

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Call to Order:

- 1. The council meeting was called to order Monday, July 8, 2013 at 7:05 p.m. 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: Foltz, Griffith, Kiesling, Peters, Snyder, and Werren. Council Member Cerreta was not present for the meeting.

Also present were: Mayor Held, Director of Administration Grimes, Director of Law Fox, City Engineer Benekos and Clerk of Council. Director of Finance Alger was not present for the meeting.

Mr. Snyder: May I have a motion and second to excuse the absence of Councilman Cerreta?

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

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

Mr. Snyder: At this time, I would like to entertain a motion and second to adjourn for a short executive session to discuss the compensation of a public employee and an elected official.

Mr. Griffith moved and Mr. Peters seconded to adjourn into executive session to discuss the compensation of a public employee or an elected official. All members present voting:

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

Mr. Snyder: We'll be right back. We'll have a temporary adjournment.

Mr. Snyder: Do we got everybody present? Okay, we're back from executive session. May we have a motion to reconvene the regular meeting from executive session?

Mr. Foltz moved and Mr. Peters seconded to reconvene the regular meeting at 7:40 p.m. All members present voting:

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

Consideration:

- 5. Financial Statement – May, 2013

Mr. Snyder: The time is 7:40 p.m. and we're back on the record. The first thing is a motion and second to approve as presented, the financial statements from May 2013.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Mrs. Kiesling moved and Mr. Foltz seconded to approve as presented, the financial statements for May, 2013. All members present voting:

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

No: 0

**Committee Minutes:**

6. Mr. Snyder: May I have a motion and second to approve as presented, the following committee report minutes: Community & Economic Development; Finance & Property; Personnel & Safety; Ordinance, Rules & Claims; Water, Sewer & Rubbish all held July 1, 2013?

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

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

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 July 1, 2013.

**Finance & Property Committee:** Please refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held July 1, 2013.

**Personnel & Safety Committee:** Please refer to the minutes on file in the Council Office of the Personnel & Safety Committee meeting held July 1, 2013.

**Ordinance, Rules & Claims Committee:** Please refer to the minutes on file in the Council Office of the Ordinance, Rules & Claims Committee meeting held July 1, 2013.

**Water, Sewer & Rubbish Committee:** Please refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held July 1, 2013.

**Recognition of Visitors:**

7. Mr. Snyder: At this time, the Council will entertain anybody wishing to speak. Please step forward to the podium, state your name and address for the record. And please understand the council rules permit you five minutes. There is a timer here which will begin when you begin to speak, at which time it will begin to flash when you are nearing your five minutes. Anybody wishing to speak, please step - ladies.

Susan Meadows: Hi, my name is Susan Meadows. 232 6<sup>th</sup> Street NE, North Canton.

Marilyn Davies: I'm Marilyn Davies. 1121 Southwoods Lane SE, North Canton.

Ms. Meadows: Go ahead.

Mrs. Davies: We were just here. I talked to Matt Johnson at the pool today, and he said that something was being brought to Council tonight. And so I said, oh, well I'll be at Council so I can hear what's being brought to Council about keeping the pool open until Labor Day. Does anybody know? Should we sit down?

Mr. Fox: Just a ...

Mr. Snyder: Just to my knowledge, unless something from Administration is new...

Mr. Fox: Just a reminder, ma'am that with the public speaks, they won't address you until you're completed and take your seat.

Mrs. Davies: So I we should sit?

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Mr. Fox: Yes, ma'am.  
Mrs. Davies: Okay.

Mr. Snyder: Thank you, girls. Director Grimes, is there anything new relative to ...

Mr. Grimes: We did check our availability with the lifeguards. We're going to be about eight lifeguards down towards the end. We are going to check with the Y. Matt and Jim and I spoke today. I don't have much hope of getting them from the Y, so we're also going to figure out another area that we can get them. So, but we're going to work to keep the pool open as best we can. So...

Mr. Snyder: Pool open.

Mrs. Werren: Mike, is there a way to keep it shorter staffed, or does your pool regulate that you have to have so many on duty ...inaudible... your size?

Mr. Grimes: It's the size of it and how many that we have. And I'm talking the eight before we would have to start counting how many people get in. We're trying to avert that like we did last year ...

Mrs. Werren: Right.

Mr. Grimes: so we can just open the pool and have folks there, so...

Mr. Snyder: Chairman Foltz.

Mr. Foltz: Yes, I did bring it up at the last Rec Board Meeting with Mr. Davis and the existing Board. I know he's working to evaluate everybody as far as the lifeguards work schedules. I would suggest is there a way to advertise, just short-term, just to see who might be available with other pools in the surrounding area to see if that is an option. We'll put that on the table and see if maybe Administration can review that and see if that's a way that we may solve this issue to maybe have this open through Labor Day. Thank you.

Mr. Griffith: Do you mean - are we eight short? I mean ...

Mr. Grimes: Towards the end of the year, we'll be eight short to keep the pool completely open like we would like. So the bad news is we've had this on and off rain forever and you know we've had to close the pool a couple of times. The good news from that is though that we do have funds so we may be able to hire without a problem towards the end of the year.

Mr. Peters: I've got a question. The criteria that we use for lifeguards, if you're -- say for example, you're at Malone or Walsh and you're on the swim team or diving team, I mean does that - is there a certain criteria that...

Mr. Snyder: A certificate.

Mrs. Werren: They have to be certified.

Mr. Grimes: They have to be certified. They have to bring their certification -- certifications in before we even let them do anything. So, right at the hiring place.

Mr. Peters: Is that an option, maybe going to some of the local colleges?

Mr. Grimes: There's no option. You've got to be certified. And safety comes first, that's the way we'll approach it ...inaudible...

Mr. Peters: Oh, yeah, I get that.

Mr. Grimes: Yeah.

Mr. Peters: But is there -- is it an option to go to maybe some of the local colleges that -- where these kids have come in...

Mr. Grimes: Oh, yeah. We'll reach out wherever we can reach out ...

Mr. Peters: Okay.

## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, July 8

7:00 p.m.

20

13

Mr. Grimes: and we'll get it advertised out there. And, you know, our goal was to try to keep the pool open, you know, through Labor Day. And that's what we're hoping to do this year.

Mr. Snyder: Okay.

Mrs. Shemenski: You guys took my five minutes. I never see anybody at the pool in the evening.

Mr. Snyder: State your name and address for the record.

