

## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, February 25

7:00 p.m.

20

13

**Call to Order:**

1. The council meeting was called to order Monday, February 25, 2013 at 7:00 p.m. by President of Council Jon Snyder.

**Opening Prayer:**

2. The opening prayer was delivered by Rev. Cara Stultz Costello, Faith United Methodist Church.

**Pledge of Allegiance:**

3. All present recited the Pledge of Allegiance.

**Roll Call:**

4. Mr. Snyder: Thank you again Reverend, we appreciate that gesture. Madam Clerk, please call the roll.

The following members of council responded to roll call: Cerreta, Foltz, Griffith, Kiesling, Peters, Snyder, and Werren. Also present for the meeting were: Mayor Held, Director of Administration Grimes, Director of Finance Alger, Director of Law Fox, City Engineer Benekos and Clerk of Council Kalpac.

**Consideration:**

5. Mayor's Court Receipts – January, 2013

Mr. Snyder: May I have a motion and second to approve, as presented, the Mayor's Court Receipts for January, 2013?

Mr. Foltz moved and Mr. Cerreta seconded to approve, as presented, the Mayor's Court Receipts for January 2013. All members present voting:

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

No: 0

**Committee Minutes:**

6. Mr. Snyder: May I have a motion and second to approve, as presented, the following Committee Report Minutes:

Finance and Property; Ordinance, Rules, and Claims; Personnel and Safety; Street and Alley; Water, Sewer, and Rubbish, all held the 19<sup>th</sup> of February 2013.

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

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

No: 0

Abstain: Kiesling

**Finance & Property Committee:** Please refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held February 19, 2013.

**Ordinance, Rules & Claims Committee:** Please refer to the minutes on file in the Council Office of the Ordinance, Rules & Claims Committee meeting held February 19, 2013.

**Personnel & Safety Committee:** Please refer to the minutes on file in the Council Office of the Personnel & Safety Committee meeting held February 19, 2013.

**Street & Alley Committee:** Please refer to the minutes on file in the Council Office of the Street & Alley Committee meeting held February 19, 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 19, 2013.

**Recognition of Visitors:**

7. Mr. Snyder: At this time, the Council will recognize anybody wishing to speak. Please step forward, state your name and address for the record. Alright, seeing none, we'll move as there is no Old Business, we'll move...

Mrs. Pucci: I'd like to speak...

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Mr. Snyder: Oh, excuse me. Yes mam. I apologize. Please step forward.

Del Pucci: Good evening. My name is Del Pucci and I live at 1338 East Maple Street in North Canton. I just picked up today a copy of this proposed parking lot that's going to be done for these Little League Fields. And quite concerned as to who and what form is going to be paid, or what, is going to be paid for doing this parking lot? This is the grading - grading plan I have.

Mr. Snyder: Who's actually going to pay for it?

Mrs. Pucci: How? Out of what funds? Because I understand the last two lots that were purchased were paid out of our water fund. And that's over \$200,000, I believe it was.

Mr. Snyder: Well the reason that they were purchased from the water fund is because they belong to a water fund, the lots. They're there to protect the integrity of that well field. And this parking lot is well within the EPA (Environmental Protection Agency) regulation of 300 feet of the well field. Now, I don't know at this particular time it's been established. Most probably will be paid with recreation funds.

Mrs. Pucci: Recreation funds...

Mr. Snyder: The City's portion of it. I don't know that it's been worked out who, or how much, or who's going to pay for it. It's only in the infant stage to go to Planning Commission for initial approval of the parking.

Mr. Cerreta: Jon, didn't we talk about Earl Stockert funds?

Mr. Snyder: Right. That's where the money would eventually come from.

Mr. Cerreta: And then Little League is going to put in money also, right?

Mr. Snyder: Yes, that was my understanding.

Mr. Cerreta: Right.

Mrs. Pucci: I hadn't heard that the Little League is going to contribute something. They haven't previously. So I...

Mr. Snyder: Well they were asked. And as I say, that's - I apologize for the term, but it's been like a little sidebar negotiation with the Little League. I don't know at what point they're at on that. I think they're working - they're going to step up and pay their share of the parking lot.

Mr. Cerreta: We've asked them in good faith to put in some money for that. So we're waiting to see how that goes.

Mrs. Pucci: I understand. My neighborhood was just a little upset when they heard that over \$200,000 was taken out of our water fund and now they're going to increase our water rates. It just didn't seem logical.

