



145 North Main St. · North Canton, OH 44720
Phone: 330-499-3986 Fax: 330-499-2080
citycouncil@northcantonohio.com

CITY OF NORTH CANTON COUNCIL OFFICE

NOTICE OF MEETINGS Council Meeting Agenda Monday, January 27, 2014 – 7:00 p.m.

*President of Council
Jon Snyder*

*Vice President of Council
Marcia Kiesling*

*Council at Large
Mark Cerreta*

*Council at Large
Dan Griffith*

*Councilman, Ward 1
Doug Foltz*

*Councilman, Ward 2
Daniel Peters*

*Councilwoman, Ward 3
Stephanie Werren*

1. Call to Order: 7:00 p.m.
2. Opening Prayer: Rev. Mel Lindberg (Retired)
3. Pledge of Allegiance
4. Roll Call
5. Consideration
Council Meeting Minutes – January 13, 2014
Mayor's Court Receipts – December, 2013
Financial Statement – November, 2013
Financial Statement – December, 2013
6. Committee Minutes
7. Recognition of Visitors

OLD BUSINESS:

8. **Ordinance No. 8-14 – 2nd Reading – Finance & Property**
An ordinance authorizing the Mayor of the City of North Canton to submit a Participation Agreement and request authority for the City of North Canton to participate in the Ohio Department of Transportation's ("ODOT") Contract for the purchase of sodium chloride (rock salt) for the 2014-2015 winter season.

NEW BUSINESS:

9. **Ordinance No. 13-14 – 1st Reading – Ordinance, Rules & Claims**
An ordinance amending CHAPTER 111 – COUNCIL, specifically 111.01 MEETINGS: TIME, PLACE, AND RECORDING PROCEDURE, of the Codified Ordinances of the City of North Canton, to remove the requirement for verbatim transcription.

10. **Ordinance No. 14-14 – 1st Reading – Ordinance, Rules & Claims**
An ordinance amending Chapter 145 – Planning Commission, specifically 145.01 TRANSCRIPTION/DISTRIBUTION OF MINUTES, of the Codified Ordinances of the City of North Canton, to remove the requirement of verbatim transcription.
11. **Ordinance No. 15-14 – 1st Reading – Ordinance, Rules & Claims**
An ordinance amending Chapter 147 – Zoning and Building Standards Board of Appeals, specifically 147.01 TRANSCRIPTION/DISTRIBUTION OF MINUTES, of the Codified Ordinances of the City of North Canton, to remove the requirement of verbatim transcription.
12. **Ordinance No. 16-14 – 1st Reading – Ordinance, Rules & Claims**
An ordinance amending Chapter 1307 – Flood Damage Reduction, specifically 1307.05 APPEALS AND VARIANCES, of the Codified Ordinances of the City of North Canton, to remove the verbatim transcription of meetings requirement and update in accordance with the remainder of the codified ordinances.
13. **Resolution No. 17-14 – 1st Reading – Finance & Property**
A Resolution to submit to the electors of the City of North Canton, Ohio, the question of a new tax levy for parks and recreational purposes in the City of North Canton and declaring the same to be an emergency.

REPORTS – COUNCIL:

Doug Foltz	Ward 1	Mark Cerreta	At Large
Daniel Peters	Ward 2	Dan Griffith	At Large
Stephanie Werren	Ward 3	Marcia Kiesling	At Large
Jon Snyder	Ward 4		

REPORTS:

Director of Law Mayor	Director of Finance City Engineer	Director of Administration
--------------------------	--------------------------------------	----------------------------

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

**Executive Session
Finance & Property Committee**

Mr. Jon Snyder, Chairperson of the Finance & Property Committee of North Canton City Council, requested a meeting of said Committee Members, Mayor, Director of Administration, Director of Law and Director of Finance **Monday, January 27, 2014 immediately following the Council meeting** in the Council Chambers at North Canton City Hall.

The meeting will be called to order and then moved into executive session for the purpose of discussing imminent litigation. The executive session will not be open to the public.

Gail M. Kalpac
Clerk of Council

c: Council, Director of Law
Mayor, Director of Administration
Director of Finance, City Engineer
Director of Permits & Development
Police Chief, Fire/EMS Chief
Press

RECORD OF PROCEEDINGS
COUNCIL OF THE CITY OF NORTH CANTON REGULAR

Minutes of

Meeting

DAYTON LEGAL BLANC INC. FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20 14

1. Call to Order

The council meeting was called to order Monday, January 13, 2014 at 7:00 p.m. by President of Council Jon Snyder.

2. Opening Prayer

The opening prayer was delivered by Rev. Richard Scherpenisse (Retired).

3. Pledge of Allegiance

All present recited the Pledge of Allegiance.

4. Roll Call

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

5. Consideration

Organizational Meeting Minutes – December 2, 2013
Council Meeting Minutes – December 9, 2013
Mayor's Court Receipts – November, 2013

Mr. Snyder: May I have a motion and a second to approve, as presented, organization meeting minutes, December 2, 2013; council meeting minutes, December 9, 2013; and the mayor's court receipts as presented, November 20, 2013.

Mr. Foltz moved and Mr. Peters seconded to approve as presented the organizational and council meeting minutes, and mayor's court receipts. All members present voting:

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

Abstain: Griffith

No: 0

6. Committee Minutes

Mr. Snyder: May I have a motion and a second to approve, as presented, the following committee minutes: Committee & Economic Development held 1/6/14; Finance & Property held 12/9/13 and 1/6/14; Personnel & Safety held on 1/6/14; Street and Alley held on 12/9/13 and 1/6/14; Water, Sewer & Rubbish held 1/6/14.

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

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

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 January 6, 2014.

Finance & Property Committee: Please refer to the minutes on file in the Council Office of the Finance & Property Committee meetings held December 9, 2013 and January 6, 2014.

Personnel & Safety Committee: Please refer to the minutes on file in the Council Office of the Personnel & Safety Committee meeting held January 6, 2014.

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20¹⁴

Street & Alley Committee: Please refer to the minutes on file in the Council Office of the Street & Alley Committee meetings held December 9, 2013 and January 6, 2014.

Water, Sewer & Rubbish Committee: Please refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held January 6, 2014.

7. Recognition of Visitors

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

Rev. Scherpenisse: My name is Richard Scherpenisse. I live at 419 Chapel Hill Drive here in North Canton. Thirty-three years ago, this past week, we moved here to North Canton, and soon after we moved we had a visitor. I think it was Marie Maltese. I'm not sure, but she was the Welcome Wagon lady. She gave us information about the City, and she said to us, don't go to the local post office. The driveway is terrible there. I would suggest to go to Finney Drugs and get your stamps and do everything that you need to do there rather than going to the post office. I'd been reading in the paper about what people are saying. And as I remember she said, Harley Meyers was the person who put that project together. Harley was the owner of Harley Inn. I don't know if Harley is still with us, or someone else now owns that. But certainly we have the responsibility, I think, as a City that we want North Canton to be the best. And perhaps with, I don't know, whoever now owns the Hoover complex, maybe they could work out a deal that the post office could move down there and have better room than we do now. But it's hard going in there. And I can't go to Finney Drugs anymore because it's not there. Thank you.

Mr. Snyder: Thank you, Reverend. Those are points well taken. Anyone else? Sam, please.

Samuel Brenton: Am I allowed?

Mr. Snyder: Please come up, state your name and address at the record.

Mr. Brenton: I have a plate in my leg, I move a little bit slow.