Mrs. Shemenski: My name is Patricia Shemenski. 204 Sutton Avenue NE, North Canton, Ohio. I've lived there for 43 years. Raise your hand if you've ever seen more than five raccoons in your back yard late at night. Nobody? Well, a couple of weeks ago I saw five young raccoons in my back yard. I feed the birds and have two bird feeders. This was the second time in two weeks that I had seen five raccoons at once. And this is not even a mile from here. Back In August 2006, I made an appeal to the North Canton City Council to reinstate paying for the services of a certified trapper who would trap nuisance animals - raccoons, skunks, possums, groundhogs, etc. Of course, they declined. But, since early 2010 when I started counting, my husband and I have paid over \$4,000 to ODNR (Ohio Department of Natural Resources) licensed trappers to capture 119 nuisance critters. This is 47 skunks, 41 raccoons, and 31 possums, 19 different animals just since this March. The critter count and dollar amount is probably twice that amount as we paid trappers for at least three years before that, but I did not start keeping a head count until early 2010. I think the City of North Canton should reimburse us for at least some of these critters because some of them may live inside the city sewer system. Our neighbors who live in the Sutton, Briar, Weber Avenues neighborhood should also share in the cost of trapping these animals because we've kept the animals from destroying their property. But some neighbors care more about the poor little animals than they do about the damage the nuisance animals can cause. I have been cursed at and called terrible names because we have the animals trapped and euthanized, which is the law. North Canton does not have a law or ordinance regarding the erecting/building of storage sheds or other structures or outbuildings in residential neighborhoods, there should be. The sheds and structures should be placed on solid foundations made of concrete or gravel or concrete paving squares, etc. to prevent nuisance critters from burrowing under such structures as they did with the shed that elderly neighbors put down. I have a vegetable garden that will soon be producing tomatoes, beans and other produce. There is a two-foot fence around that garden, but that will not prevent raccoons from climbing over that fence and decimating my garden. Even if those five raccoons should be captured in the near future, the critters just keep coming and coming. We have seven grandchildren, six of whom still have college ahead of them. We are helping to pay their college expenses. We cannot afford to continue to pay a trapper to catch nuisance animals that come to our yard from all over the Northeast neighborhood. I will stop feeding the birds once the seed base that attracts the nuisance animals is gone, those critters can roam the rest of the neighborhood and cause destruction elsewhere. The only permanent and legal way to eliminate the nuisance animals is to pay licensed trappers. We cannot shoot BB or pellet guns in the City limits. We cannot even use paintball guns to scare the animals, which ODNR says would be inhumane. The police won't allow paintball guns anyway. Which what I'm asking for and hoping for is that the City of North Canton does something about trying to eliminate the habitats of these nuisance animals. Make it mandatory, if it isn't already, that all, all storage sheds and other outbuildings of any size be erected on permanent foundations that will help prevent animals from burrowing and living under those structures at least for a number of years. Several animal species are content to live with each other in those burrows. Ask North Canton residents to inspect the perimeters of any sheds and outbuildings for evidence of burrowing and do something about it. Another thing I want to talk about, I'd like to see a ban on hand-held cell phones while driving. And is Ben Suarez living up to his deal that he made with the City? Is he still getting a tax break and not having enough people working for him? You know just there's just too many animals, and we're paying a guy \$35 each time he hauls away an animal, and that's just too much. We've been doing that for like 6, 7 years now, and you know we want to be able to give donations to charities and all this kind of stuff, and not pay my husband's retirement fund. He's 75 and I'm 70. We can't keep doing this. Thank you.

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Mr. Snyder: Thank you, madam for your comments. Okay, anyone else wishing to speak to the Council?

Mr. Osborne: Am I recognized, Mr. Snyder:

Mr. Snyder: Yes, sir. Go ahead.

Chuck Osborne. 307 Fairview Street SE, North Canton, Ohio. I just wanted to comment on today's article on the front page of the Repository. I kind of think it's a sad commentary on the City of North Canton, regarding the brick walls that are falling and falling. Apparently there's no estimate yet on the cost to repair or move or replace the brick walls. And Mr. Snyder, they quote you here in the press that it comes at a bad time because financially we don't have the resources we had 10 to 15 years ago. This is probably beyond the number I can count when I continually hear that this City doesn't have resources or its finances are dwindling. I'd like to see the City conducted in a manner that reflects your repeated statements that we're in dire financial shape. Also, I think it reflects poorly on past Council decisions. It says here that none of the walls were built with proper drainage or foundation. And Mr. Snyder you're quote here is, "I don't think we thought long enough what we were going to get involved in." We have seven people on this Council. They have seven different walks of life. I would think that they would bring their own life experiences and add to the debate. But, there is no debate up here. None. One hundred percent of the ordinances that have been passed by this term of Council have passed unanimously. Not one dissenting vote. Not one question. So, I just think the article on the front page of the Repository reflected very poorly on the City of North Canton. It's how government is conducted, how decisions are made, and I wish we could do better. Thank you.

Mr. Snyder: Thank you for your comments. Anyone else wishing to speak to the Council?

Glenn Sailor, Jr.: 340 Reed Avenue NW, North Canton, Ohio. I've got five minutes to speak so I don't need to rush myself here. I won't use the five minutes. But, I'm a little bit concerned about the use of emergency legislation to pass things in this council. I just use tonight as an example. You have 1, 2, 3, 4, 5, 6, 7 pieces of legislation, six of them are termed emergency. I think that if my dad was still alive and I said, dad, I've got all these emergencies, he'd look at me and he'd say, that's pretty poor planning on your part. And especially number 8 regarding pay raises to city employees, there is no reason that any reasonable person should consider that emergency legislation. If you guys wanted to pass that, you could have very easily started that in May or whatever, and had that passed as normal legislation. The other thing that quite upsets me is the fact that there is no open debate in this council office. You guys go behind that wall there in executive session, and I understand that sometimes that you need to have executive sessions, but then you guys come out here and there is no debate or discussion at all. And that's what Chuck's talking about, you have the 7-0 votes and 6-0 votes because some people aren't here. And that's another subject for another day. So hopefully, and we're going to find out here in a couple of minutes, whether you guys have enough respect for yourself and for the people of this community, and you realize that number 8 on the agenda for tonight is not emergency legislation. And I'm willing to argue on different things as far as whether they're emergency or they're not emergency. And reasonable people can disagree upon a lot of these things, but on this one I can't find any justification how this can be deemed emergency legislation. So whether you've already made up your mind or not, I don't know, I'm not a mind reader. So maybe what I'm saying is a moot point. Maybe you've already decided that it's not, you're not going to do anything with it. Or maybe you've already decided that, hey screw the public, we're going to go through and make it emergency legislation. And if that's the way you feel about it, then I hope you can live with yourself. Okay, because if that's what happens tonight, you guys have lost all credibility with me. Okay? And, maybe you don't care. Okay, and that's fine. But you'd better think about what you're doing and the kind of precedent you're setting if you're going to let this pass as emergency legislation because it's not good. It's not good. And hopefully every one of you people there sitting in the audience, that you talk to your neighbors and friends and you tell them what's happening up here in council and you get more people here to see what's happening, because it's not good. And you know when I was a little kid I knew they played dirty politics in Washington, but I never thought it would happen in North Canton, but it does. It happens wherever you live at the local level, the state level, whatever. Okay? And I know you guys looking at me, oh, this guy doesn't