Mr. Snyder: Well, the money taken to pay for the lots out of water exploration has nothing to do with the operation of the water fund. Where - that we're looking at rate increases today. You know, those are not comingled money. That's all under one umbrella. But it is - it's money that has been set aside. Originally it will come from that, it begins there. But it does not impact the actual operation of the distribution portion of the water. I know that's hard to understand.

Mrs. Pucci: Very difficult to understand.

Mr. Snyder: It might sound like it's Greek or double speak, but ...

Mrs. Pucci: Especially when I get my water bill. Very difficult.

Mr. Snyder: I appreciate that.

Mrs. Pucci: Thank you very much.

Mr. Snyder: You're quite welcome.

Chuck Osborne. 307 Fairview Street SE, North Canton, Ohio. Mr. Snyder, I have to - your response to Mrs. Pucci has really peaked my interest here. We acquire this property; it's all green space, wooded. I see in the minutes of 1998 then Mayor Hines, in just a short response, makes a statement here in this Council that they from about March through October, which is about seven months or so, they spent the entire time cutting down trees. This is a park. Why are we decimating green space and nature? It's a park. Now we're paving all of this property. It reminds

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me of the song back in the '70's, "Pave Paradise and Put Up a Parking Lot". How is creating parking for automobiles, which convey gasoline, oils, whatever comes with the transmission fluids, all this stuff. How is that conducive to protecting our well field? How conducive it is to put all this hard surface down thereby preventing water from permeating down into the aquifer? This all is totally contradictory, all of these actions. And I see nobody in this City protecting the well field, preserving the green space, which is the reason the whole thing exists anyway. It's a park, isn't it? None of this makes sense.

Mr. Snyder: Well the existing – but presently it is used as a parking lot, it will continue to be. The only difference is, it will, an acre of that ground, and I believe that it's not a permanent surface, it's gravel.

Mr. Foltz: Right, that's correct.

Mr. Snyder: So there will be no paving on it, number one. So there is not any additional spillage of automobiles, not to say that it couldn't happen. I'm not - it could happen either way. I - you know, I unfortunately can't see out that far. But it's well within the EPA guidelines to the particular piece of ground that they're taking to still remain for the protection of the well head, because we're not going to possibly let anybody, no matter whom it is, to interfere in the protection of our water.

Mr. Osborne: Well, I would much rather see people use their own heads and their own hearts up here and their own feelings for what a "green space" is. Paving over all this stuff or accommodating hundreds and hundreds and hundreds more cars is not my idea of what I expect to see when I go to a city park. And I don't know off the top of my head very quickly, thinking all around Stark County, I can't think of any park that has this level of parking and plans more. It just is totally contradictory. And I think this Council should start to get a feeling for what is planned out there. It's supposed to be just a ball field. What are you trying to allow these people to create? My feeling, from what I'm hearing, is you'll never be able to create enough parking for what they plan to do out there. But at any rate, we should be taking care of our well field and paving over it, and making it more inviting to bring in more and more automobile traffic doesn't fit the bill.

Mr. Cerreta: Jon, may I say something...

Mr. Osborne: And losing all these trees and all this green space. Thank you.

Mr. Snyder: Thank you sir. Mr. Cerreta

Mr. Cerreta: Well from both those speakers, Mrs. Pucci too. Help me understand something here. We have a problem out there with parking. And so we're going to take a grass field that we use for parking and make it better so we don't have - it's supposed to be for you people out there that say, we have a problem parking. So now I see people up here giving us the business about why we're creating parking for you folks and making things better. And that's – so what should we do? Just get rid of the ball fields altogether? Is that what you're saying? Not create parking?

Mr. Osborne: (Speaking from audience): No, you know we're not. It's ..inaudible...

Mr. Cerreta: Okay. So, we're helping you guys by creating parking.

Mr. Fox: Mr. Osborne...

Mr. Cerreta: And I think that's what you're doing very responsible, we're taking areas that we can. We're taking money that we can and we're putting it into a place where we will help people, you know, park in areas where we didn't have parking over in the other areas there. So I just have a little problem with how you guys are approaching that. And I ...inaudible... you guys help me understand that a little bit the next time up – you come up.

Mr. Osborne: (Speaking from audience) Well, I'd like to respond ...

Mr. Cerreta: I didn't ask you to come up; next time you come up ...