Mr. Snyder: That's okay.

Mr. Brenton: I'm sorry I'm overdressed. So, excuse me for that too.

Mr. Snyder: You're welcome anytime, Sam.

Mr. Brenton: But, anyhow.

Mr. Snyder: Sam, would you mind giving your name and address?

Mr. Brenton: My name's Samuel Brenton. 1681 Westfield SW, North Canton. Whatever. But anyhow, what I want to do is remind you that stop signs or stop lights, private property and street signs on telephone poles and whatever. Now, I want to come back with a mailbox. Why is a mailbox in the middle of the street where a lane of traffic should be when mailboxes, private property, has no business whatsoever to do with North Canton, the State of Ohio or United States? Mailboxes are private property, it belongs in your yard, not in the middle of the street. The only reason that that mailbox has anything to do with the government, if there's something in there with a stamp on it or anything like that, you do not fool with it. Otherwise, if you knock a mailbox over, you knock it over. But he has to go in your yard to do it. Down my way, I've got two mailboxes right in front of me that's buried in three feet of concrete, and it's where a lane of traffic should be. So you go up Everhard Road onto Ambler, and you see a telephone pole and, like me, I come from a working people, I can spot those property pegs in back of those poles. So you've got the property, five foot of that curb, or what do you call it berm, five foot berm, and then you've got your street. That street, five foot berm, then your mailboxes in your yard. Not in the street. Now I want to know why it doesn't come

down. Remove it and widen the street up. You can go down here at Hoover, oh yes, how much do you want me to kiss? There you go. But, me I've been down there since '81 and

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 16148

Held	Monday, January 13,	7:00 p.m.	20	14
------	---------------------	-----------	----	----

I've been losing ground ever since, ever since, when he come down there and he put those manholes in the middle of my yard. He was right down here one day, and he was talking to a college professor, and I say, what you do that for?" He said, I'm a lawyer, I can do anything I want. And that college professor almost swallowed his tongue. He went, "awk", just like that. So that's the way I've been treated since I've moved here in 1981. I've been losing ground, losing, losing. But they won't take the mailboxes. But you go down there, like I say, come off of Everhard Road onto Ambler, look back at those two - two feet, you'll see that little peg. I can spot that because I come from the working force. I did that all my life. Another thing, if we want ...inaudible... can tell you, when I was a mechanic on the Pennsylvania Railroad, I drove a boom truck, a big boom truck. All over, just here in Canton they called a hub. Chicago, St. Louis, Boston, we were just from the hub. And, I did that. You can go down here and go in my house, the phone's ringing. Go down the shop and get two ...inaudible... and take them to Buffalo. Buffalo don't snow in inches, Buffalo snows in feet. But I'd do that. And then, you go all over the country, any railroad. You go down these roads, these farms. You can go two miles before you get a crossroad, but there's driveways. I never moved that truck in a person's driveway. I never left a tire track in somebody's yard the whole time I did that. But go down my road, and "yoo". It's happy days. But anyhow, like I said, I was born and raised, I was raised from six years old ...

(Timer bell)

Mr. Brenton: with a single family -- with a single - my mother - I called it my mother in a peach tree. If I got bad, she went out to that peach tree and ripped one off, and when she got done this far, it was "poom". That's the way I was raised. But hate, I don't even like the word. I don't care what you do, I...

Mr. Snyder: Sam, I'm going to have to ask you to bring it to a close because we have...

Mr. Brenton: I do not hate nobody or nothing, cause that's the best - anytime my grandchildren say, I hate, don't that's a four letter word, don't use it. And that's me. So if you have something, I'll ask you for it. If I go out here and find something on the street valuable, where does it go? Up in your window. Through the mail. Anything I find out on the street, of value, I take it to that guy, it's not mine. I don't want it. I didn't buy it. It's just that simple. But anyhow, think about those mailboxes. Tell them to put them out in their yard, at least those two with three feet of concrete. So anyhow, like I say, I got that plate in my leg and it's getting harder to come up and down those steps. That I don't know...

Mr. Snyder: Well, it's always good to see you.

Mr. Brenton: I come up and I pay my bills, and I talk to people, and I go about my business. I go to Hartville three or four times a week. So, that's me, that's all I need. Anyhow, if you don't see me no more, you know where I'm at. So thank you guys.

Mr. Snyder: Thanks, Sam. I appreciate your comments. Thank you. Anybody else wishing to speak?

Larry Tripp: 1127 East Maple, North Canton. Over the past 25 plus years, I've resided in North Canton. I have voted yes for many levies of various nature. Now, we hear a great deal of conversation for a park levy to be placed on the ballot this spring. This is one levy that I cannot, and will not support. If I have read correctly, parks have a budget of approximately 860,000. A one and one-half mill increase would raise approximately 586,000. This means that park - does this mean the park budget, if levy approved, would increase to \$1,440,000? No, it merely means not having to take monies from the general fund. So in essence, in my opinion, it's not a park levy but a general fund levy. Over a five-year period, proposed levy would generate approximately \$2,930,000. According to the North Canton website, North Canton has eleven parks. Six of these parks have playground equipment, which according to my count, have seven swing sets with a total of approximately 20 swings; quite an outlay for North Canton vote citizens for some new swings, Price Park paving, and renovation to Dogwood restrooms. The City was willed 150,000, I believe, two years ago for parks. What are the plans for this 150,000? Yes, same money this Council recommended for additional parking at the Little League diamonds which is used approximately two and one-half months per year. Also, monies was given to maintain Bitzer Park in the neighborhood of approximately \$5,000. Yes, to

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20¹⁴

show good faith of a park levy approval, I'm sure there would be upgrades of some park playground equipment, repaving of Price Park, and upgrades to restrooms at Dogwood. Where does the money for the next four years go? I haven't seen any explanation where this monies will go. As for the old saying, "there is something rotten in Denmark", regarding this park levy. So, give citizens of North Canton a clear-cut, itemized accounting of a nearly \$3,000,000 five-year park levy because right now, if I were voting, my suspicions would be too great to vote yes. Just today, the *Repository* ran a very informative article on how Canton, Canton's recently passed park levy will be spent. Interesting to note, there was 133% increase in park budget 2013 versus 2014. Mr. Foltz's recent remarks given to *North Neighborhood News*, and I quote, "...we cannot spend money we do not have. We must address this..." I ask, where was that attitude when Council voted a 50% pay increase? Vote no on placing park levy this spring until more facts and how monies will be spent and given to North Canton and give to North Canton residents. Work with what you have and give taxpayers a break. Thanks.

Mr. Snyder: Thank you, sir. I appreciate your comments.

Melanie J. Roll: 308 Portage Street. This evening, I would like to speak to the proposal to reduce council meetings from four a month to two. If you could explain in this evening's meeting how this change will effect legislation moving from committee to final passage, that would be helpful. If discussion of legislation in Council of the Whole is followed by passing that legislation on emergency, in the Council meeting that same evening, I don't view this a wise policy. Factoring into the equation of how many times legislation is passed on emergency, makes this proposal even more troubling. The press would not have an opportunity to report on these issues before council votes, nor would citizens have ample time to voice their concerns. I realize most of you are - lead very busy lives and have time constraints. I've experienced those pressures in my working career as well, and I know it can be overwhelming. However, all seven of you chose to run for public office knowing what serving on council entails. We all talk of wanting a government of deliberation and transparency. Please choose carefully how this council changes how it will discuss and vote on legislation. If the citizens of North Canton want to express their views to council members on any issue, barring holidays, they should expect to find their council members at City Hall on Monday evenings at 7:00. Thank you.