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, July 8

7:00 p.m.

20

13

know what he's talking about; I don't care. So be it. Okay? I'm going to let my time run out. I'm going to stand up here for the whole five minutes just because I want to take the whole five minutes. So, I'm counting down right now, 13, 12, 11, 10, 5. I thank you very much for your time. I'm going to stay up here until my time runs out. Thank you very much.

Mr. Snyder: Anyone else wishing to speak to the Council this evening?

Larry Tripp: Sorry, my glasses broke. My name is Larry Tripp, 1127 East Maple. Thank you, I enjoyed your speech, and I'm sure.....

Mr. Snyder: Sir, sir, please. Do not address anybody in the audience, sir. You address your comments to me as President....

Mr. Tripp: I tried that last week. Okay. Approximately 9, 10 weeks ago, during an April Council Meeting, I appeared before this Council and voiced my concerns and objections for additional parking at the Little League Ball diamonds on East Maple Street. During the course of my presentation, I attempted to question certain members of Council on matters pertaining to this subject, and was denied by the Council President and Law Director. Taking this in stride, I finished my thoughts and returned to my seat. While returning, a question was directed to me by Councilman Peters. The question was raised, and when I asked if I could answer, if I could reply, I was told in no uncertain terms by the Law Director and Council President, "no". "no". At that time, I thought to myself, what a way to run a meeting. I said to myself, this is my last meeting I will attend, because in no way am I going to be belittled for viewing my thoughts. After the meeting, I was singled out by the Law Director, at which time he apologized to me. My first words to him were, you should apologize. And, I'll say it again, you should have apologized. I still remain uncertain as to whether he was apologizing for his and Council President's actions or apologizing because a council member asked a citizen of his ward a question. Nevertheless, I left that meeting with the thoughts of not to return again and be belittled, wondering who runs Council meetings, and three, wondering why would the Law Director, an employee of the City, now attempts to be a focal point at council meetings. Then on June 15<sup>th</sup>, I read an article about an impasse between Council and the City Planning Commission. Planning Commission voted no for additional parking and Council retaliates, or in my view, belittles the Planning Commission by having the Law Director review the zoning code and clarifying same to allow Council the authority to override the Planning Commission. Then quotes by Council Members, "this has been government at its worst" and another saying, "I would expect North Canton to do the right thing." I would think quite the opposite. I would think this is how government should work, citizens viewing their views. A Planning Commission doing their work and voting for what they consider, in this case, a project not worthy for community enhancement or in other cases voting for projects that will enhance the community. I would certainly hope this becomes a dead issue because it's now my understanding league play is over and tournament ball in progress. Lastly tonight, you will undoubtedly vote for a major pay increase for Council. Ladies and gentlemen, if you - I don't begrudge a pay increase for anyone, but in this case isn't this really belittling the citizens of North Canton. Wasn't it just last election that North Canton voters overwhelmingly voted to stop paying insurance premiums for part-time employees? A vote for this pay increase negates the voice of North Canton. A vote for this pay increase under an emergency vote assures minimum compliance to qualify for Ohio State retirement benefits. This is what I consider government at its worse. So members of Council, if each of you truly feel that the Planning Commission denial of additional parking was unjust, and that citizen participation and comments were unjust, and that this is government at its worst, by all means vote yes when this matter next presents itself. Believe me, it will. And members of Council, as you will undoubtedly vote tonight for a pay increase, by all means, vote yes if you truly believe that this in some way does not belittle the citizens of North Canton, that this is a topic of such importance that it must be voted on an emergency basis because it enhances the safety and welfare of North Canton. Thank you.

(Bell signifying five minute rule)

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Mr. Snyder: Thank you. Anyone else wishing to speak tonight? Alright, seeing none, we'll move to Old Business. I need a motion and a second to read by title only second reading of Ordinance No. 47-13.

**Old Business:**

8. Mr. Peters moved and Mrs. Kiesling seconded to **read by title only second reading** of Ordinance No. 47-13. All members present voting:  
Yes: Werren, Foltz, Griffith, Kiesling, Peters, Snyder  
No: 0

**Ordinance No. 47-13 – 2<sup>nd</sup> Reading – Personnel & Safety**

An ordinance establishing the rates of compensation for elected officials of the City of North Canton, Ohio, effective December 1, 2013, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters

Mr. Peters: Yes, thank you. This will become effective December 1, 2013, it's not midterm. It is for council a \$200 a month increase. And I fully support this, so I'll motion to approve the second reading.

Mrs. Kiesling: And for the Mayor, as well, correct?

Mr. Peters: Yes.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt the second reading** of Ordinance No. 47-13.

Mr. Snyder: Any comments?

Mr. Fox: I will point out that I have seen a couple folks that spoke out against this. These are generally the same folk that speak out of nearly everything that is before Council. However, when other groups, especially the bargaining units were bargaining for the City for raises that average between 2 and 3 percent for each year for the last eleven years when Council chose not to take raises, no one spoke out against those raises. They probably weren't even aware that they were happening. Then at the same time weren't aware that Council was deferring on their own raises, but had no objection for that, but certainly at this point with the way this is going forward with the two readings this is before Council for an entire month, four weeks this has been out there. They have reasons why it needs to be on an emergency to meet the Board of Elections' requirement to meet our charter requirement to place this so it can be enacted into law to set the compensation levels for not this slate of Council but those that will be elected for December 1<sup>st</sup> of this year and will run for the next two years. So with all of the drama and breathlessness of this, I wonder why there wasn't concern when Council chose not to give themselves raises for the next slate. Why no one spoke out in, hey, aren't you forgetting someone? Aren't you forgetting the next slate of officials that will run for Council? Meanwhile, our City Council falls further and further behind. It's about one quarter of the same salary for the same responsibilities and duties as our neighbors in Canton. And yet at this time, the same folks that will again speak out for just about everything that is before Council, can't resist the opportunity again to take another hack at our Council members for this. But as I said, it's been out here for a month and I can count on a couple of fingers the folks that I've heard complain. Yet plenty of that I've heard that they weren't aware just how far behind it was their peers that serve accordingly. So I just wanted to make sure I put that on the record.

