



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
Daniel J. Peters

Vice President of Council
Doug Foltz

Council at Large
Mark Cerreta

Council at Large
Dan Griffith

Council at Large
Marcia Kiesling

Councilperson, Ward 3
Stephanie Werren

Councilperson, Ward 4
Jon Snyder

NOTICE OF MEETINGS Special Council Meeting Monday, May 5, 2014 – 6:45 p.m.

Notice is hereby given that a Special Council meeting of the Council of the City of North Canton will be held **Monday, May 5, 2014 at 6:45 p.m.** in the Council Chambers at North Canton City Hall, pursuant to a written request from President of Council Daniel Peters, for consideration of the following:

1. Call to Order
2. Roll Call
3. **Ordinance No. 38-14 – 1st Reading – Finance & Property**
A Resolution on submission of request to the Stark County Auditor, pursuant to Ohio Revised Code Section 5705.03(B), to certify to the City of North Canton, Stark County, Ohio, as the City's taxing authority, the total current tax valuation as a subdivision, and the dollar amount of revenue that would be generated for a renewal tax of one (1.0) mill; and a renewal tax of one (1.0) mill and an increase of one-half (0.5) mill totaling one and one-half (1.5) mills, pursuant to Ohio Revised Code Sections 5705.19, 5705.191, and 5705.25, for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016, and declaring the same to be an emergency.
4. **Ordinance No. 39-14 – 1st Reading – Finance & Property**
A Resolution on submission of request to the Stark County Auditor, pursuant to Ohio Revised Code Section 5705.03(B), to certify to the City of North Canton, Stark County, Ohio, as the City's taxing authority, the total current tax valuation as a subdivision, and the dollar amount of revenue that would be generated for a renewal tax of one (1.0) mill; and a renewal tax of one (1.0) mill and an increase of one-half (0.5) mill totaling one and one-half (1.5) mills; and a renewal tax of one (1.0) mill, pursuant to Ohio Revised Code Sections 5705.19, 5705.191 and 5705.25 for the purpose of providing additional funds for the City's portion of street improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016, and declaring the same to be an emergency.
5. Adjourn

Committee of the Whole Meeting Agenda
Monday, May 5, 2014 – 7:00 p.m.

North Canton City Council will meet as a Committee of the Whole **Monday, May 5, 2014 at 7:00 p.m.** in the Council Chambers at North Canton City Hall.

Items will be discussed as time allows, not necessarily in the order indicated.

1. Ordinance, Rules & Claims Committee

Chairperson: Stephanie Werren
Vice Chairperson: Doug Foltz
Members: Marcia Kiesling
Mark Cerreta
Dan Griffith
Daniel Peters
Jon Snyder

North Canton Rental Registration
Stephanie Werren

2. Personnel & Safety Committee

Chairperson: Daniel Peters
Vice Chairperson: Jon Snyder
Members: Mark Cerreta
Doug Foltz
Dan Griffith
Marcia Kiesling
Stephanie Werren

- a. Emergency Reserve Dispatching Service Agreement
Daniel Peters
- b. Amendment to Exempt Ordinance
Daniel Peters

3. Street & Alley Committee

Chairperson: Dan Griffith
Vice Chairperson: Daniel Peters
Members: Doug Foltz
Mark Cerreta
Marcia Kiesling
Jon Snyder
Stephanie Werren

- a. Price Park East Parking Lot Rehab Project
Dan Griffith
- b. Surface Water Improvement Fund Grant re Price Park East Parking Lot
Dan Griffith
- c. 2014 Street Maintenance/Paving Program
Dan Griffith

4. Water, Sewer & Rubbish Committee

Chairperson: Mark Cerreta
Vice Chairperson: Dan Griffith
Members: Jon Snyder
Doug Foltz
Marcia Kiesling
Daniel Peters
Stephanie Werren

- a. 2014 Sanitary Sewer Rehab Project
Mark Cerreta
- b. Foster Avenue and Hartman Street Waterline Replacement Project
Mark Cerreta
- c. South Main Street Waterline Replacement Project
Mark Cerreta
- d. Whipple Avenue Waterline Extension
Mark Cerreta

5. Finance & Property Committee

Chairperson: Jon Snyder
Vice Chairperson: Marcia Kiesling
Members: Dan Griffith
Mark Cerreta
Doug Foltz
Daniel Peters
Stephanie Werren

Request for Jury Payment
Jon Snyder

Gail M. Kalpac
Clerk of Council

5/1/14-gmk

RECORD OF ORDINANCES

Duylon Legal Blanks, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

4/29/14-gmk
(Finance & Property)

Resolution No. 38-14

A Resolution on submission of request to the Stark County Auditor, pursuant to Ohio Revised Code Section 5705.03(B), to certify to the City of North Canton, Stark County, Ohio, as the City's taxing authority, the total current tax valuation as a subdivision, and the dollar amount of revenue that would be generated for a renewal tax of one (1.0) mill; and a renewal tax of one (1.0) mill and an increase of one-half (0.5) mill totaling one and one-half (1.5) mills, pursuant to Ohio Revised Code Sections 5705.19, 5705.191, and 5705.25, for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016, and declaring the same to be an emergency.

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

WHEREAS, upon due investigation and consideration the Council of the City of North Canton has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the City of North Canton, Stark County, Ohio, will be insufficient to provide an adequate amount for the necessary requirements for said City of North Canton, Stark county, Ohio, for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016.

WHEREAS, by reason thereof, this Council has determined that it will be necessary to tax one (1.0) mill; and one and one-half (1.5) mills, which is in excess of such limitation, for the purpose of providing additional funds for the City's portion of storm water improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016.

WHEREAS, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), this Council, as the City's taxing authority is required to certify to the Stark County Auditor a Resolution requesting that the Auditor certify to this Council, as the City's taxing authority the City's total current tax valuation as a subdivision, and the dollar amount of revenue that would be generated by a specified number of mill. In addition, this Council, as the City's taxing authority, is required to state the purpose of the tax, whether the tax is an additional levy or a renewal, or a renewal of an existing tax, and the section of the Ohio Revised Code authorizing submission of the question of the tax to the Stark County Board of Elections for determination as provided by law.

NOW THEREFORE, BE IT RESOLVED THAT the Council of the City of North Canton, Stark county, Ohio, on behalf of City of North Canton and as taxing authority for said City, does hereby determine that it is necessary to levy a tax, outside the ten (10) mill limitation for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016.

BE IT FURTHER RESOLVED THAT the Council of the City of North Canton, Stark County, Ohio, as taxing authority for the City of North Canton, Stark County, Ohio, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), does hereby certify to the Stark County Auditor this Resolution requesting that the Stark County Auditor certify to this taxing authority, the total current tax valuation of the City of North Canton, Stark County, Ohio, as a subdivision, and the dollar amount of revenue that would be generated by a renewal tax of one (1.0) mill; and a renewal tax of one (1.0) mill and an increase of one-half (0.5) mill totaling one and one-half (1.5) mills, for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016, pursuant to Ohio Revised Code Sections 5705.19(O), 5705.191, and 5705.25 authorizing submission of the question of the renewal of an existing tax at the November 4, 2014 General Election.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 38043

Ordinance No. _____ Passed _____, 20____

BE IT FURTHER RESOLVED THAT the Clerk of Council, be, and is hereby directed and authorized to certify this Resolution to the Stark County Auditor, pursuant to the provisions of Section 5705.03(B) of the Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this Resolution and the requirements of Section 5705.03(B) of the Ohio Revised Code.