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

Chuck Osborne: 307 Fairview Street SE, North Canton, Ohio. I would like to reaffirm the remarks of Mrs. Roll. I am quite disturbed myself about the curtailment in the process of government here in North Canton. With little notice or discussion, you've already eliminated your committees, three member committees. Committees do serve a purpose. They divide the work load so everybody doesn't have to duplicate the efforts of another. They channel the way legislation is brought to vote. The three members discuss it in their group, fine-tune it, and then present it to the rest of Council. Granted for many years I don't think this city has utilized its committees like they're intended regarding the reduction. And there's been no discussion on this. I've heard no pros or cons and no opinions from any of the council members, how they feel on this. It's just, it was just arbitrarily implemented. More disturbing is this proposal to go to two meetings a month. We're very concerned. You have issues that are brought up, and then I guess the plan is five minutes later vote it into law. How is the public going to be aware of this? How are they going to have time to research it? How are council members going to have time to research it, to sleep on it overnight, and let a few days pass before they cement in their mind whether they want to proceed? It's very unnerving. Two week intervals, there's a lot of things that can go on. Mr. Cerreta brought up, and I again applaud you for, because I'm starting to see people up here think for themselves, you're going to have a long night. You're going to be exhausted. You're going to want to rush. You'll just want to get out of here. But I would like to see some open discussion. Now I've talked to the Clerk of Council, and she's told me that, I guess the model for you guys is up in Stow, Ohio. I called Stow, Ohio. When I told their Clerk of Council that we're doing away with our committees and all seven members are on every committee, she laughed. She said, why have committees? They're experimenting with two meetings a month. I don't know how that's working. But again, the thing that strikes me is that in one breath we're going to be talking about a proposed legislation, you gavel the meeting closed and gavel another one open, and boom, it's law. Citizens have not even had a whiff

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20 14

of what's being discussed. The press is unable to report what is being discussed, what is being proposed, and what's going to be implemented. If it's worked for 53 years, you're doing yourself a disservice trying to consolidate the meetings. And in a joking manner, in two weeks you may forget your way back up here. Please, do not go down that path. Thank you.

OLD BUSINESS:

8. None

NEW BUSINESS:

9. Mr. Snyder: Thank you. Anybody else wishing to speak? Okay, seeing none, we'll move to New Business. May I have a motion to read by title only, first reading of Ordinance No. 1-14?

Mr. Griffith moved and Mr. Cerreta seconded to **read by title only, first reading of Ordinance No. 1-14**. All members present voting:

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

No: 0

Ordinance No. 1-14 – First Reading - Street & Alley

An ordinance amending Section 3 of Ordinance No. 26-13 for the East Maple Street Improvements Project (Main Street to Taft Avenue NE), by an increase in the amount of the allocations for said project, at a total cost not to exceed \$2,253,610, and declaring the same to be an emergency.

Mr. Snyder: Mr. Griffith.

Mr. Griffith: We had a good discussion about this last week. And very generally, it's just an adjustment to the number based upon some additional funding we received in the form of grants. So without further question or issue, I would move its adoption.

Mr. Griffith moved and Mrs. Kiesling seconded to **adopt the first reading of Ordinance No. 1-14**. All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to suspend the rules of council for Ordinance No. 1-14? As time is of the essence to get this contract moving as the weather is ready to break, and that exists at that particular time.

Mr. Cerreta moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 1-14**. All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to adopt under the suspension of the rules, Ordinance No. 1-14.

Mrs. Kiesling moved and Mr. Cerreta seconded to **suspend the rules for Ordinance No. 1-14**. 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 second reading, excuse me, the first reading of Ordinance No. 2-14?

Mr. Foltz moved and Mrs. Kiesling seconded to **read by title only, first reading of Ordinance No. 2-14**. All members present voting:

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

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20¹⁴

No: 0

Ordinance No. 2-14 – First Reading – Water, Sewer & Rubbish

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Freedom Avenue Waterline Replacement Project (Portage Street NW to Applegrove Street NW), at a total cost not to exceed \$500,000, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta.

Mr. Cerreta: Yes, we discussed this last week in committee. This is Freedom Avenue and we need to replace the waterline there. And the reason he needs it for emergency is so we can get the bids, the better bids seem to come early so we can get it on the books. So I move for its adoption.

Mr. Cerreta moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 2-14**. All members present voting:

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

No: 0

Mr. Snyder: As time is of the essence, as so pointed out, may I have a motion to suspend the rules for Ordinance No. 2-14?

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 2-14**. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 2-14?

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under suspension of the rules Ordinance No. 2-14**. 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. 3-14?

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 3-14**. All members present voting:

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

No: 0

Ordinance No. 3-14 – First Reading – Water, Sewer & Rubbish

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and for the Mayor, through the Board of Control, to enter into a contract for the Marquardt Avenue NE Waterline Replacement Project (East Maple Street to 7th Street NE), at a total cost not to exceed \$900,000, and declaring the same to be an emergency.

Mr. Snyder: Chairman Cerreta.

Mr. Cerreta: Yes, this is the second one of the, these are the two major ones that we're doing this year. This is the second one here at Marquardt that we talked about. And once again, we want to place this on emergency so we can get the better bids and get going with it. So I move we adopt this first reading.

Mr. Cerreta moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 3-14**.

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20 14

Mr. Snyder: Now may I have a motion to suspend the rules of Council. Oh, excuse me, I didn't call the roll. Pardon me.

All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to suspend the rules of council for Ordinance No. 3-14? As time is of the essence, and we'd like to bid this project.

Mr. Cerreta moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 3-14**. All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to adopt under the suspension of the rules Ordinance No. 3-14.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under the suspension of the rules Ordinance No. 3-14**. All members present voting:

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

No: 0

12. Mr. Snyder: May I have a motion and second to read by title only, first reading of Ordinance No. 4-14?

Mrs. Werren moved and Mrs. Kiesling seconded to **read by title only, first reading of Ordinance No. 4-14**. All members present voting:

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

No: 0

Ordinance No. 4-14 – First Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract by and between the City of North Canton and the City of Canton for the purpose of providing legal representation in the Canton Municipal Court, at a total cost not to exceed \$19,500 per year, for a period of two (2) years beginning January 1, 2014 through December 31, 2015, and declaring the same to be an emergency.

Mr. Snyder: Historically we do use the Canton Law Department to - for legal representation to provide warrants and so forth, and to advise our Police Department do our work in Municipal Court. As you can see by the date, this now the 14th of, or 13th of January, we would execute this on the first, so we're asking for an emergency as time, we need to get that down there. They've done this for several years. It's a good price, \$19,500 for two years. And ...

Mr. Fox: If I may ...

Mr. Snyder: Sure.

Mr. Fox: Mr. President, just to point out that is simply for the - to prosecute the criminal complaints that we have. That the Law Director for the City will move forward on the civil matters in the same court, this is specific to criminal matters.

Mr. Snyder: I appreciate that.

Mr. Fox: Yes.

Mr. Snyder: Thank you for the clarification. So that's still a very good price at that point. And so, if everybody is in agreement, I would entertain a motion to adopt that first reading.

Mr. Griffith moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 4-14**. All members present voting:

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

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20¹⁴

No: 0

Mr. Snyder: May I have a motion to suspend the rules of council for Ordinance No. 4-14, as time is of the essence and this contract should have been executed on the first day of January.