Mr. Snyder: Thank you.

Mr. Peters: And I do have a motion on the floor, I'll wait for a second, but you know....

Mrs. Kalpac: Mrs. Kiesling seconded.

Mr. Snyder: There was a second.

Mr. Peters: Oh, there was a second?

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10146

Held Monday, July 8 7:00 p.m. 20 13

Mr. Snyder: This is debate.

Mr. Peters: Okay. You know to your point, and you talked about the vocal minority, you know, the one leading the vocal minority, you know is on record. And we've got new folks in the audience here, you know that weren't here in the prior discussions. The last raise that Council got was in 2002. And in that vote, you know, Mr. Osborne voted no. Now on the face, you think he voted no because the raise wasn't justified for an elected official. But no, he voted no because it wasn't enough. And this is all public record, the meeting May 28, Tuesday, 7 p.m. 2002. And I have a copy here if anyone would like to see it after the meeting, you're more than welcome to. But he gives a wide array of reasoning why that last increase was not enough. Now there's been comments that we're doing this – this is an injustice, we're belittling the residents of the City. If we were to be politically – , if we were going to be shysters about it, we would have done it at the beginning of this term and put two years between the time we did it and the next election. We're up against this upcoming election. Okay. If we were trying to be anything but aboveboard about it, we would have done it two years ago, if we were self-servant. We're not. I can speak for myself. I'm not. And I think the folks that live in my ward here that have spoken against it, and I know that there are some that are in this audience that haven't spoken against it, but I know where they stand on it. You know where I stand on it. You know where I'm coming from. This isn't self-serving, not at all. I will read, and I quote, "Mr. Osborn, if you figure just the cost of living increase, this is not going to be effective for another year and a half and the pay scale continues to fall behind the rate of inflation." Then Mrs. Kiesling asks him, quote: "...so you'd like it higher....?" And Mr. Osborne, quote: "...you know when people spend in excess of \$5,000 and there's an individual in this room that spent in excess of \$5,000 four years ago, and I know there are some council people who spend a good 30 to 35 hours a week, the position should pay a little bit more." Now, I can only speak for myself, and this is on my committee and I fully support this. And, I'm putting it out there right before the election. But I'll tell you this, never once have I come to anybody in my ward and asked for any sort of campaign contribution, I've paid for it out of my own pocket, over \$8,000 through all the elections – lost some, won some. My own money - didn't ask Mr. Bertch, didn't ask Mr. Tripp. So I move forward with this with a clear conscience. That's it. Thank you.

Mr. Snyder: Any other comments?

Mr. Peters: We have a motion and a second.

Mr. Snyder: That's right.

All members present voting:

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

No: 0

Mr. Snyder: Let me read the reason that we're running this on an emergency, as they said it's been done by two readings. So everybody understands, I've heard people in the audience over the last four weeks saying that I didn't know what I was talking about relative to the filing. It says clearly in the Charter article. "The compensation of the Mayor and each member of Council shall be fixed at least 30 days prior to the filing date of the nominating petitions for the terms beginning on the next succeeding first of December, and shall not be changed during the term of office or any part thereof." It's incumbent that this be passed on emergency that it reach the 30-day period which is August the 7<sup>th</sup> at the Board of Elections, otherwise, it would not go into effect. It would be illegal. So consequently it has to be done. Time is of the essence. It is done that way whether you interpret the emergency, it is an administrative action unchallengeable by referendum in the first place. It is not an ordinance that's challengeable by referendum if you had 30 days. It is an administrative action, the *Ohio Revised Code* permits that. So consequently we are not trying to stifle any member of the community by putting this through. The Mayor and I have talked about this for 7 or 8 months. I'm privileged every day to see the finances of this City, and when it was determined that it could support \$1600 a month in increases for its elective officials, at that time I went to the Personnel Committee, and at that time it was decided by 7 members of Council to place this on the agenda. Unfortunately, we did not have a year and a half to do it in, so that is the reason for the emergency. It's not to hide referendum. We stand for referendum every two years on the 7<sup>th</sup> day of November as every elected official does. And at that particular time, I'm



RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

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

Held Monday, July 8 7:00 p.m. 20 13

well aware of what it's about. And we stand for election based upon your elected votes cast. So that's the referendum that we'll all stand for in the next couple of months. With that being said, may I have a motion ...

Mr. Peters: Mr. President ...  
Mr. Snyder: Yes, sir.

Mr. Peters: One last thing. You are he - Mr. President Snyder is in receipt of a text from our esteemed colleague that is not here today. And just to afford any sort of rumor, he's not here for good reasons. We did not keep him away because we thought he was going to be a no vote.

Mr. Snyder: That's right.

Mr. Peters: If it's okay before we vote on it, if I have the blessing of Council, I'd like Mr. Snyder to read Mr. Cerreta's comments.

Mr. Snyder: I received this text at about 5:30 this evening. It said, "Jon, I'm out of town in Arizona this week, and I will not be there. Could you please read this after the vote for Council increases tonight to show my support as you see fit." And he writes, "sorry I cannot be there tonight. This meeting with my wife was scheduled 30 years ago, as tonight is my anniversary. I commend our team for having the courage to move forward on this increase for Council. This should help attract better participation for future Council leaders and members." Signed, Mark Cerreta.

Mr. Peters: Thank you.

Mr. Snyder: Okay. May for you to suspend the rules of council due to the fact that there is a filing deadline within a 30-day period and time is of the essence.

Mr. Foltz moved and Mrs. Kiesling seconded to **suspend the rules** for Ordinance No. 47-13. All members present voting:

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

Mr. Snyder: May we have a motion to adopt under the suspension of the rules for Ordinance No. 47-13.

