinating educational activity for children in the artistic use of recycled materials. In most cases, massive cardboard constructions that kept them busily engaged for about one hour before each program. We wrapped up the series with a full day of creative, hands-on, arts activities which were both great fun and very educational for all of the kids and adults. The Canton Ballet presented their entire Director's Choice Program with an added educational component of what it takes to be a ballet dancer. VOICI (Voices of Canton, Inc.) made connections between their production of the musical Titanic with an extensive program on the actual story of this ill-fated ship. Chris Craft came dressed as a civil war soldier, union, not confederate, to relate stories of that epic war. The CMA (Canton Museum of Art) presented the fascinating story of the discovery of King Tut's Tomb, and the Canton Symphony Brass Ensemble gave us a delightful concert as well as explaining to the kids just how their instruments worked. And then we wrapped up the whole thing with an exciting day of art - a full-day long arts project with pizzas yet - . North Canton pizzas, I might add. Now we want to do it all over again if we can. And we have all the forces lined up to carry it out. Last week all of these arts organizations were represented at a monthly meeting and we asked about suggestions and ideas they had for a new series of programs. They're very excited. They're looking forward to the prospect of doing more. And in addition to that, we're welcoming your ideas, your suggestions, but most of all, we're asking for your support with a new request. Ideally, we could do so much more than we did last year. And we're asking for the same amount as last year, \$5,000. If received you can just sit back and watch us get to work again. So thank you again for tonight.

Mr. Snyder: Thank you, Mr. Albacete. Any questions for Mr. Albacete? As you all know, it was a very successful program. The money that we received, the grant from the Solid Waste District, does have an educational component in it. We're required by the terms of the grant to provide education to the citizens of North Canton and visa vie either in the form of recycling, which the Mayor's office does carry out, or in the actual hands-on with the children. And speaking of Mr. Albacete, let me for the record, please disclose, Mr. Albacete, I am related to Mr. Albacete, he is married to my sister. So for reasons of public disclosure, I want that perfectly known. I do not own the Art Institute or benefit in any way monetarily from it. In fact once in a while I spend a little money to go down there, but that's about that.

Mr. Albacete: Yes, you do.

Mr. Snyder: I just want that known. And you knew that. But I asked - one of the most successful programs that we've embarked on when Mayor Held was the Administrator, was the actual concert on the steps out in front. And as our budget was constrained, we were unable to spend that \$25,000 that we had the Cleveland Pops come early September and provide it for the community that have chairs and we blocked the street and it was well received. And we've not done that in the last about five or six years. However, money being tight, we would probably need an additional \$3,000 to \$5,000 worth of grant money to provide the Canton Symphony on the steps. And we will look at that a little later in the year after the bags and some of the other things that we use for - with the recycling money is spent and allocated. Should we have that money, we'll ask Mr. Albacete to come back and see if he could approach that, and broach that subject to have that concert returned to the steps of City Hall on a Saturday evening in the fall for the people so that they - because I think that they would like that. And so, we're going to do that. And again, Mr. Albacete, we do appreciate all your hard work and all the time and dedication that you've put in this. It's well received. The Mayor's Office, you know, is - should tell you ...inaudible...

Mayor Held: Absolutely.

Mr. Snyder: That's right.

Mayor Held: Yeah, this really is, as some of you may already know, we get up to \$45 a ton for all of the recyclables that are collected in the City. And I think on average North Canton is about 900 to 1000 tons per year. And so that's, you know, 40 - \$45,000. And really, what we're supposed to do is use that money in order to promote and encourage more recycling. And as the Council President Snyder had mentioned, that can be through recycling promotion as you've done with the educational seminars, and just finding ways to increase that. And so, really it's a good partnership. And we're able to entertain and educate, and...

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Mr. Albacete: And the idea too – the idea too in presenting what we did present, wasn't just an activity and what we would call lots of fun, it had a strong educational component because it related to math and geometry while they were making these objects. And the kids were not only fascinated with everything they did, they wanted to remember the big words we were using, you know tetrahedron and all of that. We had to write down those words so they could take them home. They had a lot of fun with that and I'll bet some of them even tried to build some of these things at home. And we used large sheets of cardboard that is, I think it's like 60% recyclable material that the kids worked with. They can paint on it. They can draw on it. Write their names on it. So it has both an educational and an artistic component to it.

Mr. Snyder: Good.  
Mayor Held: Very good. Thank you.  
Mr. Albacete: Thank you.

Mr. Snyder: Is there any other questions for Mr. Albacete?

Mr. Cerreta: Well just – I – a lot of feedback throughout the year on your programs down there. And they've all been very positive down there. And I think that it's something that we need. In a community such as ours, we need a balance of the culture and that kind of thing. And we don't get that unless we do it, you know, we go somewhere to do it. But that here, I think it is good for all of us to have this sort of balance. So I hope we'll see more of that in the future. So thank you.

Mr. Albacete: We're working too with a lot of artists in North Canton. So there will be other components with some of the people that we know here in the community who can become involved in some of these activities. So, okay, thank you.

Mr. Snyder: We'll place that on our agenda for consideration next Monday night, and then work it through and the following Monday, we'll vote upon it. So hopefully we'll receive a positive response, which I think we will, and we'll be sending you the check. And again, we very much appreciate all your hard work on that. Thank you. Anyone else wishing to speak? One thing, we've got to kind of stall a little bit. Unfortunately, most of our things are on an emergency basis, and we're short one member. She's on her way. But, relative to the Little League lights, after last week we had a very long and arduous discussion – some hour and twenty-five minutes from the residents, which was good. And we want to continue to keep that dialogue open with the residents. And as Mr. Osborne pointed out, both pro and con. Since that time I did pull out the subdivision regulations and I think we're just a little ahead of ourselves with this lighting situation. The request to light those fields, even though that we do have a lease that prohibits the lighting, and we're looking to amend the lease; in order to place those lights there that must go through the Planning Commission. And that has to be approved at the Planning Commission level. And at this time it's going to be my suggestion to the Council that we send a communication to the Little League stating the fact that if they do request lights, they will have to follow the procedure. Send their request to the Planning Commission and allow the Planning Commission to hold a public hearing to decide. Now we are going to address the two major problems which we have control over, and that's the parking, the mounds and the noise. And we will be addressing that. We have that power here at the Council without the Planning Commission. Mr. Peters and Mr. Foltz and Mr. Cerreta and Mrs. Werren are working diligently on that project. I know Mr. Foltz is the head of our Park Committee and he is working on that part. Although that parking lot, and to light that parking lot, it should be done, will also have to go to Planning. So at this particular time, I just would like the press to so note that next Tuesday night we will not be considering any measures relative to the lighting and the parking or relative to the lighting of the Little League fields; that must go through Planning, must receive a positive recommendation, and be sent back to Council. So we're going to ask that be done. And as I say, we want to be good stewards of our property. We want to do it right. We can control the lighting. We can also control the sound and the parking, which we're going to address. But I do appreciate everybody's input. And please continue to come to Council and state your wishes so that we can move accordingly. But, thank you for your patience on that.