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules of for Ordinance No. 4-14.** All members present voting:

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

No: 0

Mr. Snyder: May we adopt under suspension of the rules Ordinance No. 4-14?

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under suspension of the rules Ordinance No. 4-14.** All members present voting:

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

No: 0

- 13. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance No. 5-14.

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 5-14.** All members present voting:

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

No: 0

Ordinance No. 5-14 – First Reading – Finance & Property

An ordinance authorizing the Director of Administration of the City of North Canton to seek quotes for cleaning / janitorial services for City owned buildings for the period April 1, 2014 through March 31, 2016 for the City of North Canton, and for the Mayor, through the Board of Control, to enter into a contract for said cleaning services, and declaring the same to be an emergency.

Mr. Snyder: As we discussed in committee last week, we want to get out in front of this and bid this. This is a two-year contract. The emergency is in there to clean this up, to get it out and get it bid, as time is of the essence for that. So if there is no further comment, I'll entertain a motion to adopt the first reading of 5-14.

Mr. Peters moved and Mr. Cerreta seconded to **adopt the first reading of Ordinance No. 5-14.** All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to suspend the rules of council for Ordinance No. 5-14, as time is of the essence?

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 5-14.** 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. 5-14.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt under the suspension of the rules Ordinance No. 5-14.** All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance 6-14?

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20 14

Mr. Peters moved and Mr. Cerreta seconded to **read by title only, first reading of Ordinance No. 6-14**. All members present voting:

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

No: 0

Ordinance No. 6-14 – First Reading – Finance & Property

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids for the purchase of replacement slakers for use by the City of North Canton Drinking Water Treatment Plant, and for the Mayor, through the Board of Control, to enter into a contract for the purchase of said replacement slakers, and declaring the same to be an emergency.

Mr. Snyder: This is replacement equipment at the Drinking Water Plant. And again, these are things that we need to have to keep the welfare and health and operation of the business down there moving, so we have it on emergency to get them out and purchased as soon as possible. If there's no other comment, I'll entertain a motion to adopt the first reading of Ordinance No. 6-14.

Mr. Griffith moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 6-14**. All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to suspend the rules for Ordinance No. 6-14 as time is of the essence.

Mrs. Kiesling moved and Mrs. Werren seconded to **suspend the rules for Ordinance No. 6-14**. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under suspension of the rules for Ordinance 6-14?

Mr. Peters moved and Mrs. Werren seconded to **adopt under suspension of the rules Ordinance No. 6-14**. All members present voting:

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

No: 0

15. Mr. Snyder: May I have a motion to read by title only, first reading of 7-14.

Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 7-14**. All members present voting:

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

No: 0

Ordinance No. 7-14 – First Reading – Finance & Property

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, and authorizing the Mayor, through the Board of Control, to enter into a contract for the purchase of gasoline and diesel fuel for use by all city departments, for either a one (1) year or two (2) year period commencing June 1, 2014, and declaring the same to be an emergency.

Mr. Snyder: We're trying to get out in front of this. It is a very volatile market. We want to bid a one and a two year contract and getting out before the summer, the rates could be a little less, hence the emergency. So I need a motion to adopt the first reading of Ordinance No. 7-14.

Mr. Cerreta moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 7-14**. All members present voting:

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

No: 0

Mr. Snyder: May I have a motion to suspend the rules of council pertaining to Ordinance No. 7-14?

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 14
20

Mr. Peters moved and Mr. Cerreta seconded to **suspend the rules for Ordinance No. 7-14**. All members present voting:

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

No: 0

Mr. Snyder: As time is of the essence, may we adopt under the suspension of the rules Ordinance 7-14?

Mrs. Kiesling moved and Mr. Cerreta seconded to **adopt under suspension of the rules Ordinance No. 7-14**. All members present voting:

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

No: 0

16. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance 8-14?

Mr. Griffith moved and Mr. Cerreta seconded to **read by title only, first reading of Ordinance No. 8-14**. All members present voting:

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

No: 0

Ordinance No. 8-14 – First Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton to submit a Participation Agreement and request authority for the City of North Canton to participate in the Ohio Department of Transportation's ("ODOT") Contract for the purchase of sodium chloride (rock salt) for the 2014-2015 winter season.

Mr. Snyder: As again, as you might have read, we've spoke to the Administration, Director of Administration, that this year we saved thousands, hundreds of thousand dollars by using this program. And again, we want to get out in front of it and make sure that we're ready to go because the state will advise us, and we have to participate, and we want to be ready. So consequently, it does seem funny but that's the reason and that's the reason for it that we're in there on that. So I'll entertain a motion to adopt the first reading of Ordinance 8-14.

Mrs. Werren moved and Mr. Cerreta seconded to **adopt the first reading of Ordinance No. 8-14**. All members present voting:

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

No: 0

17. Mr. Snyder: Okay. May I have a motion to read by title only, first reading of Resolution 9-14?

Mr. Peters moved and Mrs. Werren seconded to **read by title only, first reading of Resolution No. 9-14**. All members present voting:

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

No: 0

Resolution No. 9-14 – First Reading – Finance & Property

A Resolution, pursuant to Ohio Revised Code Section 5705.03(B), requesting the Stark County Auditor to certify to the Council of the City of North Canton, Stark County, Ohio, the total current tax valuation of the City of North Canton, Stark County, Ohio, and the dollar amount of revenue that would be generated for a new tax of one and one-half (1.5) mills, pursuant to Ohio Revised Code Sections 5705.19, 5705.191 and 5705.25, for parks and recreational purposes in the City of North Canton, for a period of five (5) years, tax years 2014, 2015, 2016, 2017, and 2018, commencing in 2014, first due in calendar year 2015, and declaring the same to be an emergency.

Mr. Snyder: Before I comment let the press and the audience know, that this is only the first step in the process. This will tell us the exact dollars that we'll receive in the amount of millage that we are proposing. And at that point we have to decide whether we want to put it on the ballot or not. But we must have it down there for him to certify it as it is required by law and required by the County Budget Commission. So by putting this on an emergency, because we're bumping up against time, February 5th I

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 20 14

believe is the filing deadline, give the County Auditor time to return it to us and still have time to have more public input. Be it next week and the week after against this. And relative to some of the questions, I know there is a committee at foot to show exactly where the money will be spent and how it will be spent. But, it's not foolishly being spent or just additional monies in the coffers. It is designed to relieve the pressure on the general fund, because otherwise some services will have to be cut that we're not looking at doing. So, but this is not actually imposing the tax on the electorate at this point, only getting it here to us to decide for one more reading. So if there's no other questions on that, may I have a motion to adopt the first reading of Resolution 9-14?

Mr. Peters moved and Mrs. Werren seconded to **adopt the first reading of Resolution No. 9-14.** All members present voting:
Yes: Werren, Cerreta, Foltz, Griffith, Kiesling, Peters, Snyder
No: 0

Mr. Snyder: Now may I suspend the rules of council for Resolution No. 9-14, as time is of the essence and an emergency does exist to get it down there and returned to meet the qualification of a filing deadline.

Mr. Peters moved and Mrs. Werren seconded to **suspend the rules for Resolution No. 9-14.** All members present voting:
Yes: Cerreta, Foltz, Griffith, Kiesling, Peters, Snyder, Werren
No: 0

Mr. Snyder: May we adopt under the suspension of the rules Resolution 9-14?