(Gavel)

Mr. Snyder: Mr. Osborne, I apologize. You know there's no rebuttal on public speaks

Mr. Cerreta: Doug, did you have something to say?

Mr. Foltz: Yeah, I do...

Mr. Osborne: (speaking from audience) Twist our remarks and then not let us respond.

Mr. Foltz: We're not debating.

Mr. Osborne (speaking from the audience): This is not a debate.

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Mr. Snyder: Mr. Foltz

Mr. Foltz: First of all, I agree with Councilman Cerreta. I got involved with this to help solve a problem. We're only going to create 60 to 80 spots at the most...

Mr. Cerreta: Right.

Mr. Foltz: That's the most. It's overflow parking for the existing concerns of our residents who see parking along the streets in the neighborhood across the street. This is all above-board. I don't know what else we're supposed to do. We're being very proactive now to the complaints that we've received as Council. That I did not know it existed before we had these public hearings.

Mrs. Kiesling: And we're also trying to make it easier for the other people ...

Mr. Foltz: That's right.

Mrs. Kiesling: who are want to use the trailhead ...

Mr. Foltz: Exactly.

Mrs. Kiesling: and have nowhere to park. So we have actually two parks out there that we're trying to service, the trailhead and the ball fields. So you know we're trying to do our best to alleviate the traffic and the parking issues. And that's all we can do at this point, is try to make it a little bit smoother for everybody to come and go. And on week nights that place is not packed. Our problem is Saturdays and any weekend tournament. That is the only time that you see overflow parking on the streets and on the curbs and the blah, blah, blah. Through the week there's only so many games going on and it's not - hardly anybody parks in that grass parking lot through the week. So we're trying to alleviate our weekend issue. And I think we're doing the best we can do. And Chuck, we're not asking you to respond.

Mr. Osborne (speaking from audience): Mrs. Kiesling, you have a conflict of interest.

Mr. Snyder: Mr. Osborne, please....please....

Mr. Osborne (speaking from audience): you have a conflict of interest...

Mrs. Kiesling: Because I ...

Mr. Snyder: Mr. Osborne, if you speak out again, I'll have you removed from the Chambers. You know the rule. We do not allow people to yell from the audience. I'm asking you to conduct yourself as a gentleman. I'm a gentleman to you, please respect this body and please do not shout from the audience. Thank you.

Mrs. Kiesling: You may think I have a conflict of interest and I made it very clear that my husband sits on the Little League Board. But my son has played out there. My daughters have played out there. And I walk at that trailhead. I'm a resident of the City of North Canton and I have a right to speak my opinion. So don't say I have a conflict of interest. I'm not voting on it. I'm not swaying anybody. I'm telling you what I see out there on a daily basis as a resident and a mom of a baseball player.

Mr. Snyder: Mr. Foltz

Mr. Foltz: Yes. And to follow up, I think we've had a great plan out there with the Hoover Trail. As far as green space is concerned, you cannot have a better green space there than ball fields, which are mostly grass.

Mr. Cerreta: It's all grass.

Mr. Foltz: And you have that huge Stark Parks Plan out there. It's the most used part of the County Trail System. What else do you want? You mean, that could have been rezoned and put a Walmart across the street. That didn't happen. We didn't want that to happen. I think we've been good stewards of that property for the - for our constituents. And all we're doing here is solving problems that people come up with and complain about. It's pretty matter-of-fact. And we're doing it as cheaply as we can, you know, and plant more trees in the process. If we lose trees, we'll plant more trees. That's what we're about. I'm not going there to pave the entire green space area. That's not what this is about, creating 300 parking spots. I think we all have good intentions here, and I just think we should be recognized for that, as well as the Little League when we're coming together to try and solve some of these problems. Thank you.

Mr. Snyder: Thank you. Any other members?

Mrs. Werren: I just think -- they keep bringing up green space. And I think Chuck, people look at green space differently. Whether it's a dog park that we're accommodating people with dogs, whether it's a swimming pool, that's concrete, but that is one of your City parks. That is green space. Whether it's the trails, whether it's this, people look at it differently. And we're

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accommodating different groups by handling different situations. The issues that we're talking about right now, the parking and the noise, we've talked to the Little League about this. And those were the issues that we didn't even know about. So, this has nothing to do with lights. We're trying to solve problems that are there before anything moves forward. And I think we need to look at that. And green spaces is different for everybody.