Mr. Foltz: President Snyder.  
Mr. Snyder: Please.

Mr. Foltz: We had a meeting with Jim Benekos and Mike Grimes and the contractor just to develop some estimates of what we'd like to see happen over at the Little League complex as far as additional parking. Right now we're considering one acre that would provide anywhere from sixty to eighty spots. And we're currently going to present something to the Planning Commission on that. It's going to be directly across from the Little League main walkway into the facility, at least the concession stand. It splits the difference between the smaller fields like 1, 2, and 3. So we're going to look at the funding mechanism of that and also hopefully address that with the Little League to see if they can help with that venture.

Mr. Snyder: I appreciate that. Appreciate you stepping up and taking ...

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Mr. Foltz: But I think we have to make plans to get this done before Little League season starts. I think, we're hearing from our residents and constituents that parking is an issue. Let's make that a non-issue by creating additional space, at least at this time. And like you said Jon, to solve some of the other problems that the community brought to our attention last week.

Mr. Snyder: Absolutely.

Mr. Foltz: So we can all be good stewards of the Little League complex.

Mr. Snyder: And Director Grimes did tell me last week that he has a plan to enforce the parking that is ancillary to the side streets and he will be doing that. So, and my apologies on behalf of the Council and Administration that we've let this go to the level it's gotten to. I didn't realize it was quite that bad. I don't get out that way often, probably most of us don't. But we will be addressing that and making sure that that's taken care of. Mr. Peters, go ahead please.

Mr. Peters: You know, we had, as far as the parking goes we had something very similar over where the Hoover girls' softball field is now at Dogwood Park. You know, and we closed down the one side. It went on for about a year and a half, you know. And we probably let it go on a little longer than what it should have, but we didn't receive many complaints. Once the complaints came in, we shut that side of the fence, and you know the problem was solved. But getting back to the lights, in some of our conversations there was discussion about looking into newer technology or current technology as far as the loud speakers. And using some sort of a - you know, what was it Unidentified: Inaudible...

Mr. Peters: No it was...

Mr. Cerreta: Wireless kind of ...

Mr. Peters: Wireless. Because what they're trying to do is project from that main area to all the fields. And if they could have something, you know, at each field to, you know, announce the lineup and that type of thing, that would certainly lower the volume. So I - you know, I have high hopes. I think we're going to get these addressed, you know, noise, parking and the mounds with the trees on top of it. I think this is going to be a, you know, low-hanging fruit, for lack of a better term. But I think we should knock this out pretty good. And the folks that live around there I think are going to be pretty pleased.

Mr. Snyder: For members that are sitting now in the audience, you, people say, you're going to address this sooner than later, obviously before the opening of the season. We're going to have the mounds and some, possibly if we can't get trees - I don't know if you can get trees planted that quickly. We'll get trees planted and get it going. And then would you, you guys will obviously bring it back to Council so that the press can pick it up and let the people out there know what's going on so that they - Good.

Mr. Foltz: I think what it's important to note, President Snyder, is that we did not know a lot of these issues till we had a public meeting on it directly about the Little League. And I'm sure we all want to step up and make that a better situation for the neighbors, for the users of the Little League, for the residents that attended, the fans, everybody. So that gives us a chance to correct some situations. So looking forward to doing that with the rest of this Council body and Administration.

Mr. Snyder: Good.

Mr. Peters: I do have a question. Were there - did I hear - were we thinking about putting those flashing lights there at the crosswalk? Was that a consideration?

Mr. Fox: Yes.

Mr. Grimes: It's a consideration. The one we're going to, when we redo in front of the Hoover District, we're going to keep them and then we may move them there, but if we've got the parking off the street, we may not have the pedestrian for it. But we may either put them there or farther down to where the students cross right by Acme or I'm sorry, Giant Eagle, because there's a dark area there too. But we're going to reuse those signs for that. And that's the first place we were looking at.

Mr. Snyder: Mr. Cerreta

Mr. Cerreta: I'd also like to move forward as quickly as you can on those issues. And I know Doug has done some work - that we're ready to go as soon as we get going with approval to get going with the parking lot, so whether there's lights or not, that's an issue. It doesn't - having lights there doesn't create more parking spots. More parking spots are created when five or six of those fields are being used. So you need to have more parking for that. So that's, I would say, number one, and then sound, and then the trees and the mounds. So it's a nice little thing that we - we can do that. And with the help from them - we expect them to be good stewards and step up a little bit and help us with it too. So...

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Mr. Snyder: And I think it's important to understand, as money is tight, we were fortunate to be the recipient of bequeath of money that we'll use part of that money, a small portion of that money along with the match from the Little League to do this work. So it really will not impact the general fund budget of the City. So it'll be used for directly. And the fellow that did bequeath the money to us was an avid baseball, football, and basketball enthusiast, and maybe something could be named out there and represent him to...

Mr. Foltz: The girls' soccer,

Mr. Snyder: Girls' soccer or some form of signage in that parking lot to memorialize him and the fact that he did, we used those funds accordingly. And gentlemen I do appreciate your - all your diligent work and you're hard work, and Mrs. Kiesling the same.

Mr. Fox: And Councilman Peters, I think you're right on point with the discussion of putting some sign there at that intersection of Walsh and East Maple disclosure. I live on the street, so I use it frequently. But I do know a lot of folks from College Estates that wish to use that to get over to the park as well as simply crossing the street there because the sidewalks stop. There's Mr. Sahadi's house that just goes to the end of his lot and then the sidewalks stop. And so for them just to get across the street if they're going to go down to the ballpark or the walking trail, up in this direction or down to Washington Square, that's the only access for them. And it's the light at Marquardt and then only much further down actually at the intersection of East Maple and Market. So cars are kind of moving kind of quickly there and without, you know, some sort of sign kind of designated, the folks simply wait at the crosswalk until it's clear and sometimes it can take a while.

Mr. Peters: But one of the things that I was thinking is, a blinking light might at least get their attention. You know, because when they're traveling - most - I know we run radar there quite a bit now. You know, but there is some speeding that goes on through there and if you're trying to get across, you know, these folks aren't stopping. You know.

Mr. Fox: I think it makes a great difference out here...

Mr. Peters: Yeah, it does.

Mr. Fox: in front of the Hoover Facility.

Mr. Peters: It took a while.

Mr. Fox: People stop...

Mr. Peters: I travel that road, East Maple, probably ten times a day, if not more.

Mr. Fox: Right.

Mr. Peters: And it took a while for them to catch on up here about the Hoover property and they finally did. I mean, that's State law. You've got to - you've got to ...

Mr. Fox: Right.

Mr. Peters: stop when people are in the crosswalk. I don't think a lot of people realize that.

Mr. Cerreta: You know we discussed it in the past some of those speed signs that, you know, that we think are really cool that actually says speed limit and then tells them what their speed is. That would be a perfect place for one of those coming down, because that little gap there between Walsh and even Marquardt is, you know, kind of get lost a little bit in that. And that's a very important spot there for... That might be something. I know those are about three thousand bucks apiece ...inaudible... our budget is, but that might be something - a good place to try those out because we've thought about those in the past - about using those. Right? And in different places. And rather than take the little mobile thing out there, that would be a real nice area to put those in if we're able to.