Mr. Peters moved and Mrs. Kiesling seconded to **adopt under the suspension of the rules Resolution 9-14.** All members present voting:
Yes: Foltz, Griffith, Kiesling, Peters, Snyder, Werren, Cerreta
No: 0

Mr. Snyder: Thank you. May I have a motion and a second to amend the agenda to include items No. 18, Ordinance 10-14, and waive the rules requiring the committee report minutes prior to the reading. Also, may I have a motion and a second to amend and include Item 19, Ordinance No. 11-14, and waive the rules of council requiring minutes published prior to the vote.

Mr. Peters: One more.

Mr. Snyder: You've got a third one?
Mrs. Kiesling: Yeah.

Mr. Snyder: Oh, I'm sorry. Thank you. And I need a motion and second to amend the agenda to include Item No. 20, Ordinance 12-14, and waive the rules of council requiring committee report minutes.

Mr. Peters moved and Mrs. Kiesling seconded to **amend the agenda to include Item 18, Ordinance No. 10-14; Item 19, Ordinance No. 11-14; and 20, Ordinance No. 12-14, and to waive the rules requiring a committee report for same.** All members present voting:
Yes: Griffith, Kiesling, Peters, Snyder, Werren, Cerreta, Foltz
No: 0

18. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance 10-14.

Mr. Peters moved and Mrs. Kiesling seconded to **read by title only, first reading of Ordinance No. 10-14.** All members present voting:
Yes: Kiesling, Peters, Snyder, Werren, Cerreta, Foltz, Griffith
No: 0

Ordinance No. 10-14 – First Reading – Personnel & Safety

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, January 13, 7:00 p.m. 14
20

An ordinance amending Ordinance No. 97-11, as amended, Collective Bargaining Agreement ("CBA"), specifically Article 25 – Wages, by and between the City of North Canton ("City") and the North Canton Service & Clerical Employees ("Union"), and to authorize the Director of Finance a one-time disbursement to qualified employees, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters.

Mr. Peters: Yes, this is just a - the Auditor requires us to have legislation in place to authorize the disbursement of the one-time stipend. So if there's no further explanation, I'll move to approve the first reading of Ordinance 10-14.

Mr. Peters moved and Mr. Foltz seconded to **adopt the first reading of Ordinance No. 10-14**. All members present voting:

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

No: 0

Mr. Snyder: As time is of the essence, may we suspend the rules of council for Ordinance No. 10-14?

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 10-14**. All members present voting:

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

No: 0

Mr. Snyder: May we adopt under suspension of the rules, Ordinance 10-14?

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under suspension of the rules Ordinance No. 10-14**. All members present voting:

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

No: 0

19. Mr. Snyder: May I have a motion to read by title only, first reading of Ordinance 11-14?

Mr. Griffith moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 11-14**. All members present voting:

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

No: 0

Ordinance No. 11-14 – First Reading – Personnel & Safety

An ordinance amending Ordinance No. 98-11, Collective Bargaining Agreement ("CBA"), specifically Article 25 – Wages, by and between the City of North Canton ("City") and the North Canton Clerical, Fiscal, and Accounting Specialists ("Union"), and to authorize the Director of Finance's one-time stipend disbursement to qualified employees, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters.

Mr. Peters: Yes, same as the prior. I will motion to approve 11-14.

Mr. Peters moved and Mr. Griffith seconded to **adopt the first reading of Ordinance No. 11-14**. 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. 11-14?

Mr. Cerreta moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 11-14**. All members present voting:

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

No: 0

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10146

Held Monday, January 13, 7:00 p.m. 20 14

Mr. Snyder: May we adopt under the suspension of the rules, Ordinance No. 11-14?

Mr. Peters moved and Mr. Cerreta seconded to **adopt under the suspension of the rules Ordinance No. 11-14**. All members present voting:

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

No: 0

20. Mr. Snyder: Okay, may I have a motion to read by title only, first reading of Ordinance 12-14.

Mr. Griffith moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 12-14**. All members present voting:

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

No: 0

Ordinance No. 12-14 – First Reading – Personnel & Safety

An ordinance amending Ordinance No. 99-11 Collective Bargaining Agreement ("CBA"), specifically Article 26 – Wages, by and between the City of North Canton ("City") and the North Canton Drinking Water Plant Operators Employees ("Union"), and to authorize the Director of Finance's one-time stipend disbursement to qualified employees, and declaring the same to be an emergency.

Mr. Snyder: Chairman Peters.

Mr. Peters: Yes, the third of the bargaining units. Nothing further to add. I'll approve, I'll motion to approve Ordinance 12-14.

Mr. Peters moved and Mr. Cerreta seconded to **adopt the first reading of Ordinance No. 12-14**. All members present voting:

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

No: 0

Mr. Snyder: May we suspend the rules of council for Ordinance No. 12-14?

Mrs. Kiesling moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 12-14**. All members present voting:

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

No: 0

Mr. Snyder: Since time is of the essence, may we adopt under the suspension of the rules, Ordinance No. 12-14.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt under the suspension of the rules, Ordinance No. 12-14**. All members present voting:

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

No: 0

REPORTS – COUNCIL:

Mr. Snyder: Okay, reports - Mr. Foltz

Mr. Foltz: No report

Mr. Snyder: Mr. Peters

Mr. Peters: No report, sir.

Mr. Snyder: Mrs. Werren

Mrs. Werren: No report

Mr. Snyder: Mr. Griffith

Mr. Griffith: I have a couple of items. Several weeks ago, we got news that the individual who had robbed the Marathon down here on Main Street was, in fact caught and arrested. And I wanted to make sure that we got that out in the news that that person was apprehended. As Director Grimes was kind enough to say when we

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, January 13,

7:00 p.m.

20¹⁴

asked that question the other night, he said, he will be. And of course, Mike is right. So there you go. But I wanted to give thanks, special thanks to the police for that, and make sure again that everyone knew about that too. And that happened very, I mean a while back too, so that - it was somewhat of an issue. And that - on the tail of that, of course North Canton was named as a very safe city, and I'm sure you guys will talk about that. But I wanted to give kudos again for that as well. That's a lot of hard work by a lot of people, and that's something special to celebrate as well as the City. I also wanted to quickly note, we've talked a lot about emergencies, but it is important for us to remember that there's a difference between an emergency, legislation that has an emergency where we would pass it after only one reading, and then legislation that would have an emergency clause that we would still read it a couple of times but the emergency is in there so that it comes effective right away rather than waits for a period of time. So although tonight we obviously had a lot of year beginning things that we needed to pass. Just because something on the agenda says emergency, I think people need not worry that it's necessarily going to be passed all at the same time too. So, that's important to note as well as we talk about it. And, we've seen that happen ...inaudible...

Mrs. Werren: And, maybe when people collect data, it should be noted the difference between...

Mr. Griffith: Right. That is important. That's very important as well. So at any rate, I just wanted to make you aware of this.

Mr. Snyder: And if you'll look the majority 98 point some percent, all these are contained in the 2014 Appendix budget. So they were read and reviewed by all members of Council. And as the time, when we say "time is of the essence" we have to get it out. There are only so many bidders on these projects. And I know south of us, Canton passes all their legislation on emergency. Every bit of their legislation is passed on emergency. It's adopted immediately. They've chosen to do that. We do not do that. I mean a vast majority of it is, but sometimes it doesn't get here, and we have to be able to move. Some of that will be eliminated as the State authorization for being suspended without bid is now \$50,000. So a lot of those little things will be removed where we won't see them as quickly. But I appreciate your comments. Mr. Cerreta.