Mr. Foltz moved and Mr. Peters seconded to **adopt under the suspension of the rules** Ordinance No. 47-13. All members present voting:

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

**New Business:**

9. Mr. Snyder: May I have a motion to read by title only the first reading of Ordinance No. 49-13?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only the first reading** of Ordinance No. 49-13. All members present voting:

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

**Ordinance No. 49-13 – 1<sup>st</sup> Reading – Community & Economic Development**

An ordinance amending CHAPTER 1138 MIXED USE OVERLAY DISTRICT, specifically Section 1138.104 Use Regulations, of the Codified Ordinances of the City of North Canton, permit certain agricultural uses in a mixed use overlay district.

Mr. Snyder: Chairman Kiesling.

Mrs. Kiesling: Yes, this is our first official reading to change the zoning over there for mixed overlay or the zoning to the mixed overlay district to have the urban farming which we are extremely excited about. I motion we adopt.

Mrs. Kiesling moved and Mr. Foltz seconded to **adopt the first reading** Ordinance No. 49-13. All members present voting:

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, NO. 2, FORM NO. 101-48

Held Monday, July 8 7:00 p.m. 20 13

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

10. Mr. Snyder: May I have a motion to read by title only, the first reading of Ordinance No. 50-13?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 50-13.** All members present voting:  
Yes: Werren, Foltz, Griffith, Kiesling, Peters, Snyder  
No: 0

**Ordinance No. 50-13 – 1<sup>st</sup> Reading – Personnel & Safety**

An ordinance amending CHAPTER 135, DEPARTMENT OF FIRE AND EMERGENCY MEDICAL SERVICE, specifically Section 135.03 Personnel, of the Codified Ordinance of the City of North Canton, amend the maximum limits of personnel, repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters

Mr. Peters: Yes. We currently have a limit on how many part-time personnel we can have in fire and emergency medical service department. By taking that limit away it gives the Chief a little more flexibility in scheduling and so forth. So this is a good thing. This is going to make the Chief's life a little easier and continue to provide a top-notch service to the residents of North Canton. With that I'll motion for the first reading of 50-13.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt the first reading of Ordinance No. 50-13.** All members present voting:  
Yes: Foltz, Griffith, Kiesling, Peters, Snyder, Werren  
No: 0

Mr. Snyder: Time is of the essence to adopt this motion as it is pertaining to the Affordable Care Act, we want to get this into place. So may I suspend the rules of council for Ordinance No. 50-13.

Mr. Peters moved and Mrs. Kiesling seconded to **suspend the rules** for Ordinance No. 50-13. All members present voting:  
Yes: Griffith, Kiesling, Peters, Snyder, Werren, Foltz  
No: 0

Mr. Snyder: May I adopt under the suspension of the rules Ordinance No. 50-13?

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under the suspension of the rules** Ordinance No. 50-13. All members present voting:  
Yes: Kiesling, Peters, Snyder, Werren, Foltz, Griffith  
No: 0

11. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 51-13?

Mr. Peters: Jon, we need to amend the, do we want to amend this first....

Mr. Snyder: Oh, yes. I'm sorry. 51-13. May we have a motion to amend Ordinance 51-13, line Item, Chairman Peters is....

Mr. Peters: Engineering Clerk, the top rate of 11.88 as opposed to 10.12 as it reads now.

Mr. Snyder: So, we want to amend it to read 11.88 ...

Mr. Peters: That's correct.

Mr. Snyder: Scratch the 10.12.

Mr. Peters: Correct, Engineering Clerk under the Department of Engineering.

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 1014B

Held Monday, July 8 7:00 p.m. 20 13

Mr. Snyder: May I have a motion to amend that line item under Ordinance 51-13?

Mr. Foltz: Motion to approve as amended.

Mrs. Kiesling second.

Mr. Griffith: That's a ceiling - just a ...inaudible...?

Mr. Snyder: That's the highest.

Mrs. Kiesling: That's the highest.

Mr. Peters: That's the - yeah, I'm sorry.

Mr. Foltz moved and Mrs. Kiesling seconded to amend Ordinance No. 50-13 under the classification of Engineering Clerk to change the rate of compensation from \$10.12 to \$11.88. All members present voting:

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

No: 0

Mr. Snyder: Now, may we have a motion to read by title only, Ordinance 51-13 as amended.

Mr. Peters moved and Mrs. Werren seconded to read by title only, first reading, as amended, of Ordinance No. 51-13. All members present voting:

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

No: 0

Ordinance No. 51-13 - 1st Reading - Personnel & Safety

An ordinance amending Ordinance No. 16-13, specifically Section 20. COMPENSATION, to adjust federal and state minimum wage compensation for part-time exempt and non-exempt personnel, repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters.

Mr. Peters: Yes, thank you. Along with that amendment, it also gives the Engineer flexibility as far as the Special Projects Engineer so he doesn't have to pay the top grade. It gives him the flexibility to stay on the lower end of the scale also. And if there's no other questions or comments in regards to the amendment of the original legislation, I'll motion to approve the first reading of 51-13.

Mr. Peters moved and Mrs. Kiesling seconded to adopt the first reading, as amended, of Ordinance No. 51-13. All members present voting:

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

No: 0

Mr. Snyder: May I suspend the rules of council pertaining to Ordinance No. 51-13, as time is of the essence to adopt prior to the recess.

Mr. Peters moved and Mrs. Kiesling seconded to suspend the rules, as amended, for Ordinance No. 51-13. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under the suspension of the rules Ordinance No. 51-13.

Mrs. Kiesling moved and Mr. Peters seconded to adopt under suspension of the rules, as amended, Ordinance No. 51-13. All members present voting:

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

No: 0

12. Mr. Snyder: May we have a motion to read by title only, first reading of Ordinance 52-13.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 52-13**. All members present voting:  
 Yes: Kiesling, Peters, Snyder, Werren, Foltz, Griffith  
 No: 0

**Ordinance No. 52-13 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance authorizing the Director of Finance of the City of North Canton to make payment to Plain Township in the amount of \$23,274.29 for of property tax reparations due through tax year 2012, and declaring the same to be an emergency.

Mr. Snyder: This is part of years 9, 11, and 12 on properties that were annexed from Plain Township to the City of North Canton is what makes them whole for the taxes that we've taken away from them on the annexation. And these are we've received this bill, I think, on June 23<sup>rd</sup> and it's payable by the first of August. So hence the emergency to get it paid. May I have a motion to adopt the first reading of Ordinance No. 52-13?