Mr. Peters: Well, I mean, and I just thought of this, put - we ought to put the Stealth Stat out there midweek and on the weekend. Let's at least get a traffic count now and see what the high, you know, high volume is, what times of day and then, you know, maybe run it out there when Little League starts again, and factor in how much more is coming through there. You know, it might give us a better idea of when to strategically place a patrol out there. Not just for parking but for, you know, speed enforcement because you know a lot of the folks that are opponents of it, they use the baseball field as the noise, the noise level. Well that noise level coming off of Maple on high traffic area - high traffic times is ten times louder when it comes off those ball fields. So it might slow them down. Something to think about.

Mr. Snyder: Director Grimes, do you remember a few years back we were fortunate to get a - what was it, \$5,000 from Walmart, Sam's Club? Didn't they give it for safety? I wonder if they have any funds available. They may buy us one of those little speed signs.

Mr. Grimes: I don't know. I can check with them and see. But yeah, Sam's Club donated to us...

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Mr. Snyder: Usually - I remember that we were - they gave us 5,000 that one year for - I believe it was you got that.

Mr. Grimes: Yeah. They were looking on their foundation to give 5,000 away and they were checking to see if anybody had a project ready, and of course we did downstairs, and they gave us the money

Mr. Snyder: Sure.

Mr. Grimes: So that was good.

Mr. Snyder: Would you be kind enough to follow-up on that?

Mr. Grimes: I will do that, sir.

Mr. Snyder: I appreciate that. Thank you. Anyone else? Mrs. Pucci, do you have anything that you would like to say before I move out of public speaks?

Lisa. Pucci: Can I say something?

Mr. Snyder: Please. Step forward, state your name and address, mam.

Ms. Pucci: Inaudible... for my mom.

Mr. Snyder: Okay.

Ms. Pucci: My name is Lisa Pucci. I live at 717 Briar Avenue NE in North Canton. And I wasn't prepared to speak tonight, so I'm sorry.

Mr. Snyder: That's all right.

Mrs. Pucci: But first of all the most important thing that I want to say is that the people that have been talking about this that are supposedly against the lights, as we've said are not against Little League. And first of all, I want people to know that we are not complainers, that's not in our nature. It's just that we had reasons, as we've been discussing, as why we were not for the lights to be happening. So, anyhow, first of all, I appreciate the discussions. I appreciate both sides bringing their points to light. But a couple of things I wanted to make a note of is, Number one: we're not complainers. We just wanted to understand and be brought out that there was a lease, there was an agreement. You know, we realize that it can all change in five years, but we really did - do want it to stay that way for at least another five years. Secondly: it's not just the lights and the noise and then this and that, it's traffic as what you were just talking about. And I personally don't believe that a sign that is blinking saying "slow down" is going to slow people down. Not on that street that I've been watching for 35 years. Perhaps a stop light at Walsh, a stop light at Crestland - Crestland - Crestview, whatever the street is. It's impossible for me to get out of my parents' driveway at certain times of the day to make a left turn. So I make a right turn and go down to the ball fields, turn into them, turn around, and then make my right turn to go down to Briar where I live. And that's in the daytime. And that's in the wintertime. Can you imagine what it's like in the summertime and at 10:00 at night. It's dangerous. So that was my other point I wanted to make. The third thing that I have is that I, like Mr. Osborne, are concerned, am concerned about the water. And I don't know the research on it, but I would like to make sure that we're all addressing that situation because of the past situations that we've had in the City of North Canton. And I intend to live here for a very long time and I want to have good water, like we all do. And other than that, I don't think I have any other notes, except most importantly I don't want people to believe that we're all complainers and we're just trying to go against City Council and against Little League, and that's not the point of this situation.

Mr. Snyder: Mrs. Pucci, may I say this to you. I appreciate your comments as all of Council does. This is your government. You're not complaining. It belongs to you. It doesn't belong to us. It belongs to you, the citizens.

Ms. Pucci: I'm just really surprised.

Mr. Snyder: You're welcome to come here anytime.

Ms. Pucci: I know.

Mr. Snyder: We don't have to agree, but we can agree to disagree.

Ms. Pucci: Right.

Mr. Snyder: And you're welcome to say, and we didn't deem it as a complaint, number one. Number two, I appreciate you..

Mrs. Pucci: We get dramatic at time, both sides...

Mr. Snyder: Right. That's fine.

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Ms. Pucci: And I believe that. And I understand that. But, I just really - I understand both sides, but I really understand the people that have been living here and around those ball fields for all this time, and before that time and how they are really concerned. And even though I don't have property that butts against it, I know many people that do.  
Mr. Snyder: That's right...

Ms. Pucci: And I love the sound of the ballgames. I go to ballgames. But, I just really sympathize and empathize with the people that are concerned about it. And anyhow....

Mr. Snyder: I appreciate it. And really the part about the water, that's the greatest thing that we have. It's the second greatest revenue generator in the community. Plus we cannot live without water.

Mrs. Pucci: And I don't want you to raise my water rates. I've been hearing about that.

Mr. Snyder: Yeah. And so consequently, to put your mind somewhat at ease, Mr. Steinhebel, who is the Superintendent of Water production there, and for you people who don't know Mr. Steinhebel, the Mayor or the Director of Administration will tell you that and trust me, there is not going to be anything to compromise the integrity of that well field. It's checked quite regularly, actually more often than the state requires. And nor will anything be done there without total assurance from him and the EPA (Environmental Protection Agency) that we could move ahead. We will not jeopardize our well fields to put in a parking lot.

Ms. Pucci: And oh, and I just thought of something else, also is, you know, how much is this costing the City of North Canton?

Mr. Snyder: We don't honestly...

Ms. Pucci: Whatever we help them with. I mean, we contribute, we give, we understand that. But I'm a taxpayer. My taxes go up constantly. My wages are not going up, they're going backwards. I'm working more hours for less pay. So if my taxes keep going up and I'm seeing all these things happening where we're giving money or we're not claiming money when we should be, I'm not just concerned for me but for many people that might be in my situation. So...

Mr. Snyder: This project will be done with the money that we were bequeathed, \$150,000. It had to be used for park and recreational related...

Ms. Pucci: But, that's not our park though. Right?

Mr. Snyder: Well, it's Parks...it's part of our park.

Ms. Pucci: But, I mean the 19 acres...

Mr. Snyder: It belongs to the City.

Ms. Pucci: It belongs to the City, but...

Mr. Snyder: It belongs to the City. It's our park and it will always remain our park. We're not in the habit of selling our parklands. The same as Arrowhead is our park. And we lease it and we're paid a monthly fee for that. But that's a city park. Parks and institutions - it's our - the improvement to that is both for the health and welfare of the residents, safety of the children, and the improvement in the quality of life for everybody. That's our ultimate object in our ultimate motive for doing it. Now whether we accomplish that, again we stand every November - every other November for that particular answer. I assure you of that. But we're trying. Please continue to come here and tell us the way you feel about it.