Mr. Cerreta: No report. But I'd like to say that we had some good comments today from the audience and we're all aware of the things that you talked about. Those are the things that go through our minds on all those. So thank you for bringing those up in the front, but no report outside of that.

Mr. Snyder: I appreciate that. Mrs. Kiesling.
Mrs. Kiesling: No report.

Mr. Snyder: I have two items. Next week Monday is Martin Luther King declared holiday. Traditionally we do not meet when the building is closed. So I would like to have a motion to move, Doug, we already did, no we need to do that. We usually them all at the beginning of the year. We want to move that to Tuesday at 7:00 p.m. if that's all right with the members.

Mrs. Kiesling moved and Mr. Foltz seconded to change the Committee of the Whole meeting date from Monday, January 20, 2014 to Tuesday, January 21, 2014 in observance of Martin Luther King Day.

Mr. Snyder: Madam Clerk, will you call that roll?

All members present voting:

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

Mr. Snyder: Thank you. Also, I would like to mention this last weekend in my correspondence I received a notice that the City and specifically the Director of Finance, Director Alger, will be receiving an award of excellence again for the CAFR. (Certificate of

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held	Monday, January 13,	7:00 p.m.	20	14
------	---------------------	-----------	----	----

Achievement in Financial Reporting); I believe this congratulations. You have not stopped at that, you've followed it with good family lineage there, but we're very proud of you and your staff. And please pass that to your staff. Again, for a City our size, to have a very clean issue is quite commending, and we're very proud of you and your staff. So thank you again for all your hard work.

REPORTS:

Mr. Snyder: Director Fox

Mr. Fox: Yes. In the discussion that you had mentioned the difference in regarding what indeed is an appropriate emergency clause in legislation. It's important to note it's not necessarily tied into the layman's term of what exactly is an emergency. It's the City on fire and we have to put it out. The legislature decides, what indeed is an emergency ordinance. It does give that discretion to the local legislative bodies and in fact, in many circumstances, the legislature when it makes these determinations, especially dealing with collective bargaining agreements, makes it mandatory that this legislation is passed on an emergency clause. In fact, when you're approving a collective bargaining agreement, there's a requirement that it's approved within one week after that meeting where you've hammered that out. So indeed there's a requirement that the legislature is placed in there that requires emergency legislation. Also again, I don't have the final numbers, but the Mayors' Court collections for income tax for the taxes, for the fines, and the court costs is right about \$200,000 for that year. We've already started with this year, had about eight cases that we were cleaning up for last year. We won't anticipate having the numbers quite so high because we took care of a large backlog. Many of those were coming in, we were looking for the most outstanding cases. But I believe that we'll have some very respectable numbers through the year. That's it.

Mr. Snyder: Thank you. Director Alger.

Mrs. Alger: It's the 24th - sorry for the raspy voice. It's the 24th year that we received that award, just to let you know. And I thank Council and Administration for helping us to get that award, having policies and procedures in place. Also, right now we are obviously closing out 2013, opening up 2014, and continuing with everything else every day to day stuff - items that go on. But other than that, no more.

Mr. Snyder: Thank you. Director Grimes.

Mr. Grimes: They were out filling the pot holes Friday at the post office and I don't know if the workmanship is art quality, but they did fill some of them up there. There are some with water that I don't know that they filled. You know, it's hard to fill them with water when you have to remove them. But they were up there and they did call and let us know. So I think Mr. Bowles apparently got on them because they called my office pleading not to get a citation. So

(Laughter)

Mr. Grimes: We told them Friday was fine not to get it, but - and then we survived the winter, the cold. We probably had at least a half dozen meters or people where their water meters froze. So we'd just like to remind people that where that comes into your house with the water meter, you've got to keep that warm or they will freeze, and then you know break out underneath, and you won't have water. So, some people in order to save a little money on that will turn it down a little too far in their basements or crawl space or wherever that meter happens to come through. So you've got to make sure that you do that. We did have a water break at our Civic Center. I thought at first that Jim put a shower in, but it truly was a water break. They've been renovating that building a lot, but we don't know what the damage is yet on that. Jim's got it up and fixed. We think we got most of the machines out of the way and that. So, thank you sir.

Mr. Snyder: Appreciate it. Mr. Mayor.

Mayor Held: Yes, two things. One, our Police Department and the safety of the City as Dan had mentioned, it's really going quite well. We have a number of new police officers in the department, and they're very eager and they're very active. And I think when we take a

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, January 13,

7:00 p.m.

20¹⁴

look at the annual reports that the departments will put out, particularly when you look at the Police Department, I think you're going to see an increase in the activity. And which is a good thing because it keeps our streets safe. And also, we don't have the data yet on the recycling program, but we expect at least a 20% increase. And the recycling going with the new containers, so that program has been an excellent success. And as Administrator Grimes had mentioned to me tonight, do we have any complaints?

Mr. Grimes: No.

Mayor Held: I mean that is really nice when you figure we have over 5,000 residents that are participating in the new program with the 90-gallon waste containers and the 65-gallon recycle containers. And you know, no complaints. It's running along very smoothly. That's all I have.

Mr. Snyder: Thank you. Mr. Engineer.

Mr. Benekos: No report.

Mr. Snyder: Okay. And then one thing, I know it was brought up in Public Speaks, relative to the change in the Council meetings and relative to the committee changes. We've looked at it. We're going to try it. It's not ...inaudible... the Council, actual rules will be presented through Mrs. Werren's committee. And we'll have to tweak those, and we're going to see how it works. As far as every member being on the same committee, it has increased the participation. They're all checking weekly with the appropriate requesting person. They're doing their own homework. They're talking amongst each other. And it does, we were bootstrapped before, but we have everybody participate prior to the meeting because the open meetings' law where the majority of the members meet which would be illegal now. We're able to meet and talk. Talk on the phone. Not all of them of course, just three of them at one time. But we are getting an effect that is seems - it's very new. It's in its infancy, and we're going to try it and see how it works. It will be more productive. It will allow for public speaks in between the two. And not saying - and not saying every piece of legislation will be passed that night. If it's something that would be very invasive or impact the residents, it will be considered at a following meeting. We have very much flexibility to do so. So I hope that works. If it doesn't, we'll just rescind back to the old system. There being anything else to come before the body? Madam Clerk, I didn't ask you. I apologize. Any comment.

Mrs. Kalpac: No, thank you.

Mr. Snyder: Thank you. Seeing none, I'll entertain a motion to adjourn.

ADJOURN:

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

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

No: 0

Council Meeting adjourned at 8:02 p.m.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL



145 North Main St. · North Canton, OH 44720
Phone: 330-499-3986 Fax: 330-499-2080
citycouncil@northcantonohio.com

CITY OF NORTH CANTON COUNCIL OFFICE

President of Council
Jon Snyder

Vice President of Council
Marcia Kiesling

Council at Large
Mark Cerreta

Council at Large
Dan Griffith

Councilman, Ward 1
Doug Foltz

Councilman, Ward 2
Daniel Peters

Councilwoman, Ward 3
Stephanie Werren

PERSONNEL & SAFETY COMMITTEE MEETING MINUTES

The Personnel & Safety Committee of North Canton City Council, met Monday January 13, 2014 in Council Chambers at North Canton City Hall.