BE IT FURTHER RESOLVED THAT it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Council and that all deliberations of the Council that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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, for providing for flood defense, and other purposes to prevent floods, and further necessary in order to submit the question on the ballot of the November 4, 2014 General Election; wherefore, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL

g:\2014 legislation\38-14 storm sewer levy legislation.docx

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

4/29/14-gmk
(Finance & Property)

Resolution No. 39-14

A Resolution on submission of request to the Stark County Auditor, pursuant to Ohio Revised Code Section 5705.03(B), to certify to the City of North Canton, Stark County, Ohio, as the City's taxing authority, the total current tax valuation as a subdivision, and the dollar amount of revenue that would be generated for a renewal tax of one (1.0) mill; and a renewal tax of one (1.0) mill and an increase of one-half (0.5) mill totaling one and one-half (1.5) mills, pursuant to Ohio Revised Code Sections 5705.19, 5705.191 and 5705.25 for the purpose of providing additional funds for the City's portion of street improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016, and declaring the same to be an emergency.

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

WHEREAS, upon due investigation and consideration the Council of the City of North Canton has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the City of North Canton, Stark County, Ohio, will be insufficient to provide an adequate amount for the necessary requirements for said City of North Canton, Stark County, Ohio, for the purpose of providing additional funds for the City's portion of street improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016.

WHEREAS, by reason thereof, this Council has determined that it will be necessary to tax one (1.0) mill; and one and one-half (1.5) mills, which is in excess of such limitation, for the purpose of providing additional funds for the City's portion of street improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016.

WHEREAS, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), this Council, as the City's taxing authority is required to certify to the Stark County Auditor a Resolution requesting that the Auditor certify to this Council, as the City's taxing authority the City's total current tax valuation as a subdivision, and the dollar amount of revenue that would be generated by a specified number of mill. In addition, this Council, as the City's taxing authority, is required to state the purpose of the tax, whether the tax is an additional levy or a renewal, or a renewal of an existing tax, and the section of the Ohio Revised Code authorizing submission of the question of the tax to the Stark County Board of Elections for determination as provided by law.

NOW THEREFORE, BE IT RESOLVED THAT the Council of the City of North Canton, Stark county, Ohio, on behalf of City of North Canton and as taxing authority for said City, does hereby determine that it is necessary to levy a tax, outside the ten (10) mill limitation for the purpose of providing additional funds for the City's portion of street improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016.

BE IT FURTHER RESOLVED THAT the Council of the City of North Canton, Stark County, Ohio, as taxing authority for the City of North Canton, Stark County, Ohio, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), does hereby certify to the Stark County Auditor this Resolution requesting that the Stark County Auditor certify to this taxing authority, the total current tax valuation of the City of North Canton, Stark County, Ohio, as a subdivision, and the dollar amount of revenue that would be generated by a renewal tax of one (1.0) mill; and a renewal tax of one (1.0) mill and an increase of one-half (0.5) mills totaling one and one-half (1.5) mills, for the purpose of providing additional funds for the City's portion of street improvements in the City of North Canton, commencing in 2015, first due in calendar year 2016, pursuant to Ohio Revised Code Sections 5705.19(G), 5705.191, and 5705.25 authorizing submission of the question of the replacement of an existing tax at the November 4, 2014 General Election.

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 certify this Resolution to the Stark County Auditor, pursuant to the provisions of Section 5705.03(B) of the Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this Resolution and the requirements of Section 5705.03(B) of the Ohio Revised Code.

BE IT FURTHER RESOLVED THAT it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Council and that all deliberations of the Council that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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, to repair, and if necessary, resurface deteriorating City streets, and further necessary in order to submit the question on the ballot of the November 4, 2014 General Election; wherefore, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL

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Excerpt from North Canton Codified Ordinance 191.12

(h) Duties of owners of rental or leased property.

(1) For the purposes of this subsection, "tenant" means:

A. If there is a written lease or rental agreement, the person or persons who signs the written lease or rental agreement with the owner.

B. If there is an oral lease or rental agreement, the person or persons with whom the owner enters into the oral lease or rental agreement.

(2) All property owners of rental or lease property who rent to tenants of residential, commercial or industrial premises shall file with the Director of Finance a report showing the names and addresses of each such tenant who occupies residential, commercial or industrial premises within the corporation limits of North Canton.

(3) Within thirty days after a new tenant occupies residential, commercial or industrial rental property of any kind within North Canton, all property owners of rental or leased residential, commercial or industrial property who rent to tenants, shall file with the Director of Finance, a report showing the names and addresses of each such tenant who occupies residential, commercial or industrial premises within the corporation limits of North Canton.

(4) Within thirty days after a tenant vacates a rental or leased residential, commercial or industrial property located within North Canton, the property owner of such vacated rental or lease property shall file with the Director of Finance a report showing the date of vacating from the rental or leased residential, commercial or industrial property and identifying such vacating tenant.

(5) For failure to comply with subsection (h) hereof there shall be imposed a penalty of fifty dollars (\$50.00) for the first offense, one hundred dollars (\$100.00) for the second offense, and two hundred dollars (\$200.00) for third and subsequent offenses.



145 North Main St. · North Canton, OH 44720
Phone: 330-499-8223 Fax: 330-305-0603
mgrimes@northcantonohio.gov

CITY OF NORTH CANTON
Michael J. Grimes

Director of Administration

Legislation Request

To: Daniel J. Peters, Council President

Date: April 29, 2014

Subject: Emergency Reserve Dispatching Service Agreement

I am requesting that authorization be given to the Mayor of the City of North Canton to enter into an Emergency Reserve Dispatching Agreement by and between the City and Nimishillen Township.

This Agreement would allow Nimishillen Township to provide dispatching capabilities to our emergency services in an event where the City's dispatching center became unusable or inoperable for any reason. The \$4000.00 one-time cost is to put the appropriate radio boards and module equipment into the Nimishillen dispatch facilities to communicate with the City's equipment.

Budget Line: 330-236-5501 amount \$ 4000.00

EMERGENCY REQUESTED YES NO

Respectfully Submitted,

Michael J. Grimes

Copy; Fire Chief John Bacon
Police Chief Stephan Wilder
File

RECEIVED

APR 29 2014

**COUNCIL OFFICE
NORTH CANTON, OHIO**

An ordinance authorizing the Mayor of the City of North Canton to enter into an Emergency Reserve Dispatching Agreement, by and between the City of North Canton and Nimishillen Township, to provide dispatching capabilities to the City's dispatching center in the event it became unusable or inoperable.

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

Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to enter into an Emergency Reserve Dispatching Agreement, by and between the City of North Canton and Nimishillen Township, to provide dispatching capabilities to the City's dispatching center in the event it became unusable or inoperable.

Section 2. That under this Agreement, Nimishillen Township agrees to provide 24-hour per day emergency reserve dispatching services to the City's Fire/EMS and Law Enforcement Departments under the terms and conditions more fully described in the Agreement attached hereto and incorporated here by this reference.