Ms. Pucci: Oh, I will. But like we said in the very beginning, the complaining part, somebody made a comment last week, you know, we've never heard about these problems or these situations. It's because we figured we could live with it. We could live with some of the extra traffic. We could live with some of the noise. We could live with some of the motivational music over the loud speakers. It's just that when it got to let's change it, now it's becoming more so than what we were prepared to accept. So then people started standing up saying, I don't want this. So, okay. Thank you all.

Mr. Snyder: Thank you very much. Any other comments? Well, we've exhausted about 35 minutes. I think we may have to move into.....

Ms. Pucci: I'm sorry...

Mr. Snyder: Oh no, not you. I'm talking about - we were stalling for a member to come so that we could vote.

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Ms. Pucci: I could talk some more if you want.

Mr. Fox: We could take a brief intermission.

Mr. Cerreta: She texted me. She's about five minutes out.

Mr. Snyder: Oh, she's about five minutes? Okay.

Mr. Osborne: Mr. Snyder. Can I add a couple of comments?

Mr. Foltz: Yeah, I can talk about SCCOG (Stark County Council of Government) if you want.

Mr. Snyder: Yeah. Wait one minute. I'll come back to you. I want to listen, Mr. Foltz has a little message he wants to tell us.

Mr. Foltz: Okay. Everyone has read the paper the last two or three days about the recent hire for our Stark County Canton Crime Lab. And I did some work today talking to Karen and Mike Grimes. Karen is like, if I don't have my information right, please correct me. But I think the funding from SCCOG for that crime lab started about ten years ago with undivided local government funds. So we don't receive the funds anymore, but in lieu of that we have this crime lab that we utilize when we need it for evidence in court cases and so forth. Karen, now you are the Treasurer?

Mrs. Alger: Correct.

Mr. Foltz: Treasurer of the Executive Committee of SCCOG. And I know our Administrator, Mike Grimes, has been an Executive Committee Member and is currently a member. I'm not quite sure where you're at.

Mr. Grimes: Yes. I was Executive Board last year, but not this year.

Mr. Foltz: Okay. So we do have a stake in this as far as representation for the City of North Canton and our tax dollars at work. So I just want to go on record, and I've talked to a few of you on the phone, that - and the **Repository** editorial wasn't very favorable to the recent hiring. And this is by no way any means to disparage the new director, but I think what we need to do is send them a resolution to reinstate the qualifications that were previously there under Civil Service test. As of now they declassified that position, so Civil Service is not even entered into the picture. You don't have to test for the position. It's just an appointed position. And there's an appointing authority within the executive SCCOG board that can do that. And I believe that's the Mayor, the Safety Director, and then the Police Chief of Canton. So I think it's vital that we keep the standards of that lab together. So what I'm asking that this Council do later tonight is to send a resolution to SCCOG. And I believe Karen and Mike might be at the meeting tomorrow so they can, if it's the wishes of Council, just to voice our concerns that we would like to see that, that Stark County Canton Crime Lab be a science-based lab. That there should be credentials and chemistry of forensic science; that you should have your Director be able to testify in court. You should be able to evaluate the technical employees that work under him. Should be able to run the test himself. I think we're not asking for too much. I think we need to maintain the integrity of that crime lab for all of Stark County's political entities. So that would be my recommendation. If anybody else on Council wants to discuss it, but I think Gail is going to put a resolution together, or the Mayor, or the Administration. I think it's vital that we don't diminish the authority of our crime lab to any future crimes, felonies, or just testimony that might be needed to uphold our community's standards here in North Canton and the county.

Mr. Snyder: Now it's my understanding in reading in the paper, the gentleman that they appointed does not have the right educational background to fulfill the original gentleman's abilities.

Mr. Foltz: Yes, the previous job classifications.

Mr. Snyder: I wonder what happens, you know, when the person would have to go and give expert testimony in court, do they have to then hire an expert and pay that expert or when you test for DNA, you have to have some type of certification that the integrity of the test is to the standards of some individual. So we have to hire that out then? Is that?

Mr. Foltz: That's questions that have to be answered I guess by SCCOG maybe tomorrow. You know, in my opinion, the Director should be able to testify. You want somebody involved that's going to be familiar with the judicial setting as far as how to present the evidence. He's tested the evidence, he or she, or you know maintain the integrity of the science-based lab. That's just not going to happen with the current director. That's not to demean his abilities as a manager...

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Mr. Snyder: No, he's a very high grade investigator. But he's an actual investigator. He's not a forensic scientist.

Mr. Foltz: I just don't know why we bring the standards to a level we don't need to when it's a science-based crime lab. Any other thoughts?

Mr. Cerreta: Well, I think it's a good idea. Sending a resolution I think is a good idea from us just to show that we don't want to see standards lowered and that we want to make sure that everybody continues those standards. I'm sure that there are a lot of people out there qualified for that at the standard that they set. So I'm - I'll back Tim up in sending him a resolution that, you know, that's how we feel, if that means anything to them.

Mr. Snyder: Well, it's our dollars that we are paying to that lab down there. We're paying...

Mr. Foltz: Well, it's undivided government funds that we've allocated.

Mr. Snyder: Yeah, we're taking ...

Mr. Foltz: We've signed off and allocated. We don't receive what goes to the crime lab. I think also, that the hiring should be transparent. I think there should be a way that it's just not controlled by certain members of the committee. I think they should take job - they should take people into consideration as you mentioned, Member Cerreta, to apply the position open to the public and attract your best candidate. So...

Mr. Fox: Why don't we set, just prior to next week's meeting or if we need to do it earlier than that, set a special meeting for a committee meeting if we want to put it to...

Mr. Foltz: I think talking to Gail, Law Director Fox, that we could put this resolution together tonight so it's in the hands of Karen Alger and Mike Grimes. And they can present it to Executive Committee tomorrow.

Unidentified: Hand deliver.

Mr. Foltz: Because there's going to be a lot of discussion from that committee. A lot of them didn't know the hiring was even taking place. At least that's what I read in the **Repository**. I don't have any other information. I'm sure the **Repository** did their homework and we're just voicing our concerns also. So.

Mr. Fox: Inaudible... the agenda.

Mr. Snyder: Can I amend. I was just going to ask you, I can amend tonight's agenda to consider without minutes, or consider it without a committee meeting. Correct? I can't do that.

Mr. Fox: We have got to have transparency in the agenda, but...

Mayor Held: Or there can be a letter that can be signed by all of ...

Mr. Foltz: Mayor, do you have any other comment or - not to put you on the spot. I didn't have a chance to talk to you. But ...

