

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

Minutes of

Meeting

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

Held Monday, April 120 13**Call to Order:**

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

Roll Call:

2. Mr. Snyder: Will the Clerk please call the roll?

The following members of council responded to roll call for the special council meeting:
 Cerreta, Foltz, Griffith, Kiesling, Peters, Snyder, Werren.

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

3. Mr. Snyder: Thank you. May I have a motion to read by title only, the second reading of Resolution No. 23-13?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, second reading** of Resolution No. 23-13. All members present voting:

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

No: 0

Resolution No. 23-13 – 2nd Reading – Finance & Property

A Resolution by the Mayor and Council for the City of North Canton, strongly opposing the Ohio General Assembly's passing of House Bill 5, which proposes uniformity measures for municipal income tax in the form of unfunded mandates that will result in a substantial loss of municipal revenue, and declaring the same to be an emergency.

Mr. Snyder: We spoke to this. We'd like to send this resolution down just showing that we're in opposition to having a general collection of the income tax outside of the way it is today. Are there any questions on that? If not, I'll entertain a motion to adopt the second reading of Resolution No. 23-13.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt the second reading** of Resolution No. 23-13. All members present voting:

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

No: 0

Mr. Snyder: Since time is of the essence, I would like to suspend the rules of council for Resolution No. 23-13.

Mrs. Werren moved and Mr. Foltz seconded to **suspend the rules** for Resolution No. 23-13. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under the suspension of the rules Resolution No. 23-13.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under the suspension of the rules** Resolution No. 23-13. All members present voting:

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

No: 0

4. Mr. Snyder: May I have a motion to read by title only, second reading of Ordinance No. 24-13?

Mrs. Kiesling moved and Mr. Cerreta seconded to **read by title only, second reading** of Ordinance No. 24-13. All members present voting:

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

No: 0

Ordinance No. 24-13 – 2nd Reading – Finance & Property

An ordinance accepting the recommendations of the City of North Canton Tax Incentive Review Council ("TIRC"), concerning the agreements granting exemptions from property taxation, to continue four of the existing Community Reinvestment Area ("CRA") agreements and declaring the same to be an emergency.

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Mr. Snyder: We spoke last week. We presently have four remaining; we eliminated one, we had five. The four are well in compliance, both with the amount of the employees and the amount of revenues of tax, payroll tax. And I'll entertain a motion to adopt the second reading of Ordinance 24-13.

Mr. Cerreta moved and Mrs. Kiesling seconded to **adopt the second reading** of Ordinance No. 24-13. All members present voting:
 Yes: Werren, Cerreta, Foltz, Griffith, Kiesling, Peters, Snyder
 No: 0

Mr. Snyder: As time is of the essence, we'd like to file this with the state, can we suspend the rules of council for Ordinance 24-13.

Mrs. Kiesling moved and Mrs. Werren seconded to **suspend the rules** for Ordinance No. 24-13. All members present voting:
 Yes: Cerreta, Foltz, Griffith, Kiesling, Peters, Snyder, Werren
 No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 24-13.

Mrs. Kiesling moved and Mr. Cerreta seconded to **adopt under suspension of the rules** Ordinance No. 24-13. All members present voting:
 Yes: Foltz, Griffith, Kiesling, Peters, Snyder, Werren, Cerreta
 No: 0

5. Mr. Snyder: Thank you. May I have a motion to read by title only, second reading of Ordinance No. 25-13?

Mrs. Werren moved and Mrs. Kiesling seconded to **read by title only, second reading** of Ordinance No. 25-13. All members present voting:
 Yes: Griffith, Kiesling, Peters, Snyder, Werren, Cerreta, Foltz
 No: 0

Ordinance No. 25-13 – 2nd Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an amended Canton-North Canton Sewer Agreement Supplement by and between the City of North Canton, Ohio, ("North Canton"), and the City of Canton, Ohio, ("Canton") for the Phosphorous/Total Nitrogen and Miscellaneous Improvements Project (MBR Procurement and construction) to the Canton Water Reclamation Facility, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta.

Mr. Kiesling: Actually, it's under you...

Mr. Snyder: Oh. That should be water. Alright, I'll report on it.

Mrs. Kiesling: They were backwards.

Mr. Snyder: Is that what it was?

Mrs. Kiesling: No, it's not you. It's fine.

Mr. Snyder: Actually, you knew last week we had Mr. Mills from the City of Canton along with Bill Bartos. He trained up here and then he went down there and showed them how to do it. So he came back to let us know how well he was trained. But this agreement originally started out to be about 7½% and it's now down I think, to 2½%. Correct?

Mr. Benekos: Correct.

Mr. Snyder: And this is an agreement that we have with the City of Canton. It's our share of the amount of waste going to the treatment plant. It's about an 85 million dollar project. These costs will not ...inaudible... to the City until the first money begins to be, until the debt service begins. However, we're going to pass this. We'd like to pass this. We had one reading we passed, this is the second reading. I'd like to pass it. I realize they wanted an emergency, but we have other matters that we're dealing with so we would like to have the Mayor speak to the Administration in Canton regarding those. So we will consider this again, if the Mayor is successful by next Monday, for the third reading leaving an emergency in there which won't come effective, and that's, if the Council concurs, we'll leave it at that.

Mr. Foltz: So we'll just pass the second reading?

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Mr. Snyder: Second reading tonight, and then move it along, and then – Mr. Engineer, will that work in the timeframe that way?

Mr. Benekos: Yes, it will.

Mr. Snyder: Okay. Thank you. And, any other questions of the Council?

Mr. Foltz moved and Mrs. Kiesling seconded to adopt the second reading of Ordinance No. 25-13. All members present voting:

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

No: 0

Adjourn:

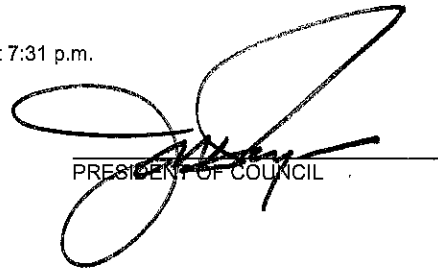
6. Mr. Snyder: Okay. Rules of Council prohibit any other business to be done in a special meeting, so I will entertain a motion to adjourn.

Mr. Foltz moved and Mrs. Kiesling seconded to adjourn the Special Council Meeting. All members present voting:

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

No: 0

The special council meeting adjourned at 7:31 p.m.



PRESIDENT OF COUNCIL

ATTEST:


CLERK OF COUNCIL

4/3/13-bkp