Section 3. 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 4. 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

EMERGENCY RESERVE DISPATCHING SERVICE AGREEMENT

I. PARTIES AND CONSIDERATION

NOW THEREFORE, for the mutual covenants and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged between the parties herein, this Agreement ("Agreement") is made by and between Nimishillen Township Board of Trustees ("Provider"), and the City of North Canton ("Recipient"), each being political subdivisions of the State of Ohio.

II. PURPOSE

Under this Agreement, the Provider agrees to provide 24-hour per-day emergency reserve dispatching services to the Recipient for the Recipient's Fire/EMS and Law Enforcement departments.

III. SERVICES PROVIDED TO RECIPIENT

The emergency reserve dispatching services that Provider shall provide to the Recipient under this Agreement shall include the following:

- A. Maintain an electronic log of telephone calls from complainants or victims;
- B. Maintain an electronic log of all radio traffic;
- C. Dispatch all emergency 10 digit and 911 calls;
- D. Maintain a log of all 911 calls;
- E. Notify agency of all monitored alarms;
- F. Dispatch regional emergency or investigative information;
- G. Notify agency of emergency alerts;
- H. Notify of weather alerts;
- I. Support with notification of various agencies, hazmat, EPA, etc.
- J. Group page members of emergencies as directed;
- K. Provide integrated GIS Mapping of 911 landline and Phase II tracking of cellular 911 calls;
- L. Provide full function Computer Aided Dispatching (CAD);
- M. Provide Records Management Systems (RMS);
- N. Provide LEADS, OLEG, and CJIS Informational Services;
- O. Participate and conduct readiness training sessions as needed with North Canton dispatching personnel in cooperation with the City Administrator and/or Fire/EMS and Law Enforcement officials;

IV. FEES AND COSTS

The Recipient shall pay the Provider a one-time fee, not to exceed \$4,000.00, within 30 days of the full execution of this Agreement.

V. LIABILITY INSURANCE

The Provider and Recipient shall maintain at least \$1,000,000.00 general liability insurance and at least \$1,000,000.00 professional liability insurance at all times during the term of this Agreement.

VI. TERM

This Agreement shall remain in force for at least one year from the date of its start date. After the first year, either party may terminate this Agreement for any reason by providing the other party at least 60-days advance written notice of its intent to terminate this Agreement.

VII. ADOPTION OF RESOLUTION AND APPROPRIATION OF FUNDS

Both parties, being political subdivisions of the State of Ohio, agree to adopt all necessary resolutions or other actions required to approve that party's entering into and performance of its obligations under this agreement including authorization to enter this agreement and appropriation of necessary funds.

VIII. ENTIRE AGREEMENT

This Agreement represents the entire agreement between Nimishillen Township and the City of North Canton concerning this Agreement for emergency reserve dispatching services and may be modified or amended by only in writing and signed by both parties.

IX. GOVERNING LAW

This agreement is a contract made in and governed by the laws of the State of Ohio.

X. SEVERABILITY

If any section of this Agreement is determined invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this agreement shall remain valid and enforceable.

XI. EXECUTION OF AGREEMENT

This Agreement shall be effective as of the date below or the earliest period allowed by law.

This Agreement is effective on the ____ day of _____, 2014

Nimishillen Township Board of Trustees

City of North Canton

Lisa R. Shafer, President

David J. Held, Mayor

Mike Lynch, Vice President

Lou Johnson, Trustee

Approved as to form.

Timothy L. Fox
Director of Law,
City of North Canton

An ordinance amending Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton, as amended, specifically Section 1. GENERAL PERSONNEL REGULATIONS;

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

Section 1. That Chapter 155 Personnel Regulations of Part One, Administrative Code, specifically, Section 1, paragraph B, General Personnel Regulations of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read as follows:

GENERAL PERSONNEL REGULATIONS

A. These Personnel Regulations shall apply to all exempt City employees and those non-exempt unclassified personnel not subject to a collective bargaining agreement.

B. Full-time exempt personnel are salary-based employees not subject to minimum wage and overtime provisions pursuant to the Fair Labor Standards Act and R.C. 4111.03, as may be amended from time to time, and shall work the necessary hours to properly discharge all duties involved in their respective positions, subject to the direction and discretion of the appointing authority, supervisor, or department head.

i. **Although full-time exempt employees earn a predetermined salary, the City must account for their sick, vacation, and personal time. As a result, full-time exempt employees shall prepare and submit biweekly time sheets to the City's payroll manager, even when the employee has not utilized such time during the designated reporting period. When this circumstance occurs, the employee shall see that its time sheet reflects that "0.0" time was utilized for sick, vacation, or personal time.**

ii. **To ensure timely payment of their salaries, full-time, part-time, and seasonal employees shall see that their time sheets, which have been approved and signed by their supervisors, are delivered to the City's payroll manager no later than 10:30 a.m. on the first City workday following the last day for the applicable time sheet's reporting period.**

C. Nonexempt personnel shall work the necessary hours to properly discharge all duties involved in their respective positions, subject to the direction and discretion of the appointing authority, supervisor, or department head. Part-time personnel shall work hours as scheduled.

D. All exempt and nonexempt unclassified personnel who are not subject to a collective bargaining agreement are employed "at will". "Unclassified personnel" means those persons identified as being in the unclassified service by R.C. 124.11(A) and the Rules and Regulations of the Civil Service Commission of the City of North Canton, Ohio.

E. "Full-time" personnel means personnel other than non-exempt Fire, E.M.S. or Seasonal personnel who are regularly scheduled to work at least thirty-seven and one half (37.5) hours per week.

F. "Part-time" personnel means personnel other than nonexempt Fire and E.M.S. personnel who are regularly scheduled to work less than twenty-nine (29) hours per week and nonexempt Fire and cross-trained E.M.S. personnel who are regularly scheduled to work less than fifty-three (53) hours in a seven (7) day tour of duty in an individual job classification.

G. "Seasonal" personnel means person hired by the City with the expectation that such persons' employment would last no longer than nine (9) months of any calendar year and who are scheduled to work less than twenty- nine (29) hours per week.

Section 2. **ANNUAL UNIFORM ALLOWANCE**

An annual uniform allowance of one thousand (\$1,000.00) dollars shall be paid for the positions of Chief of Police and Chief of Fire and Emergency Medical Services. An annual uniform allowance shall also be paid for the following positions, in the following amounts:

Radio Dispatcher C

First year: \$200.00 paid at time of employment. Each year thereafter, \$200.00 to be paid January 20th.

Special Patrolman

First year: \$300.00 paid at time of employment. Each year thereafter, \$300.00 to be paid January 20th.

Auxiliary Patrolman

First year: \$150.00 paid at time of employment. Each year thereafter, \$150.00 to be paid January 20th.

Section 3. **EDUCATION BENEFITS**

A. The City will provide reimbursement to full-time City employees for tuition, registration, and laboratory fees upon successful completion of college, university or other educational courses which are considered applicable and beneficial to the City in the performance of the employee's assigned duties and employment with the City as determined by the responsible departmental authority.