Mayor Held: Yeah. No. You know, when you look at something like this. I mean, it's - I think it's pretty clear that we want to make sure that we're operationally, that the City's interests are covered. There's a number of things that I - that as we have our Finance Director Alger and our Director of Administration Grimes, that they're going to be gathering a little bit more information tomorrow but, you know, I mean, it's - we all want transparent government. And we all want to have the most qualified individuals in any position whether it be within the City of North Canton or with SCCOGS. And I think that, you know, clearly if there's any reduction in that service - in that level of service to the person that has been appointed, that needs to be addressed. It needs to be explored and addressed. And - but I think that really as a council and as a municipality, we've got to be very specific with what our concerns are. So whether it's in the form of a resolution or a letter, we need to be very clear and very specific.

Mr. Foltz: Well, Council is willing to put the letter together. Maybe it doesn't have to be a resolution, but just to voice our concerns before this meeting tomorrow. I don't know what actions SCCOG will take tomorrow.

Mr. Snyder: I have no idea.

Mr. Foltz: But, at least let them know that there are other government entities that agree with the **Repository's** editorial, that we feel this is very important and vital to our community that this crime lab is an accredited crime-based lab with an accredited director. Why would it need the change? I don't understand why it needed to change. You know, so...

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Mayor Held: Mr. President, I'm sorry. Is there a way that we can have a letter that is drafted? I mean in light of the timing of this. And I don't know if we have the - our representatives on SCCOG, we have them sign or if you have all the members of Council. How do you go about that? I'm just trying to think of a creative way that if we can't have a resolution.

Mr. Snyder: No.

Mrs. Kalpac: You've done resolutions of opposition like for the municipal - I mean the state income tax - Council has. And they've done them supporting different items also. And everybody signed it and you could have the Mayor sign it also.

Mr. Peters: Without minutes. We've done that without minutes?

Mrs. Kalpac: You're sending a letter. A letter of resolution of support. You guys have done that on several occasions.

Mr. Snyder: Could this letter just say that, you know, we're not - we want to fully understand why the standards were lowered. Why when we initially contribute our share of the undivided government funds, we anticipated that the position was held by a person certified by the State of Ohio to be a director of a lab. Now you've actually changed horses in the middle of the race. And, we...

Mayor Held: And then the question would be, is there an operational impact?

Mr. Snyder: Yes. What is the impact on, you know, to the quality and integrity of the lab?

Mr. Peters: I think that **Repository** article pretty much spelled that out.

Mr. Foltz: Right.

Mr. Peters: And I think we know why the qualifications were lowered. Let's be real, it's so they didn't have to post the job.

Mrs. Kiesling: Good old boys club.

Mayor Held: But as the Council President stated, does that provide - is there going to be an additional expense you know, during any testimonies that are given or are there any other certifications or accreditation?

Mr. Foltz: Well and if this Council and this body agrees, we just reinstate the previous qualifications. Whether it's Civil Service or not, they should still meet the qualifications, if it's an appointed position. You shouldn't change the qualifications.

Mr. Peters: I agree.

Mayor Held: And I'm sorry. But when Councilman Foltz, when you mentioned that, I'm assuming that you're saying that that should be instituted with this ...

Mr. Foltz: That should be changed right now to go back, in my opinion. If that means...

Mayor Held: So you're saying retroactively?

Mr. Foltz: They should consider that, in my opinion, and to reinstate those qualifications and if the existing Director doesn't meet the qualifications, then find one that does.

Mr. Snyder: Right. Well, we could urge that in the letter. Please let the records show that Councilman Werren joined us at 7:49.

Mr. Foltz: Is that something that our Law Director Fox can work on and put us in a...

Mr. Fox: It depends on what you're asking to do. If it's a letter from the Mayor or representative from SCCOG, they can certainly do that tomorrow. If it's a letter of resolution from Council, I believe it's something that we would need a special meeting advertised so we could have, you know, like we do any other kind of legislation that need to be advertised. We need the 24 hours to discuss that.

Mr. Foltz: Well, how are we to convey our message through - to our SCCOG representatives and the administration? I'm willing to do. I'm willing to do. I think we've got to go on record tomorrow with it.

Mr. Peters: Yeah.

Mr. Cerreta: Well then why don't we send a letter and then follow up with a resolution if we need to follow up with a resolution. Let's just go ahead and go forward and do what we feel is right. If that is good.

Mr. Foltz: Okay, who is going to write the letter? Let's just inaudible...

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Mr. Cerreta: We can write it, as it comes from all of us, we have a letterhead that comes from our whole Council, right? And I would assume that it would be signed by our President, if you're with that I would think and the members with our names on the letterhead. Wouldn't that be official enough? Do you want to stay afterwards and help write it - or?

Mrs. Kiesling: You'd rather the letter be from David and Mike and Karen.

Mr. Fox: Correct - correct.

Mr. Cerreta: Okay, you want to see it that way.

Mrs. Kiesling: And, then we'll pass a resolution next week and we can send that off then.

Mr. Cerreta: Okay, sounds good.

Mr. Fox: Correct.

Mr. Foltz: Well, in your letter, you can voice Council's concerns and....

Mr. Fox: Yeah, the concern we had and around the table we talked about it, it wasn't on the agenda. It's you know you don't want to have issue with you know open meetings, whether it was disclosed, but this was kind of so we could get to our other business, we kind of did our "around the table" earlier than later.

Mr. Snyder: Okay.

Mr. Fox: If you will.

Mr. Snyder: Yeah, we'll do that ...Inaudible... Thank you. Okay, Old Business. May I have a motion and a second to amend the Attachment A of Ordinance 7-13?

**OLD BUSINESS:**

8. Mr. Foltz moved and Mrs. Kiesling seconded to **amend Attachment A of Ordinance No. 7-13**. All members present voting:  
 Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
 No: 0

Mr. Snyder: Now can I have a motion and a second to read by title only, the second reading, as amended, of Ordinance No. 7-13?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, the second reading, as amended**, for Ordinance No. 7-13. All members present voting:  
 Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder  
 No: 0

**Ordinance No. 7-13 - 2<sup>nd</sup> Reading - Finance & Property**

An ordinance to make appropriations for current expenses and other expenditures of the City of North Canton, Ohio, for the period beginning January 1, 2013 and ending December 31, 2013 and declaring the same to be an emergency.

Mr. Snyder: We amended the certificate by \$55,000 from 45,000 to \$100,000 to take care of the telephone system. As we are now doing a request for proposals, so we felt that number would take care of it. There being no other questions, may I have a motion to adopt the second reading of Ordinance No. 7-13.

Mr. Foltz moved and Mrs. Werren seconded to **adopt the second reading, as amended**, of Ordinance No. 7-13 as amended. All members present voting:  
 Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren  
 No: 0

**NEW BUSINESS:**

9. Mr. Snyder: May I have a motion to read by title only, first reading of Resolution ...

Mr. Foltz: Wait a minute. Didn't you want to pass on emergency, Jon?

Mr. Snyder: No, next week we're going to do it.

Mr. Foltz: Next week, okay.

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Mr. Snyder: Resolution No. 8-13.