Mrs. Werren moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 52-13**. All members present voting:  
 Yes: Peters, Snyder, Werren, Foltz, Griffith, Kiesling  
 No: 0

Mr. Snyder: May we suspend the rules of council for Ordinance No. 52-13 to meet the deadline of payment by August 1<sup>st</sup>.

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 52-13. All members present voting:  
 Yes: Snyder, Werren, Foltz, Griffith, Kiesling, Peters  
 No: 0

Mr. Snyder: May we adopt under suspension of the rules for Ordinance No. 52-13. All members present voting:

Mrs. Werren moved and Mr. Peters seconded to **adopt under the suspension of the rules** Ordinance No. 52-13. All members present voting:  
 Yes: Werren, Foltz, Griffith, Kiesling, Peters, Snyder  
 No: 0

13. Mr. Snyder: May I have a motion and second to read by title only, first reading of Ordinance No. 53-13.

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 53-13**. All members present voting:  
 Yes: Foltz, Griffith, Kiesling, Peters, Snyder, Werren  
 No: 0

**Ordinance No. 53-13 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration; and, for the Mayor of the City of North Canton to be authorized, through the Board of Control, within the purview of the Ohio Cooperative Purchase Act, to enter into an agreement for the purchase of two (2) Marked Cruisers for use by the Police, at a cost not to exceed \$56,000, and declaring the same to be an emergency.

Mr. Snyder: This is in the 2013 budget for the purchase of two new cruisers. The Director of Administration has authorized the request of the Police Department to replace two cruisers that probably have seen their life expectancy. And again we want to do it on an emergency basis so we can get them ordered and get them into service with some adapted changes to make it a little more comfortable for those men who use those every day. So may we have a motion to adopt Ordinance No. 53-13.

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Mrs. Kiesling moved and Mr. Peters seconded to adopt the first reading of Ordinance No. 53-13. All members present voting: Yes: Griffith, Kiesling, Peters, Snyder, Werren, Foltz No: 0

Mr. Snyder: Since time is of the essence and an emergency exists, may we suspend the rules of Council for Ordinance No. 53-13.

Mrs. Kiesling moved and Mr. Peters seconded to suspend the rules for Ordinance No. 53-13. All members present voting: Yes: Kiesling, Peters, Snyder, Werren, Foltz, Griffith No: 0

Mr. Snyder: May I adopt under the suspension of the rules Ordinance No. 53-13?

Mrs. Kiesling moved and Mr. Peters seconded to adopt under suspension of the rules Ordinance No. 53-13. All members present voting: Yes: Peters, Snyder, Werren, Foltz, Griffith, Kiesling No: 0

- 14. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 54-13.

Mr. Peters moved and Mrs. Kiesling seconded to read by title only, first reading of Ordinance No. 54-13. All members present voting: Yes: Snyder, Werren, Foltz, Griffith, Kiesling, Peters No: 0

Ordinance No. 54-13 - 1st Reading - Finance & Property

An ordinance amending PART SEVENTEEN - HOUSING CODE, specifically Chapter 1701 - Minimum Housing Code, of the Codified Ordinances of the City of North Canton, to establish regulations for portable temporary storage units, and declaring the same to be an emergency.

Mr. Snyder: We talked about this last week about the storage units that would be used, I believe, if I have the permission of my colleagues to suspend the rules and allow the Director of Permits Inspector Bowles to address a couple of things, if that's all right with the Council Members. Director Bowles, this legislation you gave me does cover in depth the situation that you want to do. Is that correct? It's presently in the zoning code?

Mr. Bowles: Yeah, it's not in the code if you mean the proposal.

Mr. Snyder: Right. But you want to add it to this part of the code.

Mr. Bowles: Correct. Yes.

Mr. Snyder: And you'll elaborate a little bit on that so that everything's in there when your enforcement that the Law Director needs to ...inaudible... and you're able to do and you're able to enforce it.

Mr. Bowles: Yes, everything is in there. I think the only thing that wasn't addressed was the fees which we can come to that later on ...

Mr. Snyder: Okay.

Mr. Bowles: The actual fees. There was discussion with Council members at the last meeting. I think it was, we were not completely in agreement with what fees we would charge to cover our costs for the inspections. But yeah, that code - and that code I think is consistent with many others that I looked at and I know that the Law Director, Mr. Fox, looked at as well. So that, you know, we don't see this issue coming up. It's getting to be more and more of a problem and if it wasn't, you wouldn't have so many communities across the United States passing legislation to regulate them so they don't become a nuisance. They're not regulated as an accessory use right now and that's part of our issue as far as definition of building

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

and accessory buildings, they're not identified. So if somebody could put one of those units on the property especially a container, a shipping container, and leave it on their property for an indefinite period of time. And we really don't have any way to regulate that.

Mr. Snyder: So then let me understand, so the reason we're passing this now on an emergency basis, it's now creating a problem as far as a nuisance into the health and welfare of some of the community. Correct?

Mr. Bowles: Yes. We've seen several instances now of smaller - even smaller portable units being placed for periods of time in the right of way between the curb and the sidewalk.

Mr. Snyder: So it's an obstruction to traffic as well?

Mr. Bowles. Yeah. It causes all different kinds of problems as neighborhood blight and it can cause sight distance issues with traffic, a whole range of issues.

Mr. Snyder: I appreciate your hard work and that of the Law Director. Members of Council, any comments prior to?

Mr. Griffith: This legislation does not include a cost. I'm sorry, we don't have a cost in here for a permit, is that correct?

Mr. Bowles: That's correct.

Mr. Griffith: So, if we pass it tonight and we were going to charge for this permit, it is something that we would have to do subsequently.

Mr. Bowles: Right.

Mr. Snyder: Any comments? Administration, Council. Good. May I have a motion to adopt the first reading of Ordinance No. 54-13?

Mrs. Kiesling moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 54-13. All members present voting:

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

No: 0

Mr. Snyder: As Mr. Bowles stated, it is creating a health and safety problem, it's a nuisance to the community, so we want to suspend the rules of Council for Ordinance 54-13.