B. This ordinance shall not affect any instruction or training required by state law.

C. Reimbursement for expenses permitted is contingent upon appropriation of funds.

D. Prior authorization must be given in writing by the responsible departmental authority to qualify for reimbursement. Upon successful completion of education courses so authorized, the departmental authority will authorize the reimbursement to the employee and it shall be paid by appropriated funds. Prior authorization by the departmental authority shall be conclusive that authorized educational courses are applicable and beneficial to the City in the performance of the employee's assigned duties and employment with the City.

E. Under no circumstances will the employee be permitted to take education courses during the normal working hours.

Section 4. **LONGEVITY PAY PLAN**

A. That there shall be a longevity pay plan for full-time employees of the City of North Canton. Annual longevity payments of \$70.00 per year of service shall be made during the first half of the month of December to all permanent, full-time employees who shall have completed at least five (5) years of continuous service and who shall be in the employ of the City as of November 30th of the year in which the longevity payment is made. Determination of longevity pay shall be from December 1st to November 30th.

B. Full-time employees of the City of North Canton, hired after August 1, 2006, shall not receive longevity pay.

Section 5. **HOLIDAY ALLOWANCES**

A. The following paid holidays will be observed by all full-time employees of the City of North Canton and City Offices will be closed on:

New Year's Day
Martin Luther King Day
President's Day
Good Friday
Memorial Day
July 4th

Labor Day
Thanksgiving Day
Friday after Thanksgiving Day
Day before or day after Christmas
Christmas Day

B. Holidays listed in Subsection "A" of the within Section which may fall on Saturday, which is normally not a working day, shall be observed on the preceding Friday.

C. Holidays listed in Subsection "A" of the within Section which may fall on Sunday, which is normally not a working day, shall be observed on the following Monday.

D. Holidays listed in Subsection "A" of the within Section shall be considered as a day worked for accrual of fringe benefits.

E. On or before the first day of November of each year in respect to the holiday of the day prior or the day after Christmas, the Mayor shall, by

administrative order, establish which of the days shall be the paid holiday. If the Mayor fails to make such designation by November 1st, the holiday shall be deemed the day prior to Christmas.

Section 6. PERSONAL DAY ALLOWANCES

A. Full-time employees shall receive sixteen (16) hours personal time per year off work with compensation; such personal time to be designated by the employee with the approval of the proper departmental authority. (Can be taken in one (1) hour increments.)

B. An employee hired prior to July 1st will receive two personal days that year. An employee hired after July 1st and prior to September 1st will receive one personal day that year and an employee hired after September 1st will receive none for that year.

C. Full-time employees shall receive, in addition, a maximum of three personal days provided they have accrued a minimum of four hundred (400) hours sick leave with the City. Said three personal days to be charged to sick leave. Personal days may be taken in no less than four (4) hour increments.

Section 7. SICK LEAVE REGULATIONS

A. Sick leave shall be defined as an absence with pay necessitated by: 1) illness or injury to the employee; 2) exposure by the employee to a contagious disease communicable to other employees; and/or 3) illness, injury or death in the employee's immediate family.

B. Allowance for sick leave for full-time employees of the City of North Canton shall accrue at the rate of 4.615 hours for every 80 hours paid not to exceed 120 hours per year and may accumulate such sick leave to an unlimited amount.

C. Sick leave allowance cannot be converted to vacation leave or used to provide wage extension pay or severance pay upon termination of employment for any reason other than retirement.

D. Upon retirement, a full-time employee of the City of North Canton hired on or before August 1, 2006, shall: (a) be paid for fifty (50%) percent of all sick time accumulated on or before the pay date that ends August 6, 2011, as certified by the Director of Finance, that is not subsequently used; and, (b) shall receive an additional amount equal to twenty-five percent (25%) of all unused sick time accumulated after the pay period ending August 6, 2011, as certified by the Director of Finance, up to a maximum of two hundred forty (240) hours.

E. Upon retirement, an employee hired after August 1, 2006 shall be paid for twenty-five percent (25%) of accumulated unused sick time up to a maximum of two hundred forty (240) hours.

F. Sick leave shall not be used where injury is service connected, but shall be covered by disability pay: DISABILITY PAY Section of this ordinance.

G. Any sick leave day(s) shall be considered as a day(s) worked for accrual of fringe benefits.

H. Sick leave may be taken in one-quarter hour increments.

I. Sick leave shall be effective on the first day of the month following the employee's date of hire.

Section 8. **PUBLIC ACCOUNTABILITY SALARY DEDUCTION**

To the extent permitted by law, exempt employees who are entitled to accrue personal leave and sick leave will have their salary reduced for absences of less than full work days when accrued leave is not used by an employee because: (a) permission for its use has not been sought or has been sought and denied; (b) accrued leave has been exhausted; or (c) the employee chooses to use leave without pay.

Section 9. **RETIREMENT PROVISIONS**

A. For the purpose of administering Section 7. of the within ordinance, retirement is defined as eligible retirement as determined by the Public Employees' Retirement System of Ohio and the Police and Firemen's Disability and Pension Fund.

B. Disability Retirement is defined as recognition of eligible disability retirement from the Public Employees' Retirement System and the Police and Firemen's Disability and Pension Fund.

Section 10. **VACATION REGULATIONS**

A. For the sole purpose of the application of this Section 10., full-time employees who were employed by the City of North Canton in a calendar year prior to January 1, 2003 shall be deemed to have a service date of January 1 of that year in that year in which their employment commenced.

B. Full-time exempt personnel may be granted a paid vacation allowance during the first year of employment up to a maximum of two calendar weeks at the discretion of the appointing authority.

i. Full-time employees having been employed less than one year, but not yet employed on January 1st, may be granted one (1) day of vacation for each full month remaining in that calendar year, to a maximum of ten (10) vacation days, effective on the first day of the first full month of employment during the calendar year, without the requirement of accrual.

ii. Full-time exempt employees having been employed less than one year, but employed on January 1st, may be granted a paid vacation allowance of up to two (2) calendar weeks in that calendar year of employment, effective January 1st, without the requirement of accrual.

C. Full-time employees having been employed one through four years by January 1st shall be granted a paid vacation allowance of two calendar weeks in that calendar year of employment.

D. Full-time employees having been employed five through nine years by January 1st shall be granted a paid vacation allowance of three calendar weeks in that calendar year.

E. Paid vacation allowances for those who have been employed ten through fourteen years by January 1st shall be granted four calendar weeks and fifteen through nineteen years by January 1st shall be granted five calendar weeks; twenty years or more shall be granted six calendar weeks.

F. All vacation allowances shall be granted at a time approved by the department head and with concurrence of the Director of Administration or the Director of Finance for the Finance Department or the President of Council or Clerk of Council for the Council Office.

G. A vacation schedule based on the seniority standing of employees will be made up by the department head each year with vacation periods so staggered that the employee's absence will not seriously jeopardize the departmental work schedule for the year.

H. An extra day of paid vacation allowance will be permitted for all paid holidays falling within a selected vacation period.

I. When the normal work week is forty hours, the paid vacation allowance will be based thereon.

J. Three weeks of paid vacation allowance may be carried over to the next calendar year. The three weeks shall be the maximum amount which may be carried over regardless of the year to which the allowance is attributable.

K. Any employee who shall resign, retire or be laid off shall be entitled to be paid for vacation allowance earned in the previous year and eligible to be taken in the current year plus vacation earned in the current year at the pro-rata amount of one-twelfth (1/12) for each full month worked subsequent to January 1st.