Mrs. Kiesling moved and Mr. Peters seconded to read by title only, first reading of Resolution No. 8-13. All members present voting:  
Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta  
No: 0

**Resolution No. 8-13 – 1<sup>st</sup> Reading – Personnel & Safety Committee**

A resolution authorizing the Mayor of the City of North Canton to enter into a Summa Health System EMS Program Training Agreement ("Agreement") by and between the City of North Canton ("City") and the Summa Health System ("Summa") to provide an Education Program ("Program") to City Emergency Medical Service personnel, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters.

Mr. Peters: Yes, I'm - this is to no cost to the City. And we have one current employee that is ready to jump into the training.

Mr. Grimes: I'm surprised he's not here tonight to see if you agree with it.

Mr. Peters: Yeah. Yeah, if anyone - if no one else has anything to add, I'd like to move forward with this and approve this on emergency. I'll make that motion.

Mr. Peters moved and Mr. Cerreta seconded to adopt the first reading of Resolution No. 8-13. All members present voting:  
Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz  
No: 0

Mr. Snyder: As time is of the essence and an emergency exists, may we suspend the rules of Council for Resolution 8-13.

Mr. Peters moved and Mr. Foltz seconded to suspend the rules for Resolution No. 8-13. All members present voting:  
Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling  
No: 0

Mr. Snyder: May we adopt under the suspension of the rules Resolution No. 8-13?

Mrs. Kiesling moved and Mr. Cerreta seconded to adopt under suspension of the rules Resolution No. 8-13. All members present voting:  
Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
No: 0

10. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 9-13?

Mr. Cerreta moved and Mr. Peters seconded to read by title only, first reading of Ordinance No. 9-13. All members present voting:  
Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder  
No: 0

**Ordinance No. 9-13 – 1<sup>st</sup> Reading – Street & Alley Committee**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the resurfacing, repaving, replacement, repair and preventative maintenance of certain streets, alleys and city parking lots, at a cost not to exceed \$365,000, and declaring the same to be an emergency.

Mr. Snyder: Who is the Vice Chairman of Streets?

Mr. Peters: Dan's the Chair.

Mr. Snyder: Dan's the Chair?

Mr. Peters: Yes, I'm the Vice Chair. I spoke with Dan today in regards to both these ordinances and he didn't have anything further to add. He just asked if the Engineer or Director of Administration had any more input before we moved forward on these.

Mr. Benekos: Yes, we'll have a list to you hopefully in a couple of weeks on this one.

Mr. Peters: Okay.

Mr. Benekos: And we've only received a list from...

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Mrs. Werren: I was first.

Mrs. Kiesling: I gave you a couple.

Mr. Benekos: Last year. The ones from last - you gave me...

Mrs. Kiesling: I've given you two. I sent them to Linda, because she sent email out to everybody else wanting to and I emailed her back.

Mr. Benekos: Okay.

Mrs. Kiesling: She has them.

Mr. Snyder: If you haven't done it, just take a drive around the 4<sup>th</sup> Ward and copy the street name and send it over there.

(Laughter)

Mr. Snyder: Very simple process.

Mr. Foltz: Member Snyder, Donner's getting done this year. So I didn't put in a list. I was going to fair to the rest of the Council ward people.

Mr. Peters: With that, I will make a motion to approve the reading of Ordinance No. 9-13.

Mrs. Peters moved and Mr. Kiesling seconded to **adopt the first reading** of Ordinance No. 9-13.

All members present voting:

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

No: 0

Mr. Snyder: As an emergency exists for time to get this bid out properly, may we suspend the rules of council for Ordinance 9-13.

Mrs. Werren moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 9-13.

All members present voting:

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

No: 0

Mr. Snyder: May we adopt under the suspension of the rules Ordinance No. 9-13.

Mr. Cerreta moved and Mrs. Werren seconded to **adopt under the suspension of the rules** Ordinance No. 9-13. All members present voting:

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

No: 0

11. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 10-13?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 10-13. All members present voting:

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

No: 0

**Ordinance No. 10-13 – 1<sup>st</sup> Reading – Street & Alley 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 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the West Maple Street Resurfacing Project (Sheraton Drive NW to Wise Avenue), at a total cost not to exceed \$130,000, and declaring the same to be an emergency.

Mr. Snyder: Mr. Peters.

Mr. Peters: Yeah. Jim, do you have anything more on this? Again, I spoke to Dan and he's ready to move forward with this. Any late additions?

Mr. Benekos: No.

Mr. Peters: Okay. We're good to go? \$130,000 is correct?

Mr. Benekos: Correct.

Mr. Peters: Okay. If there are no other questions, I'll motion to approve Ordinance No. 10-13.

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Mr. Peters moved and Mr. Foltz seconded to **adopt the first reading** of Ordinance No. 10-13. All members present voting:  
 Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
 No: 0

Mr. Snyder: As time is of the essence, we need to bid this, may I suspend the rules of council for Ordinance No. 10-13.

Mr. Peters moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 10-13. All members present voting:  
 Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder  
 No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 10-13

Mrs. Werren moved and Mr. Cerreta seconded to **adopt under suspension of the rules** Ordinance No. 10-13. All members present voting:  
 Yes: Cerreta, Foltz, Kiesling, Peters, Snyder, Werren  
 No: 0

12. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 11-13?

Mr. Cerreta moved and Mrs. Werren seconded to read by title only, first reading of Ordinance No. 11-13. All members present voting:  
 Yes: Foltz, Kiesling, Peters, Snyder, Werren, Cerreta  
 No: 0

**Ordinance No. 11-13 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish 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 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Price Park Culvert Rehabilitation Project, at a total cost not to exceed \$175,000, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta.

Mr. Cerreta: Well there are going to be four of these. And these are all part of our aggressive, if you want to call it, infrastructure program with our water and our sewer. And this one happens to be the one that Price Park Culvert that needs rehab and we have it on emergency because we need to put this out to bid and get going with some things. And, I'll be restating that as the next three, four go by. But this is part of that program that we want to move forward with. So I move to approve this Ordinance and put it on an emergency, No. 11-13.

Mr. Cerreta moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 11-13. All members present voting:  
 Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz  
 No: 0

Mr. Snyder: As the Chairman pointed out, time is of the essence, it's an emergency basis, may we suspend the rules for 11-13?

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 11-13. All members present voting:  
 Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling  
 No: 0

Mr. Snyder: May we adopt under the suspension of the rules, Ordinance No. 11-13.

Mr. Cerreta moved and Mrs. Werren seconded to **adopt under suspension of the rules** Ordinance No. 11-13. All members present voting:  
 Yes: Snyder, Werren, Cerreta, Foltz, Kiesling, Peters  
 No: 0

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

Mrs. Kiesling moved and Mrs. Werren seconded to **read by title only, first reading** of Ordinance No. 12-13. All members present voting:  
 Yes: Werren, Cerreta, Foltz, Kiesling, Peters, Snyder  
 No: 0

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Held Monday, February 11 7:00 p.m. 20 13

**Ordinance No. 12-13 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish 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 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Carlton/Knoll/50th Street Waterline Replacement Project, at a total cost not to exceed \$600,000, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta.