Present for the meeting were: Chairperson Peters, Vice Chairperson Snyder, Committee Members Cerreta, Foltz, Griffith (arrived at 6:50 p.m.), Kiesling, and Werren. Also present were: Director of Administration Grimes, Director of Law Fox, Director of Finance Alger, City Engineer Benekos, and Clerk of Council Kalpac. Mayor Held was not present for the meeting.

Items discussed:

- a. Memorandum of Agreement – North Canton Service & Clerical: The Committee authorized legislation amending Ordinance No. 97-11, as amended, Collective Bargaining Agreement, specifically Article 25 – Wages, by and between the City of North Canton and the North Canton Service & Clerical Employees, and to authorize the Director of Finance's one-time stipend disbursement to qualified employees.

Legislation to be considered at a meeting held this date, will contain an emergency clause, and is subject to waiver of the rules requiring a committee report.

- b. Letter of Authorization - Drinking Water Plant Operators: The Committee authorized legislation, amending Ordinance No. 98-11, Collective Bargaining Agreement, specifically Article 25 – Wages, by and between the City of North Canton and the North Canton Fiscal, Clerical, and Accounting Specialists, and to authorize the Director of Finance's one-time stipend disbursement to qualified employees.

Legislation to be considered at a meeting held this date, will contain an emergency clause, and is subject to waiver of the rules requiring a committee report.

- c. Memorandum of Agreement – Clerical, Fiscal & Accounting Specialists: The Committee authorized legislation, amending Ordinance No. 99-11 Collective Bargaining Agreement (“CBA”), specifically Article 26 – Wages, by and between the City of North Canton (“City”) and the North Canton Drinking Water Plant Operators Employees (“Union”), and to authorize the Director of Finance’s one-time stipend disbursement to qualified employees.

Legislation to be considered at a meeting held this date, will contain an emergency clause, and is subject to waiver of the rules requiring a committee report.

Respectfully submitted,

Daniel Peters, Chairperson

Doug Foltz, Member

Jon Snyder, Vice Chairperson

Dan Griffith, Member

Mark Cerreta, Member

Marcia Kiesling, Member

Stephanie Werren, Member

1/14/14-gmk

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

1/22/14-gmk
(Ordinance, Rules & Claims)

Ordinance No. 13-14

An ordinance amending CHAPTER 111 – COUNCIL, specifically 111.01 MEETINGS: TIME, PLACE, AND RECORDING PROCEDURE, of the Codified Ordinances of the City of North Canton, to remove the requirement for verbatim transcription.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That CHAPTER 111 – COUNCIL, specifically 111.01 MEETINGS: TIME, PLACE, AND RECORDING PROCEDURE of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read as follows:

CHAPTER 111 – COUNCIL

111.01 MEETINGS: TIME, PLACE, AND RECORDING PROCEDURE.

(a) Council of the City of North Canton, Ohio, ("Council") shall meet on the second and fourth Monday of each month at 7:00 p.m. in Council chambers, located in City Hall, 145 North Main Street, with the exception of the months of July and August when Council will meet on the second Monday in July, the fourth Monday in August, and the second Monday in December.

(b) If a Council meeting date falls on a holiday recognized by the City, the meeting date shall be rescheduled or canceled.

(c) The starting time of a Council meeting or a public hearing may be set by motion of Council.

(d) Special Council meetings may be called as provided by the Charter of the Municipality of North Canton, Ohio ("Charter").

(e) Pursuant to the Charter, the Clerk of Council ("Clerk") shall keep a complete and accurate journal of all Council proceedings, which shall be authenticated by the Clerk's signature.

(f) Council shall meet as a Committee of the Whole on the first, third, Monday, of each month at 7:00 p.m. in Council chambers, located in City Hall, 145 North Main Street, with the exception of the months of July and August when the Committee of the Whole shall meet on the first Monday in July, the third Monday in August, and the first Monday in December.

(g) The date and/or time of a Council or Committee of the Whole meeting may be changed or cancelled by a favorable vote of the majority of those members present at a prior Council or Committee of the Whole meeting, or upon the written request of four members of Council.

(h) All Council and Committee of the Whole meetings, with the exception of executive sessions, shall be recorded.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 3. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL

g:\2014 legislation\13-14 chapter 111 re verbatim minutes.docx

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

1/22/14-gmk
(Ordinance, Rules & Claims)

Ordinance No. 14-14

An ordinance amending Chapter 145 – Planning Commission, specifically 145.01 TRANSCRIPTION/DISTRIBUTION OF MINUTES, of the Codified Ordinances of the City of North Canton, to remove the requirement of verbatim transcription.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That Chapter 145 – Planning Commission, specifically 145.01 TRANSCRIPTION / DISTRIBUTION OF MINUTES, of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read as follows:

145.01 TRANSCRIPTION/DISTRIBUTION OF MINUTES.

(a) All meetings of the Planning Commission, with the exception of executive sessions, shall be recorded for the purpose of preparing meeting minutes.

(b) A copy of all Planning Commission meeting minutes shall be distributed to Council.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 3. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

1/22/14-gmk
(Ordinance, Rules, & Claims)

Ordinance No. 15-15

An ordinance amending Chapter 147 – Zoning and Building Standards Board of Appeals, specifically 147.01 TRANSCRIPTION/DISTRIBUTION OF MINUTES, of the Codified Ordinances of the City of North Canton, to remove the requirement of verbatim transcription.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That Chapter 147 – Zoning and Building Standards Board of Appeals, specifically 147.01 TRANSCRIPTION / DISTRIBUTION OF MINUTES, of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read as follows:

145.01 TRANSCRIPTION/DISTRIBUTION OF MINUTES.

(a) All meetings of the Zoning and Building Standards Board of Appeals, with the exception of executive sessions, shall be recorded for the purpose of preparing meeting minutes.

(b) A copy of all Zoning and Building Standards Board of Appeals meeting minutes shall be distributed to Council.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 3. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

1/24/14-tlf
(Ordinance, Rules & Claims)

Ordinance No. 16-14

An ordinance amending Chapter 1307 – Flood Damage Reduction, specifically 1307.05 APPEALS AND VARIANCES, of the Codified Ordinances of the City of North Canton, to remove the verbatim transcription of meetings requirement and update in accordance with the remainder of the codified ordinances.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That Chapter 1307 – Flood Damage Reduction, specifically 1307.05 APPEALS AND VARIANCES, of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read as follows.

1307.05 APPEALS AND VARIANCES.

(a) Appeals Board Established.

(1) The Zoning and Building Standards Board of Appeals as established by the City of North Canton shall hear and decide appeals and requests for variances from the requirements of this chapter.

(2) The Zoning and Building Standards Board of Appeals shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the City Engineer's office in the enforcement or administration of this chapter. Records of the Appeals Board shall be kept and filed at the City Engineer's office, 845 W. Maple St., North Canton, OH 44720.

(b) Powers and Duties.

(1) The Appeals Board shall hear and decide appeals where it is alleged there is an error in any order, requirement, decision or determination made by the Floodplain Administrator in the administration or enforcement of these regulations.

(2) Authorize variances in accordance with subsection (d) hereof of these regulations.

(c) Appeals. Any person affected by any notice and order, or other official action of the Floodplain Administrator may request and shall be granted a hearing on the matter before the Appeals Board provided that such person shall file, within 30 days of the date of such notice and order, or other official action, a brief statement of the grounds for such hearing or for the mitigation of any item appearing on any order of the Floodplain Administrator's decision. Such appeal shall be in writing, signed by the applicant, and be filed with the Floodplain Administrator. Upon receipt of the appeal, the Floodplain Administrator shall transmit said notice and all pertinent information on which the Floodplain Administrator's decision was made to the Appeals Board.