L. Vacation shall be used in increments of one week or more except that vacations may be used in lesser increments when authorized by the proper departmental authority; however, vacation may not be taken in lesser increments than four hours.

Section 11. **MILITARY LEAVE**

Military leave shall be granted in accordance with all federal and state laws and specifically R.C. 5923.05.

Section 12. **DISABILITY PAY**

Any full time employee of the City of North Canton injured in the line of duty, whose claim is allowed by the Bureau of Workmen's Compensation, shall receive from the City the difference between the amount allowed by the Bureau of Workmen's Compensation and the employee's regular pay. There shall be a twelve-month limit on the amount the City shall pay.

Section 13. **FUNERAL LEAVE**

A. Three days excused absence with pay upon the death of the employee's mother, father, sister, brother, wife, husband, son, daughter, grandparent, mother-in-law, father-in-law, sister-in-law, brother-in-law, daughter-in-law, son-in-law, stepmother, stepfather, stepchildren, grandchild and grandparent-in-law.

B. With permission of the department head and the concurrence of the Director of Administration or the Director of Finance for the Finance Department or the President of Council or Clerk of Council for the Council Office, the employee may be allowed one day for a funeral other than that of a relative. This time off shall not be charged against sick leave or vacation allowance but shall be leave with pay.

Section 14. **HOSPITALIZATION, MEDICAL INSURANCE, DENTAL, OPTICAL & PRESCRIPTION DRUG PROGRAMS**

Full time personnel, and those part-time personnel designated by Council, shall be eligible for medical benefits in accordance with the City's group health benefits plan, according to the terms of such plan, as amended from time to time.

Section 15. **LIFE INSURANCE**

Full time personnel, and those part-time personnel designated by Council, shall be eligible for life insurance in accordance with the City's life insurance plan, according to the terms of such plan, as amended from time to time.

Section 16. **JURY DUTY LEAVE**

Any employee who is called for jury duty, either Federal, County or Municipal, shall be paid the employee's regular salary, less any compensation received for jury duty, as provided for in the Revised Code when said jury duty conflicts with the employee's work schedule.

Paid Jury Duty Leave will not exceed eighty hours per year without approval of City Council. It will be the employee's responsibility to present to the City the necessary documents, including pay vouchers/check from the Clerk of Courts.

Section 17. **MATERNITY LEAVE**

This policy shall apply only to those employees not eligible for maternity leave pursuant to Family Medical Leave Act of 1993 ("FMLA"). Employees eligible for FMLA maternity leave shall receive leave pursuant to that Act in the manner described in the City of North Canton Personnel Handbook. Maternity Leave shall include pregnancy, childbirth and related medical conditions.

Upon written request to the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable, a pregnant employee may be granted a leave of absence without pay, subject to the following rules.

A. Length of Leave: Leaves of absence for maternity leave shall be limited to the period of time that the pregnant employee is unable to perform the substantial, material duties of the employee's position. This period may include reasonable pre-delivery, delivery and recovery time, as certified in writing by a physician, not to exceed one hundred and eighty days. Such leave shall not include time being requested for the purposes of child care following the recovery of the employee.

B. Physician Certificate: A pregnant employee requesting a leave of absence without pay must present, at the time the request is made, a physician's certificate stating the probable period for which the employee will not be able to perform substantial, material duties of the employee's position due to pregnancy, childbirth or related medical conditions.

C. Sick Leave Usage: Upon request to the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable, and in accordance with the rules of the City of North Canton with regard to sick leave, a pregnant employee shall be permitted to use any or all of the employee's accumulated sick leave credit only for the period of time as certified by the physician's certificate that the employee isn't able to work as a result of pregnancy, childbirth or related medical conditions. An employee using sick leave credit shall not be prevented from receiving a leave of absence for maternity leave purposes without pay for the remainder of the period.

D. Service Credit: Authorized leaves of absence under this rule for maternity leave without pay will count as service credit for all purposes related to seniority, provided the employee has properly returned to service and is not serving a probationary period. Employees that do not return to service from a

personal leave of absence for maternity leave shall not receive service credit for the time spent on such leave.

E. Employee Benefits: Hospitalization and life insurance benefits will remain in effect as long as the employee is on maternity leave as provided for herein.

F. Return to Service: Upon completion of a leave of absence for maternity leave purposes, without pay, the employee shall be returned to the same or similar position within the employee's former classification.

G. Failure to Return: An employee who fails to return to duty upon completion or valid cancellation of leave of absence without pay and without explanation to the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable or their representatives, may be removed from the service of the City. An employee who fails to return to service from a leave of absence without pay and is subsequently removed from the service is deemed to have a termination date corresponding to the starting date of the leave of absence without pay.

H. Abuse of Leave: If it is found that a leave is not actually being used for the purpose for which it was originally granted, the Director of Administration, Director of Finance, President of Council or Clerk of Council, whoever is applicable, may cancel the leave and direct the employee to report for work by giving written notice to the employee.

Section 18. **PENSION PICKUP**

A. Any employee of the City of North Canton who is a member of the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund shall have the employee's compensation reduced by an amount equivalent to that employee's contribution to the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund; as the case may be, and that the amount of the employee's contribution to the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund; as the case may be, be paid by the City of North Canton on behalf of the employee; and that the amount of the contribution so paid on behalf of the employee by the employer be added to the salary or wage of the employee in the calculation of pensions and other benefits and is subject to the City of North Canton income tax. The employee is not given the option of choosing to receive said amount directly instead of having them paid directly to the Public Employees Retirement System of Ohio or the Ohio Police and Fire Pension Fund.

B. In respect to the employee's contribution to the Public Employees Retirement System of Ohio, that contribution shall be the employee's contribution to the employee's savings fund defined at R.C. 145.47.

Section 19. **LEAVE OF ABSENCE**

Leave of Absence without pay may be granted upon written request and approval of the department head. Attendance at job related conferences, meetings, seminars, etc., which result in absence from work, require prior written request and approval from the responsible departmental authority.

Section 20. **COMPENSATION**

Full-Time Schedule of Compensation: Full-time employees shall be paid an amount equal to or less than the amount set forth in the following schedule:

Position	Bi-Weekly Compensation
Director of Administration	\$3,510.86
Director of Law	\$3,463.99
Director of Finance	\$3,463.99
City Engineer	\$3,463.99
Chief of Police	\$3,210.72
Chief of Fire & EMS	\$3,210.72
Supt., Permits & Inspection	\$2,599.32
Director of Permits & Development	\$2,599.32
Supt., Utilities & Services	\$2,599.32
Supt., Streets & Parks	\$2,599.32
Superintendent – Drinking Water Plant	\$2,769.24
Supt., Recreation, Buildings & Grounds	\$2,599.32
Operations Managers: Recreation, Buildings & Grounds Streets & Parks Water & Sanitary Sewer Drinking Water Plant	\$ 2,465.68
Chief Building Officer	\$2,465.68
Clerk of Council/Law Dept.	\$ 2,146.82
Deputy Director of Finance	\$1,962.01
Administrative Assistant/Payroll Clerk	\$1,730.00
Administrative Assistant	\$1,730.00

At all times the position of Director of Permits & Development is filled, the person serving in the capacity shall also hold the title of Superintendent, Permits & Inspection at no additional compensation.