Mr. Cerreta: Same type of thing, there's an area over there that's a big need. This is the Carlton, Knoll, 50<sup>th</sup> Street area right there. Once again, part of our plan this year. We need to put this out for bid. So I move that we approve this and also under emergency, Ordinance No. 12-13.

Mr. Peters: Second

Mr. Snyder: Alright

Mr. Cerreta moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 12-13. All members present voting:

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

Mr. Snyder: As an emergency exists for the health and welfare of the neighborhood, may we suspend the rules of council for Ordinance No. 12-13?

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 12-13. All members present voting:

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

Mr. Snyder: May we adopt under suspension of the rules Ordinance 12-13?

Mr. Cerreta moved and Mrs. Werren seconded to **adopt under suspension of the rules** Ordinance No. 12-13. All members present voting:

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

- 14. Mr. Snyder: Just a point of order there, this is those areas where we had the neighbors up here with a couple of times with the bottles of rusty water. They had the filters and we're glad to see the Administration is putting that out and taking care of that problem because I'm sure they will be tickled down there. And Mrs. Werren will appreciate that as well for her constituency. But thank you for that. May I have a motion to read by title only first reading of Ordinance No. 13-13?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only first reading** of Ordinance No. 13-13.

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

**Ordinance No. 13-13 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish 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 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Lindy Lane, Rose Lane, Oakridge Street Waterline Replacement Project, at a total cost not to exceed \$450,000, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta.

Mr. Cerreta: Same type of situation. This is down there in the ...inaudible... allotment down there where those streets are concrete. And this area down there, it's been a long time coming. Again, this is another part of the four corners that we're working on here. Every one of these is a four corner of our community. So, we're trying to spread it out. And Jim's done a nice job. And this one also needs to be moved forward on emergency, if we could, to get these bids out. So I move that we go ahead and approve Ordinance No. 13-13.

Mr. Cerreta moved and Mr. Peters moved to **adopt the first reading** of Ordinance No. 13-13. All members present voting:

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

## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, February 11 7:00 p.m. 20 13

Mr. Snyder: As an emergency exists, and time is of the essence, may we suspend the rules for Ordinance No. 13-13.

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rule** for Ordinance No. 13-13. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under the suspension of the rules Ordinance No. 13-13.

Mrs. Kiesling moved and Mr. Cerreta seconded to **adopt under suspension of the rules** Ordinance No. 13-13. All members present voting:

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

No: 0

15. Mr. Snyder: Point of order, again I represent this area and I appreciate the - I've had the privilege of representing these people and their water pressure is terribly low. And I think it's positive that we note that we will probably hope to do that on the side and not digging up those concrete streets that we did replace. So we will not be so invasive. If it works, we'll be able to do that, and they can enjoy - continue to enjoy their concrete streets. I spoke to Administration, and I thanked the Administration and Engineering for that project. It was sorely needed. Thank you. May I have a motion to read by title only, first reading of Ordinance 14-13?

Mrs. Kiesling moved and Mr. Cerreta seconded to **read by title only, first reading** of Ordinance No. 14-13. All member present voting:

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

No: 0

**Ordinance No. 14-13 - 1<sup>st</sup> Reading - Water, Sewer & Rubbish 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 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Marquardt Waterline Replacement Project, at a total cost not to exceed \$135,000, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta

Mr. Cerreta: Once again, this is the final of the grand slam here that we have with the water replacement lines. This has to do with the Marquardt line which is on the northeast side of town. And we're going to be busy this year. There's going to be a lot of barrels, but these are needed. So I'd like us to go ahead and put this out for an emergency also; and to go ahead and move to approve - what's this number; Ordinance No.14-13.

Mr. Cerreta moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No.14-13. All members present voting:

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

No: 0

Mr. Snyder: May I suspend the rules of council as an emergency exists for Ordinance No. 14-13.

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rules** for Ordinance No. 14-13. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 14-13.

Mr. Cerreta moved and Mr. Foltz seconded to **adopt under suspension of the rules** Ordinance No. 14-13. All members present voting:

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

No: 0

16. Mr. Snyder: May we have a motion to read by title only first reading of Ordinance No. 15-13.

Mrs. Kiesling moved and Mr. Cerreta seconded to **read by title only first reading** of Ordinance No. 15-13. All members present voting:

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

No: 0

**RECORD OF PROCEEDINGS**  
**COUNCIL OF THE CITY OF NORTH CANTON**

Minutes of

REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, February 11 7:00 p.m. 20 13

Mr. Snyder: Mr. Fox.

**Ordinance No. 15-13 – 1<sup>st</sup> Reading – Community & Economic Development Committee**

An ordinance stating the municipal services that will be provided to a 1.549 acre of parcel land, more or less (the "Territory"), being part of the Northeast Quarter of Section 16, Township 11 (Plain Township), Range 8, Stark County, Ohio, in the event said Territory is annexed to the City of North Canton, and declaring the same to be an emergency.

Mr. Snyder: Chairman Kiesling.

Mrs. Kiesling: Yes, this is a parcel that we're going to annex on the south side of Walsh University. And we just need to state we'll provide services for the annexation to go forward. Any questions? I motion we adopt.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 15-13.

Mr. Snyder: May I have a – oh, excuse me. Call the roll

All members present voting:

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

No: 0

Mr. Snyder: As this does not change the boundaries of the City or its Ward, we can adopt on an emergency. They want this sooner rather than later, so I'd like to suspend the rules of council for Ordinance No. 15-13.

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 15-13. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 15-13.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 15-13. All members present voting:

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

No: 0

Mr. Snyder: Okay, reports. Member Foltz.

Mr. Foltz: No report.

Mr. Snyder: Member Peters

Mr. Peters: I have no report. Just to go back, real quick to that letter Karen is going to take down tomorrow, you might want to state in that letter that a resolution is going to be forthcoming so they know that. You know, that way, they know it's coming. We didn't officially do it, but they know it's coming.

Mr. Snyder: Good point. Thank you. Mrs. Werren.

Mrs. Werren: I greatly appreciate your patience tonight. Thanks for the text message Mark coming down through South Canton. And I appreciate still the input that I'm receiving on the ball fields and we're still contemplating and moving forward. Thank you.

Mr. Snyder: Good. Thank you very much. Mr. Cerreta.

Mr. Cerreta: Glad you got here safely, by the way. I don't know who was driving, but I'm glad you got here.

Mrs. Werren: Oh, I was so worried. I was going to call you, but I...

Mr. Cerreta: Couple of things. Next week, it will be the 19<sup>th</sup>, right?

Mrs. Kiesling: That's Tuesday.

Mr. Cerreta: Okay. We have a proclamation for the YMCA next week that Dave is going to give out.

Mayor Held: That's right.

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held      Monday, February 11      7:00 p.m.      20      13

Mr. Cerreta: I want to make sure that we get that. Probably beforehand at 6:30ish I would imagine. I don't know where we stand with that. To give the YMCA their recognition for 90 years as community building which is just terrific; so hopefully we'll do that. And then soon we'll be having the Survey Committee will be forthcoming with survey results. And which is, I think, will help us in the long run all the way down the line. So that's just two things.