Upon receipt of the notice of appeal, the Appeals Board shall fix a reasonable time for the appeal, give notice in writing to parties in interest, and decide the appeal within a reasonable time after it is submitted.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

(d) Variances. Any person believing that the use and development standards of these regulations would result in unnecessary hardship may file an application for a variance. The Appeals Board shall have the power to authorize, in specific cases, such variances from the standards of these regulations, not inconsistent with Federal regulations, as will not be contrary to the public interest where, owing to special conditions of the lot or parcel, a literal enforcement of the provisions of these regulations would result in unnecessary hardship.

(1) Application for a variance.

A. Any owner, or agent thereof, of property for which a variance is sought shall make an application for a variance by filing it with the Floodplain Administrator, who upon receipt of the variance shall transmit it to the Appeals Board.

B. Such application at a minimum shall contain the following information: Name, address, and telephone number of applicant; legal description of the property; parcel map; description of the existing use; description of the proposed use; location of the floodplain; description of the variance sought; reason for the variance request.

All applications for a variance shall be accompanied by a variance application fee set in the schedule of fees adopted by the City of North Canton.

(2) Public hearing. At such hearing the applicant shall present such statements and evidence as the Appeals Board requires.

A. In considering such variance applications, the Appeals Board shall consider and make findings of fact on all evaluations, all relevant factors, standards specified in other sections of these regulations and the following factors:

1. The danger that materials may be swept onto other lands to the injury of others.
2. The danger to life and property due to flooding or erosion damage.
3. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
4. The importance of the services provided by the proposed facility to the community.
5. The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage.
6. The necessity to the facility of a waterfront location, where applicable.
7. The compatibility of the proposed use with existing and anticipated development.
8. The relationship of the proposed use to the comprehensive plan and floodplain management program for that area.
9. The safety of access to the property in times of flood for ordinary and emergency vehicles.
10. The expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site.

RECORD OF ORDINANCES

Duyton Legal Blank, Inc.

Form No. 30143

Ordinance No. _____

Passed _____, 20____

11. The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.

B. Variances shall only be issued upon:

1. A showing of good and sufficient cause.
2. A determination that failure to grant the variance would result in exceptional hardship due to the physical characteristics of the property. Increased cost or inconvenience of meeting the requirements of these regulations does not constitute an exceptional hardship to the applicant.
3. A determination that the granting of a variance will not result in increased flood heights beyond that which is allowed in these regulations; additional threats to public safety; extraordinary public expense, nuisances, fraud on or victimization of the public, or conflict with existing local laws.
4. A determination that the structure or other development is protected by methods to minimize flood damages.
5. A determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

C. Upon consideration of the above factors and the purposes of these regulations, the Appeals Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of these regulations.

(3) Other conditions for variances.

A. Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

B. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items in subsection (d)(2)A.1. to 11. hereof have been fully considered. As the lot size increases beyond one-half acre, the technical justification required for issuing the variance increases.

C. Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(e) Procedure at Hearings.

- (1) All testimony shall be given under oath.
- (2) A complete record of the proceedings shall be kept, except minutes of executive sessions as permitted by law, but including all documents presented and a recording of the testimony of all witnesses, which shall be verified by the Boards secretary.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 10043

Ordinance No. _____

Passed _____, 20____

(3) The applicant shall proceed first to present evidence and testimony in support of the appeal or variance.

(4) The Administrator may present evidence or testimony in opposition to the appeal or variance.

(5) All witnesses shall be subject to cross-examination by the adverse party or their counsel.

(6) Evidence that is not admitted may be proffered and shall become part of the record for appeal.

(7) The Board shall issue subpoenas upon written request for the attendance of witnesses. A reasonable deposit to cover the cost of issuance and service shall be collected in advance.

(8) The Board shall prepare conclusions of facts supporting its decision. The Board's decision may be announced at the conclusion of the hearing and thereafter issued in writing, or its decision may be issued in writing within a reasonable time after the hearing.

(f) Appeal to the Court. Those aggrieved by the decision of the Appeals Board may appeal such decision to the Stark Court of Common Pleas, as provided in Chapter 2506 of the Ohio Revised Code.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 3. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

1/22/14-gmk
(Finance & Property)

Resolution 17-14

A Resolution to submit to the electors of the City of North Canton, Ohio, the question of a new tax levy for parks and recreational purposes in the City of North Canton and declaring the same to be an emergency.

WHEREAS, the City of North Canton, upon due investigation and consideration, has determined that the amount of taxes that may be raised within the ten (10) mill limitation will be insufficient to provide for the City's requirements and that it is therefore necessary to levy a new tax in excess of that limitation for City parks and recreational purposes; and

WHEREAS, by reason of the facts set forth above, City Council has determined that it should, and hereby declares that it shall submit to the electors of the City of North Canton at the May 6, 2014 primary election the question of a new tax levy of one and one-half (1.5) mill outside the ten (10) mill limitation, for parks and recreational purposes in the City of North Canton, Stark County, Ohio, for a period of five (5) years, tax years 2014, 2015, 2016, 2017, and 2018, commencing with tax year 2014, first due in calendar year 2015, said new levy to be at a rate not to exceed one and one-half (1.5) mill for each one dollar of valuation, which amounts to fifteen (15) cents for each one-hundred dollars of valuation.

NOW, THEREFORE, BE IT RESOLVED that there shall be submitted to the electors of the City of North Canton at the primary election to be held on May 6, 2014, the question of a new tax levy outside the ten (10) mill limitation in and for the City of North Canton in the amount of one and one-half (1.5) mill for parks and recreational purposes in the City of North Canton, Stark County, Ohio; and that said new one and one-half (1.5) mill shall be levied for a period of five (5) years, tax years 2014, 2015, 2016, 2017, and 2018, commencing with tax year 2014, first due in calendar year 2015.

BE IT FURTHER RESOLVED that the submission of said proposal, the notice of election, the form of ballot, the certificate of the levy as voted outside the ten (10) mill limitation, and the levying of such additional millage shall be in accordance with provisions 5705.19, 5705.191, and 5705.25, and other related sections of the Ohio Revised Code, in accordance with its statutes in such cases made and provided; and

BE IT FURTHER RESOLVED that the form of the ballot cast at such election shall be:

(A majority affirmative vote is necessary for passage.)

"A new tax for the benefit of the City of North Canton, Stark County, Ohio, for providing funds for parks and recreational purposes in the City of North Canton, Stark County, Ohio, at a rate not exceeding one and one-half (1.5) mill for each one dollar of valuation, which amounts to fifteen (15) cents for each one hundred dollars of valuation, for a period of five (5) years, tax years 2014, 2015, 2016, 2017, and 2018, commencing with tax year 2014, first due in calendar year 2015."

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

BE IT FURTHER RESOLVED THAT the Clerk of Council, be, and is hereby directed and authorized to proceed forthwith to provide certification hereof to the Stark County, Ohio Board of Elections, pursuant to the provisions of Section 5705.19, 5705.191 and 5705.25 of the Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this Resolution.

That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton, and is further necessary in order to timely submit the question to the Stark County, Ohio Board of Elections so that it may be placed on the ballot for the May 6, 2014 primary election; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this Resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL

g:\2014 legislation\18-14 park levy ballot language .docx