Public Safety – FIRE / EMS

Assistant Fire Chief	\$ 14.96
Fire Captain	\$ 14.60
Fire Captain / EMT – Paramedic	\$ 14.60
Fire Captain / EMT – Basic	\$ 14.60
EMT – Paramedic	\$ 14.60
Firefighter / EMT – Paramedic	\$ 14.60

Firefighter / EMT – Basic	\$ 14.13
Firefighter	\$ 14.13
EMT – Basic	\$ 14.13
EMT Personnel on Standby	\$ 2.21
Manned at Station:	
Firefighter / EMT - Paramedic/Basic	\$ 12.00

EMT and/or Paramedics manned at station shall not receive Standby Wages; hours will be a minimum of 5 hours/day, maximum of 10 hours/day, 30 hours/week.

Public Safety – Police

Dispatcher C	\$ 12.21
School Crossing Guard	\$ 11.77
Auxiliary Police	\$ 11.04
Special Patrolman	\$ 14.96

Financial & Clerical

Fiscal/Clerical Specialist	\$ 11.88
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Department of Engineering

Engineering Clerk	\$ 11.88
Special Project Inspector	\$ 16.82

Engineering Clerk, Special Project Inspector, and Nuisance Officer shall be paid an amount equal to or less than the amount set forth in the schedule listed above

Building & Permits

Building Inspector	\$ 24.08
Nuisance Officer	\$ 17.00

Municipal Swimming Pool

Pool Director*	\$6,288.71
Assistant Pool Director*	\$4,666.12
Concession Stand Mgr.*	\$4,891.26
Pool Personnel	Minimum Wage
Lifeguard I	Minimum Wage + 3.5%
Lifeguard II	Lifeguard 1 + 3.5%
Lifeguard/Instructor I	Minimum Wage + 15.3%
Lifeguard/Instructor II	Lifeguard/Instructor 1 + 3.5%
Head Lifeguard I	Minimum Wage + 23.1%

Head Lifeguard II
Pool Maintenance
*Paid for Season

Head Lifeguard 1 + 3.5%
Minimum Wage

General Government

Summer I	Minimum Wage
Summer II	Minimum Wage + 7.3%
Intern	Minimum Wage + 25.3%
Skilled Worker	\$ 14.50
Laborer	\$ 13.00

Laborer shall be paid an amount equal to or less than the amount set forth in the schedule listed above

Recreation

Class "A" Instructor	\$ 11.00
Senior Program Director**	\$ 203.50

**Paid bi-weekly

A. In the event the Senior Program Director works less than 20 hours in a bi-weekly pay period, the actual hours worked will be paid at the Senior Program Director's applicable hourly rate.

B. That there be and is hereby established an overtime rate of time and one-half after a scheduled eight (8) hours or working a holiday for part-time police officers and part-time radio dispatchers.

C. Effective January 1 of each year, any employee receiving minimum wage shall have their hourly compensation automatically adjusted to reflect the applicable Federal or State minimum wage, whichever is higher.

21. **DRUG TESTING POLICY**

A. Drug screening or testing shall be conducted upon reasonable suspicion. This testing shall be solely for administration purposes and the results obtained shall not be used in any criminal proceeding. Under no circumstances may the results of the drug screening or testing be released to a third party for the use in a criminal prosecution against the affected employee. The following procedures shall not preclude the employer from other administrative action.

B. Drug testing shall also be authorized when an employee is involved in an on-duty motor vehicle accident which results in bodily injuries to any vehicle occupants or the employee, or when the employee has discharged a weapon while on duty.

C. All drug screening tests shall be conducted by medical laboratories licensed by the State of Ohio and accredited by the College of American Pathologists or other mutually agreed upon entity. The procedures utilized by the testing lab shall correspond to accepted medical practice. Any positive result shall be confirmed by a mass spectrophotometry procedure (GS-MS), or any approved subsequent state-of-the-art confirmatory test.

D. Drug screening tests shall be given to employees to detect the illegal use of controlled substances as defined in Section 3719 of the Ohio Revised Code. If the initial screening is positive, the employee's sample shall be subjected to a confirmatory test that shall be administered by a medical laboratory licensed by the State of Ohio and accredited by the College of American Pathologists or other mutually agreed upon entity. The employee may have a second confirmatory test of the split sample done at a lab of the employee's choosing, at the employee's expense. This test shall be given the same evidentiary weight as the previous test, provided a neutral chain of custody remains unbroken.

E. If all the screening and confirmatory tests are positive, then the employee involved may be required to enter into rehabilitation referral. The City shall maintain the right to discipline the employee in addition to mandating rehabilitation.

F. Prior to any notification by the Employer for drug screening or testing, an employee may elect to participate in a rehabilitation or detoxification program, as determined by appropriate medical personnel. The cost of the program will be covered according to the provisions of the employee's health insurance plan.

G. An employee who participates in a rehabilitation or detoxification program shall be allowed to use sick leave, vacation leave, or personal days for the period of the rehabilitation. If no such leave credit is available, such employees shall be placed on leave of absence without pay for the period of the rehabilitation leave.

H. Upon completion of the program, and provided that a retest demonstrates that the employee is no longer illegally using a controlled substance, and/or subject to any disciplinary action that may be taken pursuant to this Article, the employee shall be returned to the employee's former position.

I. Such employee may be subject to random retesting upon return to the employee's position for a period of one (1) year from the date of return.

J. Any employee in the above-mentioned rehabilitation program will not lose any seniority or benefits should it be necessary that he be required to take a medical leave of absence without pay for a period not to exceed ninety (90) days.

K. If an employee refused to undergo rehabilitation or detoxification pursuant to a lawful order, or fails to complete a program of rehabilitation, or should test positive at any time within one (1) year after return to work upon completion of the rehabilitation program, the employee shall be subject to disciplinary action.

L. Except as otherwise provided herein, the cost of all drug screening shall be borne by the City.

M. For the purpose of this Article "periodic" shall mean not more than three times per year, except that a drug test may be performed at any time upon "reasonable suspicion" of drug use. An employee may be tested more frequently during the one (1) year period after return from a rehabilitation program.

N. For the purpose of implementing the provisions of this Article, each employee shall execute medical releases in order for the City to obtain the results of the drug screening provided for in this Article. The release referred to in this Section shall authorize only the release of examination results pertaining to the drug screening test. Such medical releases shall be provided by the employer."

Section 22. That any and all legislation inconsistent herewith, be, and is hereby repealed.

Section 23. That this ordinance 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 further necessary for the timely amendments to the General Personnel Regulations and to establish the compensatory time policy for full-time exempt personnel; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH
Passed:

MAYOR

SIGNED: _____, 2014

ATTEST:

CLERK OF COUNCIL



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

April 28, 2014

To: **Daniel Jeff Peters, President**
City Council

Subject: **Price Park East Parking Lot Rehab**

Requested By: [Signature]
City Engineer

Date: 4/28/14

Approved By: [Signature]
Director of Administration

Date: 4/29/14

An ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor, through the Board of Control to enter into a contract for **Price Park East Parking Lot Rehab**.