Mr. Snyder: I'll have a mention on that in a moment. Mrs. Kiesling.

Mrs. Kiesling: No report.

Mr. Snyder: Thank you Mr. Cerreta. I did receive an email from Larry saying that the Survey Committee is ready to go. They've requested to address the Council. It will take about an hour he said. Now he's either available on the 11<sup>th</sup> of March or the 18<sup>th</sup> of March. And he wants either day.

Mr. Cerreta: The 11<sup>th</sup>; let's just get it going. I mean we need to see it. I don't know what you guys are - are you good with it.

Mrs. Kiesling: I don't have anything.

Mr. Peters: Yes. That's fine.

Mr. Snyder: I'll just sent it back...

Mr. Cerreta: They've done a really nice job with that and they've put some time into that.

Mr. Snyder: Oh, yes.

Mr. Cerreta: What we're getting from that will help us, I think all the way around.

Mr. Snyder: I'll just send it back telling him the 11<sup>th</sup>.

Mr. Cerreta: Is that a full meeting?

Mr. Snyder: That's a council - that's a regular meeting.

Mr. Cerreta: Alright. I'm good if you guys are good.

Mrs. Warren: That's fine.

Mr. Snyder: And he's going to use our overheads and, I think he said he had five people who will present.

Mr. Cerreta: Do we want to start earlier do you think? Or do you want to go ...

Mr. Snyder: Start it at...

Mr. Cerreta: Start at 6:30 and at least just run it through?

Mr. Snyder: We'll start at 6:30 and

Mr. Cerreta: That way nobody's out late.

Mrs. Kiesling: Yeah.

Mr. Snyder: that way we're ready to go and we can adjourn for a minute, go into the meeting at 7 and come right back to them. And that way it will give us so we won't - I'll tell them that, I'll tell them 6:30. That's a good point. Thank you very much. Director Fox.

#### REPORTS:

Mr. Fox: Yes, sir. Just to thank all those residents that have been willing to come out and voice their concerns as the Chairman had stated. It's local government at its finest and that's why we wanted people to come in and voice their concerns, especially the ones that are near the park as well as those that enjoy it. Also, thank Magistrate Nist, he had me sit in for the Mayor's Court tonight. And I think I'll continue to do that because it gave us a great deal of flexibility to be there as the position for the City as well as having the taxpayer there. Tonight we had ten taxpayers appear that hadn't filed and of course, had not paid for the past four years. So there's continued success with that. And I appreciate working with Director of Finance and her team in there. And we'll continue to move that forward.

Mr. Snyder: Good. Nice work. Thank you. Director Alger.

Mrs. Alger: No report.

RECORD OF PROCEEDINGS  
COUNCIL OF THE CITY OF NORTH CANTON

Minutes of

REGULAR

Meeting

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

Monday, February 11

7:00 p.m.

13

Held

20

Mr. Snyder: Director Grimes

Mr. Grimes: On the tax thing, there's about thirty other people that are going to get greeted by the Police Department. They've got them down there ready to go on that. So I would suggest paying your taxes in the City or making arrangements with us. And on the parking, I know there was some questions on the parking down there along the hills and the sidewalk. I did speak with Police Chief Wilder this week. And to use Councilman Cerreta's term "aggressive" that's what we're going to be doing down there. The signs are going to be changed and instead of a parking ticket, you'll have that, but we're also making it a tow away zone. So we think if a couple of people see their vehicles leave, they'll get the idea that, you know, we don't want you parking there.

Mr. Snyder: I noticed a couple of the residents that had their own sign made and put in the yard. Did you see that? That was kind of - but I appreciate that.

Mr. Snyder: Mr. Mayor

Mayor Held: Yes. First off, to our residents, the Puccis and also Chuck, and any of the others that I might have missed during the public speaks, as it has been stated by our Council President and our Law Director, we really do appreciate your input at the public meetings. And I think that, you know, oftentimes if something is not brought to our attention, then sometimes there is a perception that there is not a problem with that. And as we look at the situation with the Little League, you know it's apparent that there are a number of issues that we have to address on behalf of our residents, along with the Little League. And we're going to make sure that we take care of that. And so, it's - we're always welcome to those ideas and those concerns that you have. And then from an operation standpoint, I would like to share with the Council that from my perspective this is really - now that we have a full-time Law Director, it's made a tremendous difference in our City's operation. But I think it was really probably one of the best decisions that we made in, you know, in the past few years because it makes everything else run so much smoother. You know, oftentimes the Administrator, our Finance Director, our City Engineer, the Service Directors, really could not take any action until it had the approval, and well the review and approval of the Law Director. And now especially because Mr. Fox is just a very hard worker on top of having him here all the time it's just made everything run so much smoother. And a lot of problems have been prevented. And Councilman Snyder and I have talked about this on a number of occasions, too often there were problems that arose that should have never really become a problem and I think a lot of that had to do with the fact that the Law Director was a part-time position. And I've heard this - this is not only my personal experience, but also our City Engineer and our City Administrator, and I know our Finance Director also all share the same thing. So great decision with Council to hire a full-time Law Director; and more specifically, Tim Fox. It's really been a benefit.

Mr. Snyder: Thank you. You know, Mayor, and I think it's important that people understand. I asked the Finance Director to run a schematic on the actual cost of our previous part-time Law Director versus our full-time Law Director and we're on target to save several thousands of dollars even paying what we're paying a full-time Law Director. But again, it's important to know that Mr. Fox comes without basic benefits he's - and to get the quality of Law Director that we have, I mean we're very, very fortunate. Mr. Fox, we do appreciate every day that you are here. I want you to know that.

Mr. Fox: Thank you. I appreciate the kind words. Thank you, Mayor.

Mr. Snyder: Mr. Benekos

Mr. Benekos: I just want to thank Council's cooperation in passing those ordinances. We look forward to getting started on these projects and ripping up the streets.

Mr. Snyder: How is the little project doing west of town there? Are you coming along all right?

Mr. Benekos: It's coming along well. Just they - the improvements should be completed here in about two or three weeks. What will keep us from moving in will be the communications, getting our fiber-optics connected and then waiting for phones.

Mr. Snyder: Is there any open house, with hors d'oeuvres and cocktails?

Mr. Benekos: There will be.

FINAL CALL FOR NEW BUSINESS:

Mr. Snyder: Thank you. That's good. Council, any final call? If not, I'll entertain a motion to adjourn?

RECORD OF PROCEEDINGS

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Minutes of

Meeting

DAYTON LEGAL BLANK (INC., FORM NO. 10148)

Monday, February 11

7:00 p.m.

13

Held

20

ADJOURN:

Mr. Foltz moved and Mr. Peters seconded to adjourn the council meeting. All members present voting:  
Yes: Peters, Snyder, Werren, Cerreta, Foltz, Kiesling.  
No: 0

The council meeting adjourned at 8:12 p.m.

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

ATTEST:

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

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