**Old Business:**

8. None

**New Business:**

9. Mr. Snyder: Any other members of the audience wishing to speak? If not, thank you. I'll move to New Business. May I have a motion to read by title only first reading of Ordinance No. 16-13?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 16-13. All members present voting:

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

No: 0

**Ordinance No. 16-13 – 1<sup>st</sup> Reading – Personnel & Safety Committee**

An ordinance amending Section 20. COMPENSATION of Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, as amended, to establish the position of part-time Plans Examiner and rate of compensation, repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters

Mr. Peters: Yes, thank you. For those of you who weren't here last week at the Committee meeting, and Mike jump in if I screw this up, but we were paying a plans reader almost \$80 an hour ...

Mr. Snyder: That's correct.

Mr. Grimes: 75.

Mr. Peters: \$75 an hour, okay. And the reason we're doing this, putting it in the exempt ordinance as a position, part-time paid, is because we were having a hard time getting her bonded, is that correct?

Mr. Snyder: Her insurance at present exceeds her – it was about \$5600 we paid her in aggregate last year. Her insurance is greater than that – her liability insurance.

Mr. Peters: Liability. That's what it was.

Mr. Snyder: So in order for her to be covered under our insurance, under our liability, she must be an employee of the City. So she will be reduced to \$35 an hour, which in essence will probably save the City money. It will not be any greater than what we paid her last year. And it's dependent upon hopefully, that she is that busy, that we have that much new construction.

Mr. Peters: Right. Bu, we don't foresee her getting any less busy that she was in the past, right?

Mr. Grimes: I hope not. I hope we have a lot of, I hope the economy does do well. But she's right around 60,70 hours, I suppose, the last couple of years. And the last five or six years, maybe seven, she went up once to 100 hours I think or 105.

Mr. Peters: Any questions from Council before we move forward on this? We're going to do this under emergency. Okay.

Mr. Snyder: I think it's important for our members to know that we're mandated by State Law. We are a State Certified Building Department. Mr. Bowles runs that Department. And we are mandated to have a Plans Examiner on our staff or contractual basis. So we - it's not something that we can – that it's a luxury that we're just adding to staff. We have to provide that service in order to review plans here, because otherwise it would go to the County Planning Commissioner.

Mr. Peters: Thank you, sir. Well with that I'll go ahead and move to approve the first reading of Ordinance No. 16-13.

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Mr. Peters moved and Mr. Cerreta seconded to **adopt the first reading** of Ordinance No. 16-13. All members present voting:

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

Mr. Snyder: As an emergency situation exists for the welfare and safety of the residents of the city, may we suspend the rules of Council pertaining to Ordinance No. 16-13.

Mr. Peters moved and Mrs. Werren seconded to **suspend the rules** for Ordinance No. 16-13.

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

Mr. Snyder: May we adopt under the suspension of the rules of Council Ordinance No. 16-13.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt under the suspension of the rules** Ordinance No. 16-13. All members present voting:

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

10. Mr. Snyder: May I have a motion to read by title only the first reading of Ordinance 17-13?

Mrs. Werren moved and Mr. Griffith seconded to **read by title only, first reading** of Ordinance No. 17-13. All members present voting:

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

**Ordinance No. 17-13 – 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 Donner Avenue Roadway Improvements Project, at a total cost not to exceed \$290,000, and declaring the same to be an emergency.

Mr. Snyder: Chairman Griffith

Mr. Griffith: We had a good discussion about this last week. Obviously, this is money that we've approved. It's not a new project and I think Jim you want to get this underway as quickly as possible. So I urge us to move forward.

Mr. Griffith moved and Mr. Foltz seconded to **adopt the first reading** of Ordinance No. 17-13. All members present voting:

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

Mr. Snyder: As time is of the essence, may we suspend the rules of council for Ordinance No. 17-13.

Mr. Griffith moved and Mrs. Kiesling seconded to **suspend the rules** for Ordinance No. 17-13. All members present voting:

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

Mr. Snyder: May we adopt under the suspension of the rules Ordinance 17-13?

Mr. Griffith moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 17-13. All members present voting:

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

11. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 18-13?

Mr. Foltz moved and Mrs. Werren seconded to **read by title only, first reading** of Ordinance No. 18-13. All members present voting:

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

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Ordinance No. 18-13 – 1st 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 Clearmount Avenue / Fairview Street / Woodside Avenue Waterline Replacement Project, at a total cost not to exceed \$710,000.