330.309.5501

\$ 95,000

EMERGENCY REQUESTED: Yes _____ No X

RECEIVED

APR 29 2014

COUNCIL OFFICE
NORTH CANTON, OHIO

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 Price Park East parking Lot Rehab Project at a total cost not to exceed \$95,000.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids, according to specifications now on file in the office of the Director of Administration for the Price Park East parking Lot Rehab Project.

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the Price Park East parking Lot Rehab Project, at a total cost not to exceed \$95,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

330 CAPITAL IMPROVEMENT FUND		
330.309.5501	Facilities	\$95,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. 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 5. 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



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

April 28, 2014

To: **Daniel Jeff Peters, President**
City Council

Subject: **Surface Water Improvement Fund Grant**
(Price Park East Parking Lot)

Requested By:
City Engineer

Date: 4/28/14

Approved By:
Director of Administration

Date: 4/29/14

An ordinance authorizing the Mayor, through the Board of Control to apply for and enter into a an agreement for a **Surface Water Improvement Fund Grant (SWIF)** with the Ohio Environmental Protection Agency (OEPA) for improvements to the Price Park east parking lot.

EMERGENCY REQUESTED: Yes X No

RECEIVED

APR 29 2014

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Mayor of the City of North Canton to apply for, accept, and utilize a Surface Water Improvement Fund Grant ("SWIF"), through the Ohio Environmental Protection Agency ("OEPA"), for improvements to the Price Park east parking lot, and authorizing the Mayor, through the Board of Control, to enter into an agreement for said grant, and declaring the same to be an emergency.

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

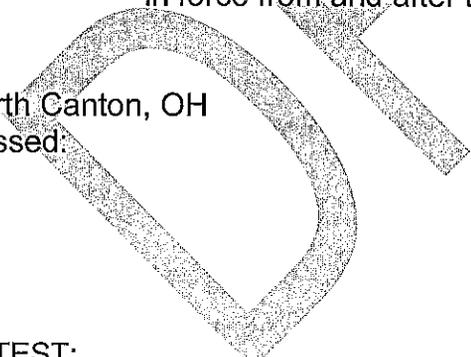
Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to apply for, accept and utilize a SWIF Grant, through the OEPA, for improvements to the Price Park east parking lot.

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into an agreement for said grant.

Section 3. 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 4. That this ordinance 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 further necessary for the timely application, acceptance and utilization of the grant monies, and improvements to the Price Park east parking lot; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance 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



City of NORTH CANTON, OHIO

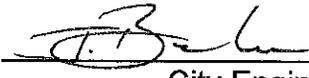
145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

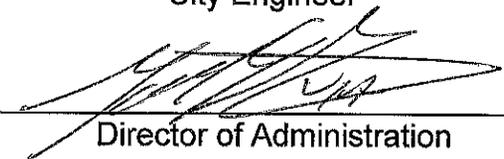
January 16, 2013

To: **Daniel Jeff Peters, President
City Council**

Subject: **2014 Street Maintenance/Paving Program**

Requested By: 
City Engineer

Date: 4/28/14

Approved By: 
Director of Administration

Date: 4/28/14

Request: An ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor through the Board of Control to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain streets and alleys within the corporate limits of the City of North Canton.

Funds have been allocated as follows:

208.543.5227	\$	10,000
208.543.5229		20,000
209.745.5229		25,000
210.543.5229		300,000
330.546.5229		40,000
651.767.5229		15,000
652.779.5501		<u>50,000</u>
	\$	460,000 TOTAL

EMERGENCY REQUESTED: Yes X No

RECEIVED

APR 29 2014

COUNCIL OFFICE
NORTH CANTON, OHIO

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the resurfacing, repaving, replacement, repair and preventative maintenance of certain streets, alleys and city parking lots within the corporate limits of the City of North Canton, at a cost not to exceed \$460,000, and declaring the same to be an emergency.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the office of the Director of Administration for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain streets, alleys, and city parking lots within the corporate limits of the City of North Canton.

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain streets, alleys, and city parking lots, within the corporate limits of the City of North Canton, at a cost not to exceed \$460,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriations:

208	STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND	
208.543.5227	Contract Payments – Concrete	\$ 10,000
208	STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND	
208.543.5229	Contract Payments – Asphalt	\$ 20,000
209	STORM SEWER LEVY FUND	
209.745.5229	Contract Payments	\$ 25,000
210	STREET IMPROVEMENT LEVY FUND	
210.543.5229	Contract Payments	\$ 300,000
330	CAPITAL IMPROVEMENT FUND	
330.546.5229	Contract Payments	\$ 40,000
651	WATER, EXP, REP & IMPROVEMENT FUND	
651.767.5229	Contract Payments	\$ 15,000
652	SANITARY SEWER OPERATING FUND	
652.779.5501	Facilities – Sewer Lines	<u>\$ 50,000</u>
	Total	\$ 460,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. 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 5. That this ordinance 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 further necessary in order to maintain the City streets in the proper condition for safe travel; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance 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



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

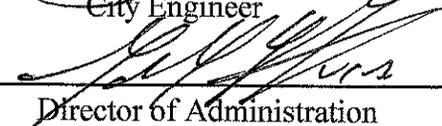
LEGISLATION REQUEST

April 28, 2014

To: **Daniel Jeff Peters, President**
City Council

Subject: **2014 Sanitary Sewers Rehab Project**

Requested By:  Date: 4/28/14
City Engineer

Approved By:  Date: 4/29/14
Director of Administration

An ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor, through the Board of Control to enter into a contract for **2014 Sanitary Sewers Rehab Project**.

652.779.5501

\$ 100,000

EMERGENCY REQUESTED: Yes _____ No X

RECEIVED

APR 29 2014

COUNCIL OFFICE
NORTH CANTON, OHIO

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 2014 Sanitary Sewers Rehab Project, at a total cost not to exceed \$100,000.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids, according to specifications now on file in the office of the Director of Administration for the 2014 Sanitary Sewers Rehab Project.

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the 2014 Sanitary Sewers Rehab Project.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

651	SEWER REVENUE FUND	
652.779.5501	Facilities – Sewer lines	\$100,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. 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 5. 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



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

April 28, 2014

To: **Daniel Jeff Peters, President**
City Council

Subject: **Foster Ave. and Hartman St. Waterline Replacement**

Requested By: *J. B. [Signature]*
City Engineer

Date: 4/28/14

Approved By: *[Signature]*
Director of Administration

Date: 4/28/14

An ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor, through the Board of Control to enter into a contract for **Foster Ave. and Hartman St. Waterline Replacement.**

Funds have been budgeted as follows:

651.767.5502 \$ 95,000

EMERGENCY REQUESTED: Yes _____ No X

RECEIVED
APR 29 2014
COUNCIL OFFICE
NORTH CANTON, OHIO

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 Foster Avenue SE (Hartman Street SE to East Maple) and Hartman Street SE (Foster Avenue SE to Pershing Avenue SE) Waterline Replacement Project, at a total cost not to exceed \$95,000.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids, according to specifications now on file in the office of the Director of Administration for the Foster Avenue SE (Hartman Street SE to East Maple) and Hartman Street SE (Foster Avenue SE to Pershing Avenue SE) Waterline Replacement Project.