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 54-13. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 54-13.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 54-13. All members present voting:

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

No: 0

#### Reports - Council:

Mr. Snyder: Reports - Member Foltz

Mr. Foltz: No report

Mr. Snyder: Member Peters

Mr. Peters: No report

Mr. Snyder: Member Werren

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

Mrs. Werren: I just have a comment based on one of the people in the audience's comments. And you know it's interesting from really childhood and growing up you're taught to get along and then you're taught to get along in school and then you go out and you get a job, and you're taught to get along and collaborate with people. And that's how I think progress often happens. And I guess before I got on Council, people had told me, oh, you need to be careful. You know, Council has fought a lot up there and it's sometimes it's chaos. The said people don't get along, and there's things not happening. And since I've been on Council, I've seen nothing but collaboration and movement forward. And when we look at the national and state governments and when things don't move people and how people aren't going to get paid, it's because people aren't collaborating, and voting together to try to get things done. So I think it's insulting to say that you would judge us based on our collaboration and working together and movement forward because when I look at these, and I look at the emergency basis, these come up in homes every single day, and that's what happens in Government. And we make decisions based on that. And a six week timeframe does not sometimes bode well for the City. And that's what this government is doing and trying to move forward. So I was just sitting here thinking that is not a right comment. And we're all entitled to our comments, but I've been, I've grown up to get along and work with others, and that's what I've seen these people do on both sides with Administration and with Council and with constituents. So I'm proud of this Council and the group I'm working with.

Mr. Foltz: President Snyder  
Mr. Snyder: Please

Mr. Foltz: Yeah, I echo the statements. And I agree with Member Peters and President Snyder on the other issues we discussed tonight. We've had debate. We debated about pods and I want to say we discussed pods and storage units for an hour and a half.

Mrs. Kiesling: Well it was nauseating. And Chuck left because we were killing it. So...

Mr. Foltz: I mean if that's not government action I don't know what is. We've debated zoning issues.  
Mrs. Kiesling: Right.

Mr. Foltz: Zoning that we all didn't all get along. I mean it was my opinion versus six and we worked out a compromise that developed over three or four months. That's government in action. I mean there are other issues. I think we've done well for this City. I don't regret any decisions I've made, you know, most of my tender here in 18 years. You know and that's Government in action. You know and if we agree on something, I think we hear about it from constituents at home or phone calls if there was really an issue, and I haven't. And that's the way I judge the City for the most part. People are always welcome to their opinions. I expect a different point of view. That's fine. Public Speaks is for that. And I welcome that. But that doesn't mean if we do something different that we're not showing leadership on the issues. And I stand with this Council on moving the City forward. I'm very proud.

Mr. Snyder: Thank you, sir. Member Griffith

Mr. Griffith: I had two quick items. We have a new judge here in North Canton and he's from North Canton or in Stark County and he's from North Canton. I think that's really great and wonderful for the City. So, congratulations to Judge Werren as we'll all have to call him now,

(Laughter)

Mrs. Werren: Not me.

(Laughter)

Mr. Griffith: It's a wonderful thing for the community. Yes, not you, right. Yes, yes. And I feel bad for the triplets who are going to have to be on their best behavior. I'm really glad to hear too that we are working towards, working very diligently towards getting those Labor Day pool hours open. I know I actually had, I've had a couple of people approach

## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held	Monday, July 8	7:00 p.m.	20	13
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me about that as well. And if we have to go the extra mile to do that, I think that is worthwhile for sure. It could be good revenue for the City ...inaudible...

Mr. Snyder: Mrs. Kiesling

Mrs. Kiesling: I just want to echo congratulations to Kurt. Please tell him I'm sorry I couldn't be there today, but I'm so excited for him. And that's it.

Mrs. Werren: Thank you. Thank you.

Mr. Snyder: I will agree. My colleague, Mr. Griffith and I had the privilege of being asked to attend. We were there representing my our other colleagues. It was a very, very nice affair. His Honor did a nice job and it's, I'm sure even the criminal community is going to respect that judge. So, he's a good man. Congratulations to you.

Mrs. Werren: Well, thank you. Thank you.

**Reports:**

Mr. Snyder: Director Fox.

Mr. Fox: And, I certainly echo those comments. It's wonderful to have a Judge ...

Mrs. Werren: From North Canton.

Mr. Fox: in North Canton. I wanted to point out if it wasn't mentioned to you earlier, we may, well we certainly will, require a short meeting next week. And it relates to, again what I was speaking of earlier, many times folks don't realize that other pay raises throughout the City are happening because they're built into collective bargaining agreements that happen in certain timeframes within a year and then another year, and so forth. And, it just so happens that we have been in collective bargaining agreement with two of our unions. One active collective bargaining, and the other asked to open it up for wage increase. One is with our patrolmen, and the other is with our dispatch. And the patrolmen we've had a couple meetings that didn't prove fruitful and actually went to a fact finder where each side presents evidence to an independent person who will make a decision. And he had contacted the City as well as the patrolmen's bargaining unit to say he's going to issue a decision on Thursday. And with that the City may either accept or reject, but it must do that within seven days. So I just want to make sure that if we agree that if the issues that on Thursday, that early next week that we would be able to have a quorum. And unfortunately because of the numbers that we would need that it would go and become law within one vote, it has to pass on an emergency again. So that's another one of the reasons that those things pop up as far as emergency legislation. So if you could, if you could give a head count to Gail, if that will work for you or if would like to have them push the release date back because she has an agenda that will need to be out on Thursday and that's when the release time will be. That's all I have.

Mr. Snyder: Okay. Clerk?

Mrs. Kalpac: If you have a special meeting, could you wait until Monday for the fact finder? Also, would you take a vote so that we don't have to deliver packets?

Mr. Snyder: We like to see that little black Honda spinning around the City. We'll do that - we'll do that later. Director Grimes.

Mr. Grimes: Just a couple of things. Soon there will be a garbage letter that we'll be getting out to the citizens explaining the new contract and everything that's going to take place. There will be a reminder again whenever we get ready to do those things. I'll make sure you do get a copy of that letter a little bit in advance, so if you do get any calls. But if there's any question, you know you can direct them to me, of course. Hopefully you didn't get too many calls about the Price Park walking track, we did recoat that. We tried to keep one side open while we did the other, but a little inconvenience for the folks down there, but it did seem to go well. The other thing you might get asked about or see is we are trying the two-person transport with EMS personnel. We've been doing that during the daytime. That's when we're staffed better and working out the kinks and that for



RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, July 8 7:00 p.m. 20 13

scheduling for more shifts. But in case somebody asks you about that, that's what we're doing on that, too. So...