Mr. Snyder: Chairman Cerreta.

Mr. Cerreta: Yes, this is part of our aggressive water replacement program for our infrastructure. And for those streets down there, which are in very bad need. So I move to move forward with this and approve Ordinance No. 18-13, first reading.

Mr. Cerreta moved and Mr. Peters seconded to adopt the first reading of Ordinance No. 18-13. All members present voting:

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

Mr. Snyder: I may like point out, that \$710,000 is about 1/5th of the total income on our water fund. So if someone wants to know why we're looking at possibly raising rates, on one project alone it's costing us over \$700,000. We have an annual income of about \$6,000,000. And we've done this I believe, the fourth or fifth, Mr. Chairman, you've planned for the City this year alone. Is that correct? All exceeding some \$600,000.

Mr. Cerreta: We're in need. We're in need of it. Our infrastructure is hurting. And Jim is doing a great job of scheduling things throughout the City, not just on one side. So if you look at what we've done, we've really kind of spread it out very well as far sides of the City to give everybody, you know, what they need.

Mr. Snyder: And I know in the lower southwest side, that Linwood, Oakwood, Oakridge and Rose Lane, those streets do not have the proper pressure nor do they have the proper quality of water that the rest of the City is enjoying. So we're going to be doing that which I'm very appreciative of. Thank you. Alright, we'll move to Ordinance No. 18 – excuse me, 19-13. May I have a motion to read by title only, first reading of Ordinance No. 19-13?

12. Mrs. Werren moved and Mr. Peters seconded to read by title only, first reading of Ordinance No. 19-13. All members present voting:

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

Ordinance No. 19-13 – 1st Reading – Water, Sewer & Rubbish Committee

An ordinance amending Chapter 937 of the Codified Ordinances of the City of North Canton, Ohio, specifically Section 937.01 WATER RATES, in order to provide for an increase in water rates, and Section 937.05 BULK WATER CHARGES, and repealing any and all legislation inconsistent herewith.

Mr. Snyder: Chairman Cerreta

Mr. Cerreta: Well, we had a good discussion about this last week. After reviewing what ARCADIS came in, our consultants and telling us what they think we need, we took a look at this and had a discussion last week and kind of brought this down to what we think the needs of our citizens or what we can handle. So what we're looking here is three years in a row of 5.5% increase which is about \$1.50 or so increase per month. And then after that going with the Consumer Price Index for two years, and then we take a look at it. So this is the structure that we talked about last week, which is a good structure, will really help us out with these programs that we're talking about. We haven't had an increase since 2009. And this will bring us up to date and still give us what we need. Lower than with ARCADIS had told, but what we feel is necessary for the projects that we want to do. Any other discussion on this here that we talk ...

Mrs. Werren: I think too, that you mentioned every year you want to look at it. And you said that after two years...

Mr. Cerreta: We will look at it every year. And after the five-year plan, we'll discern whether to go forward with it or not.

Mrs. Werren: Right.

Mr. Cerreta: But that gives - our five-year plan kind of matches what Jim's five-year plan is of what we want to do with the infrastructure. And that's very important to get the right water to the right customers in the right way. So I move that we go ahead and approve this Ordinance No. 19-13 in the first reading.

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Mr. Cerreta moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 19-13.  
All members present voting:

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

No: 0

**Reports - Council:**

Mr. Snyder: Thank you. Reports. Member Foltz.

Mr. Foltz: We had Rec Board Meeting tonight; possibly looking at changing the pool rate structures. There will be more information coming to Committee, not next week, two weeks from now. Had a good meeting. We have some individuals that are from the high school, that are – Council Member Peters and myself met and they want to do a fund raiser at the Skate Board Park in late May to help pay for additional equipment. They've been good stewards of the park. Very impressed with the young students and they want an atmosphere that's conducive to family outings there. And I think there's no other way to show leadership than to have our young students who use the park respect it and want to fund-raise for capital improvements there. So very impressive. And we're hoping we can work that out with our Law Director and our Administration to put forth a nice venture. So more comments will be forthcoming on that, but I was excited to see that. So good things are happening with parks and rec.

Mr. Snyder: Good. Mr. Peters.

Mr. Peters: Yeah. I have no report. Just to feedback what Doug said. One of these kids' main concerns is image. You know, they know, they're not stupid. They see other people drive – the parents drive by and look over there and you know, they know what they're thinking, troublemakers are over there. They're skate boarders, you know. And they want to put that message out there that they're, you know, they're not troublemakers. They may wear their hair a little long, but you know they're good kids. So I'm very excited to see what they put together and what we come up with over there. I will be exciting.

Mr. Snyder: Mrs. Werren.

Mrs. Werren: No report

Mr. Snyder: Mr. Griffith

Mr. Griffith: I just want to say how much I appreciate an asset like the Hoover Trail. Our middle daughter and I went out on a bike ride just last weekend when, frankly, she rode right behind me and got a little bit dirtier than I would have liked her to because she was right behind me. So but you know, she goes away from that experience and comes home and says things like, I'm really glad we have things like this. I'm glad we can go on bike rides. And I do think, obviously, we need to take balanced approaches to improving that, but that's what makes our community a community. And I, you know, think we need to make sure that we continue to be good stewards of that.

Mr. Snyder: Thank you. Mr. Cerreta

Mr. Cerreta: I attended the YMCA's 90<sup>th</sup> gala on Saturday. And they were very appreciative, Dave, of the proclamation that you made. Very well done – good job. Chief Wilder was there also. And there were a lot of good things to say about that. And so real happy for them. Just an update on the Master Plan, the gateway signs, all but one are sold. And as soon as the weather breaks, that's going to really take off. So the guy's ready to move with that. And the Rotary had their recent Chili Open and of course created more funds because chili or the Rotary is really the main, along with the Master Plan, of putting that Amphitheatre in across the street. So that's going to be one of the goals here as the Master Plan gets moving a little bit stronger for this next year is that Amphitheatre over there. So I wanted to make note of that along with, of course, the gateway signs and so on. So you'll be seeing more and hearing more about me on that. So...

Mr. Snyder: Good work. Mrs. Kiesling

Mrs. Kiesling: No report

Mr. Snyder: Thank you. I have a couple of things. I appreciate the Mayor joining me last week in sending a letter to our Representative Renacci. To which I did receive a letter back. Mayor, appreciate that. He's working, you know, relative to the Zimber. He's contacting, again, the Army Corps hoping to advise us in the near future of what they can do. I did just today, speak to Representative Schuring and he's been working with myself and the Mayor's office relative to a State Emergency Management to purchase some of those properties that are impacted. And that's a little ways down the road, so we've identified the homes. Unfortunately, he called me on his way to Columbus. The deadline for filing for the grant is Friday, which makes a little bit of a strain on both our Engineer and our Economic Development Director quasi Permits Inspector. So Bob Fonte, who is head of the parks, has stepped up. Bob is very familiar with that project in as much as he did the pathway and others. And Bob will be our lead agent and he'll write the grant to

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the State Emergency Management revolving along those homes. So those people will be represented. And tentatively speaking, on the 28th of March, we'll have representatives hopefully from the Army Corps, Representative Schuring, people from the Commissioner's Office, City Administration, inviting those people from that area to the Civic Center for an update. Most of them are impacted very heavily because of the flood maps. The insurance has to be paid monthly to their lending organization. It makes it difficult to convey the property to sell it. They get buyers and then all of a sudden, it's two or three hundred dollars more a month for the - that. So we're working on that. But and everybody is welcome to come there and see what's going on. So that's one thing. And, to the general audience, I think, when is the Planning Commission? Is that the 6th or the 6th of March.

Mrs. Kiesling: Yes, the 6th of March.

Mr. Snyder: That will be considered at that time and we encourage and welcome people to come to that meeting here at City Council Chambers at 7 p.m., I believe. At which time the Planning Commission will review that parking lot. That has to go through, as it is a conditional use, to the P and I (Parks and Institutional) District. So please come. You're input is very important. And I'm sure somewhere along the line there is some middle ground that can be reached for everybody's satisfaction. And please do that. Director of Law.

Reports:

Mr. Fox: Yes, sir. Last week we discussed a letter of resolution in opposition of House Bill 5, that's the uniformity in income tax. It was in the -- in the previous General Assembly it was 601. And this is basically, as we've talked about, looking for uniformity in income taxes. That letter is written. We're waiting for a couple of numbers. Director of Finance Office is putting some numbers together to really show how that will impact the City of North Canton. So once we have those in, we'll have that ready. Also, again actively pursuing income tax. For some previous years, we had about 15 folks for Mayor's Court this evening representing about 75 years of, you know, once you consolidate it, of income tax returns and each one of those is turning in their documents and we're formulating if it's, you know, excessive, payment plans for those, but absolutely trying to bring all those in line and then we'll much easier move them forward.