Mr. Snyder: Good. Mr. Mayor

Mayor Held: Yes. First off, I'd like to thank the residents that come up and offer their public speaks. And because I think it's really important that we hear from the public and in some cases as elective officials, or at least for myself, you know we may agree with what you're saying and other times we may not have an opinion at the time or we may disagree. But it takes a lot to come up and speak your mind regardless of what the issue is, and that's really why we're all here to listen to that. And but I want everyone to know that I do appreciate the process too, because I know our new Law Director and this Council has put rules into place so that people can speak. And what I've noticed over the past, with this is like my eighth year as the Mayor and two years as the Administrator, is that the process does protect everybody. It protects everybody's interest to make sure that everybody is heard. And I want to make sure that we address all of your concerns. Mr. Tripp, the concerns that you bring up certainly administratively and Ms. Davies and Ms. Meadows, I can assure you that we want to keep the pool open. And if you know of people that are lifeguards that are interested in working with us at the latter part of the year, have them contact the Administrator. So we clearly understand your issues because I had two people on the parade route, three people, that mentioned that to me, that they want to make sure the pool stays open while I was - while walking through the parade. So that we know that it is definitely an issue that we want to address. And in closing with Council, you know this City really when you look at the challenges that we've faced probably over the past ten years, this is, I believe, the greatest, probably the, most recently the past two years, the greatest challenge that the City has ever faced because our costs, when you look at it from a financial perspective, are higher than they have ever been in the City's history - ever and our revenue is lower. It was much lower back in 2010 and now we're edging on up. When you look at the challenge that cities face, you have municipalities across the country that are, you know, nearing bankruptcy. They can't pay their bills. They just don't have the revenue. And I really am very proud of the Council. I'm very proud of the Administration - all the decisions that have been made. You know, I look back just speaking for myself when I first started serving as Mayor, there's a lot of mistakes as far as how I went about things, the approach that I made. And you learn from it. And what I can say is it went, sometimes it sounds easy when we say, oh, everybody's in agreement. There is so much work that goes into a decision or a proposed piece of legislation, and I know administratively we have learned to be much more sensitive to the wishes of Council. We have learned to be much more sensitive to the residents and what their positions are. Whereas, when I first started, we would propose legislation and we weren't as sensitive. Now we're very concerned about the thoughts and feelings of the residents before we propose something and I think that helps us to find agreement. And when you have agreement with the Council and with the Administration that's when you're able to be productive and get things done in spite of enormous obstacles. And so I would like to thank the City Council, and I would like to thank our residents too, because everybody plays an important part in this. And I think in spite of the obstacles, we're, really we're solid. It's not an easy time at all, financially, but I think that we're stable and we're solid. And that's all I have. Thank you.

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

Mr. Benekos: just have one item. We opened up the bids for the East Maple Street Project and the bids came in over 10% of the engineer's estimate, so we had to reject the bids. The Board of Control did that this evening. We'll be reassessing the project, what we can do. Right now we plan to rebid that in the fall. Hopefully we'll get better prices, but what that means as far as the cost and the grants and so forth, we have confirmation that we will get an extension on the JRS (Job Ready Site) grant until next year. So that doesn't appear to be in jeopardy, but what the City's involvement might have to be financially with the project for next year. And we'll develop that and bring that back to Council after break. And if any of you have any questions on that in the meantime, feel free to call me.

Mr. Griffith: So there's a possibility that we may be able, so it sounds like Number 1, the JRS grant that you were worried about meeting the deadline has been extended. So, we're not concerned about that piece which we were all desperately concerned about.

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 19148

Held Monday, July 8 7:00 p.m. 20 13

Mr. Benekos: Correct.

Mr. Griffith: Oh that's great. That's really good. And then there's a possibility that if we wanted to add additional dollars because of the cost, we could do that even as far as into next year's budget, is that right.

Mr. Benekos: That's correct.

Mr. Griffith: Okay. To make sure that we keeping the project in the way that we all talked about. That's good news as well.

Mr. Snyder: Appreciate it. Madam Clerk, do you have any additions? May I have a motion to have a - ten minutes is good for your meeting next Monday?

Mr. Fox: Oh, yeah.

Mr. Snyder: And is it convenient to some of the more earlier than later like 5:30 or -

Mrs. Werren: Could we do morning -- could we do mornings? Does mornings work for everyone?

Mrs. Kiesling: Not me, no.

Mr. Snyder: Well it won't work for her.

Mrs. Werren: Okay.

Mr. Snyder: About 5:30?

Mr. Foltz: Which date are we talking about?

Mr. Snyder: Monday, is that good. Are we going to do 5?

Mrs. Kiesling: No, I can't get here by 5.

Mr. Snyder: 5:30?

Mrs. Kiesling: 5:30

Mr. Snyder: So we have - we need at least four members.

Mrs. Kalpac: You need six for an emergency.

Mr. Fox: We'll need an emergency.

Mr. Snyder: Well we'll need six members.

Mr. Peters: I can do 5:30.

Mr. Foltz: I'm good for 5:30.

Mrs. Werren: I think so.

Mr. Peters: Mark will be back.

Mr. Snyder: Mark should be back. He can only spend seven days on his anniversary. Well I'll entertain a motion for that please.

Mrs. Kiesling moved and Mr. Peters seconded to **schedule a special council meeting for Monday, July 15, 2013 at 5:30 p.m.**

Mrs. Kalpac: And that's to do the fact finding?

Mr. Snyder: Yes. And if it's not going to come out on Thursday, we'll let you know and we'll cancel the meeting.

Mr. Fox: Yes, I can tell him this evening. He could release it Thursday and we'll have enough time to schedule the meeting to accept or reject..

All members present voting:

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

No: 0

**Adjourn:**

Mr. Snyder: And, now we won't be back in until August, is it around the 20<sup>th</sup>, is that the...

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10146

Held Monday, July 8 7:00 p.m. 20 13

Mrs. Kalpac: The 19<sup>th</sup>.

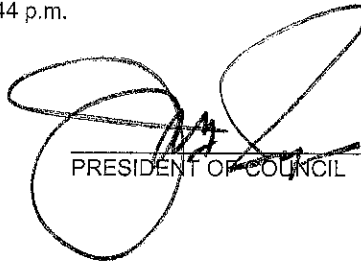
Mr. Snyder: The 19<sup>th</sup> of August. Please enjoy your summer and we'll see you next Monday for a pretty short hiatus. But I'll entertain a motion to adjourn.

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

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

No: 0

The Council Meeting adjourned at 8:44 p.m.

  
PRESIDENT OF COUNCIL

ATTEST:

  
CLERK OF COUNCIL