Mr. Snyder: Good, thank you. Director of Finance

Mrs. Alger: Just to report the State Auditors have started this - the Audit for 2012. And they'll be here for a couple of weeks, then they're going to leave and then they'll come back to finish it. So, right now they're here.

Mrs. Snyder: Good.

Mrs. Alger: That's it.

Mr. Snyder: Director of Administration

Mr. Grimes: After your letter was sent off, the Engineer and I have been invited to a meeting this week with Muskingham Water Shed and the Army Corps. So I think that did some good. And we're going to go there and represent us there. Also, we did, both the Engineer and I, met with Bob Fonte of Stark Parks. He wanted to assure us that what they're doing with the building down at Pathway will not cause us anymore water problems. We're trying to convince him to dig it even deeper down there if he can, and hold as much water as he can on that property.

Mr. Snyder: Can you give him a map to China, maybe?

Mr. Grimes: Thank you.

Mr. Snyder: But we appreciate it. And we do very much appreciate all the administration and engineering input into that because obviously "the squeaking wheel gets the most grease", on that. But thank you for that. Appreciate it. Mayor.

Mayor Held: Yes: Over the weekend I know Councilman Cerreta and I both attended the Le' Miserable play in North Canton. And I was initially amazed at how excellent the acting and the performing was. And I thought my gosh, what a challenge to keep the play in sync with the soundtrack. Then I later learned that it wasn't a sound track. It was a live orchestra from the students. And so the organization and the planning and the execution was absolutely incredible. It was non-stop and very entertaining and we've got, there's a tremendous amount of talent that we have in North Canton. In addition to that, we did have, some of you may have seen on the national news where there was a special needs individual that had Downs Syndrome that was in a movie theatre and had watched the movie "Zero Dark 30", and he apparently liked it so much that he didn't want to move. And so the attendants had asked him to move and then the police officers had, you know, tried to get him to move out of his seat. And of course, he refused and they arrested him. And unfortunately he got into such a hyper state that he ended up being asphyxiated in the incident, which is a terribly, terribly sad situation. And of course, I'm mostly sensitive to it because our youngest daughter has Downs Syndrome, and she's eight. And usually what happens

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is people with special needs, whether it's Autism or Downs Syndrome or any sort of disability, they can - they get into such an excited state over sometimes trivial things, that they can't catch their breath or they can't breathe. But the sad part about this is the police officers, of course that certainly wasn't their intention, but it's just a misunderstanding and a lack of knowledge as far as how you handle individuals whether it's an adult of a child with special needs. So the good thing - on a good note, positive note here in North Canton, we already have our police officers that are in training to deal with individuals that have special needs. They have an online training course in order to better understand how to manage those individuals. And in addition to that, what we're going to do is, Mayor Perry in Massillon, and also the Mayor of Stow - Mayor Perry's child has Downs Syndrome. They were born within the same month of my daughter, she was. And then the Mayor of Stow has a child with Autism. And the Summit County Prosecutor has a son with Autism. So there are a number of people out there that have individuals with special needs. And Councilman Werren, your brother has a child with Downs. Right? And so I think a lot of it is just trying to bring greater awareness. And we are in the process of working on that so that you don't have police officers or fire, or EMS or any emergency officials that are in that situation where their lack of knowledge or understanding takes a situation that could be managed very easily, but then without that, you know, escalates into a fatality. So on a good note, we're already proactively doing that training here in North Canton. And we'd like to expand it and just bring a greater awareness. So, I just thought I'd bring that up. So that's all I have.

Mr. Snyder: Thank you, Mayor. Mr. Engineer.  
Mr. Benekos: No report this evening.

Mr. Snyder: Madam Clerk. Nothing?  
Mrs. Kalpac: No, thank you.

**Final Call For New Business:**

Mr. Snyder: Last call for business with Council. If not, I'll entertain a motion to adjourn.

**Adjourn:**

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

The council meeting adjourned at 7:39 p.m.

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PRESIDENT OF COUNCIL

ATTEST:

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CLERK OF COUNCIL

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