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the Foster Avenue SE (Hartman Street SE to East Maple) and Hartman Street SE (Foster Avenue SE to Pershing Avenue SE) Waterline Replacement Project, at a total cost not to exceed \$95,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

651	WATER EXP, REPL & IMPROVEMENT FUND	
651.767.5502	Facilities - Waterlines	\$95,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. 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 5. 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



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

April 28, 2014

To: **Daniel Jeff Peters, President**
City Council

Subject: **South Main Street Waterline Replacement**
(50th St. to Knoll St. SE)

Requested By: *J. Bunker*
City Engineer

Date: 4/28/14

Approved By: *[Signature]*
Director of Administration

Date: 4/29/14

An ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor, through the Board of Control to enter into a contract for **South Main Street Waterline Replacement.**

Funds have been budgeted as follows:

651.767.5502 \$ 225,000

EMERGENCY REQUESTED: Yes _____ No X

RECEIVED

APR 29 2014

COUNCIL OFFICE
NORTH CANTON, OHIO

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 South Main Street Waterline Replacement Project (50th Street SE to Knoll Street SE), at a total cost not to exceed \$225,000.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids, according to specifications now on file in the office of the Director of Administration for the South Main Street Waterline Replacement Project (50th Street SE to Knoll Street SE).

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the South Main Street Waterline Replacement Project (50th Street SE to Knoll Street SE), at a total cost not to exceed \$225,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

651	WATER EXP, REPL & IMPROVEMENT FUND	
651.767.5502	Facilities – Waterlines	\$225,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. 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 5. 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



City of NORTH CANTON, OHIO

145 NORTH MAIN STREET
NORTH CANTON OHIO 44720-2587

LEGISLATION REQUEST

April 28, 2014

To: **Daniel Jeff Peters, President**
City Council

Subject: **Whipple Avenue Waterline Extension**

Requested By: [Signature]
City Engineer

Date: 4/28/14

Approved By: [Signature]
Director of Administration

Date: 4/29/14

An ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor, through the Board of Control to enter into a contract for **Whipple Avenue Waterline Extension**.

651.767.5502 \$ 185,000

EMERGENCY REQUESTED: Yes _____ No X

RECEIVED
APR 29 2014
COUNCIL OFFICE
NORTH CANTON, OHIO

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 Whipple Avenue Waterline Extension Project (Wise Avenue NW to Portage Street NW), at a total cost not to exceed \$185,000, and declaring the same to be an emergency.

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

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids, according to specifications now on file in the office of the Director of Administration for the Whipple Avenue Waterline Extension Project (Wise Avenue NW to Portage Street NW).

Section 2. That the Mayor of the City of North Canton, through the Board of Control, be, and is hereby authorized to enter into a contract for the Whipple Avenue Waterline Replacement Project (Wise Avenue NW to Portage Street NW), at a total cost not to exceed \$185,000.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

651	WATER EXP, REPL & IMPROVEMENT FUND	
651.767.5502	Facilities -Waterlines	\$185,000

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. 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 5. 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



145 North Main St. · North Canton, OH 44720
Phone: 330-499-8223 Fax: 330-305-0603
mgrimes@northcantonohio.gov

CITY OF NORTH CANTON
Michael J. Grimes
Director of Administration

Legislation/ Resolution/Permission Request

To: Daniel J. Peters, Council President
Date: April 24, 2014
Subject: Request for Jury Payment

I am requesting permission from Council to authorize paying an amount exceeding eighty (80) hours to an employee who is serving on Grand jury Duty if that becomes necessary.

The Collective Bargaining Agreement with this employee's Union specifies in Article 21.03 that they can only be paid up to eighty (80) hours unless permission is granted by City Council.

As of this writing the employee has not exceeded this amount. However should the employee end up having to serve all of his summoned dates he most likely would exceed the eighty (80) hour cap by twenty-four (24) hours. I am asking for permission in advance so that Finance has authorization to pay him should he exceed the eighty (80) hours.

This writer will as usual work closely with Finance Director Alger to make sure that all necessary documents and pay vouchers including any paid court compensation be accounted for and turned in for review.

EMERGENCY REQUESTED ___ YES X NO

Respectfully Submitted,

Michael J. Grimes

Copy;
Finance Director Alger
Union Director North Canton Service & Clerical Employees
File

RECEIVED

APR 25 2014

COUNCIL OFFICE
NORTH CANTON, OHIO

ARTICLE 18 - LIFE INSURANCE

- 18.01 All full-time employees, and any part-time officials as authorized by the Council of the City shall be entitled to term life insurance coverage in the amount of twenty five thousand dollars (\$25,000.00). In the event of a change of insurance carrier, the current benefit of term life insurance shall not be reduced.

ARTICLE 19 - INSURANCE & SICK LEAVE EFFECTIVE DATES

- 19.01 All benefits such as sick leave and insurance shall be effective on the first day of the month following the date of employment provided, however, in the case of insurance it shall be effective on the earliest date permitted by the insurance carrier.

ARTICLE 20 - PROBATIONARY PERIOD

- 20.01 All employees shall serve a probationary period of one hundred eighty (180) days. During such period, the Employer shall have the sole discretion to discipline or discharge such employee(s) and any such action shall not be appealable through any grievance or appeal procedure contained herein or to any Civil Service Commission. The Employer and the Union may agree to extend the probationary period for an employee on an individual basis.

ARTICLE 21 - JURY DUTY

- 21.01 Any employee who is called for jury duty, either Federal, County or Municipal, shall be paid his or her regular salary, less any compensation received for jury duty, when such jury duty conflicts with his work schedule.
- 21.02 Afternoon shift employees serving on a jury until 12:00 noon or later, will not be expected to report for work on their regular work shift on that day, and will receive the difference in earnings. Night shift employees scheduled to report for jury duty will not be expected to report to work on the immediately preceding night shift, but will be paid as outlined above. Night shift employees released from jury duty the following day will be expected to report for work on the night shift following such noon.
- 21.03 It is understood that Paid Jury Duty Leave will not exceed eighty hours per calendar year without approval by City Council. It will be the employee's responsibility to present to the City the necessary documents, including pay vouchers/check from the Clerk of Courts.



JOHN D. FERRERO

STARK COUNTY PROSECUTING ATTORNEY

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110 Central Plaza South, Suite 510, Canton, Ohio 44702
330-451-7897 · Fax 330-451-7965
Website: www.prosecutor.co.stark.oh.us

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Chief Counsel

Kent B. Smith, II
Operations Director

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Chief
Deborah A. Dawson
Assistant Chief
Gerard T. Yost
John F. Anthony
Michael S. Bickis

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Jennifer L. Dave
Senior Assistant
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Kristen L. Mlinar
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Megan E. Starrett
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VICTIM-WITNESS DIVISION:
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Director
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Linda K. Desiato
Nikki M. Stoffer
James N. Knight
Staci L. Manfull
Rebecca A. McGuire

OFFICE MANAGER:
Patty J. Knepper

April 10, 2014

To Whom It May Concern:

Please be advised that Daniel Richards has been seated on the April, 2014, Term of the Stark County Grand Jury.

This Grand Jury will be in session every Thursday beginning at 9:00 A.M., from April 10, 2014, through July 3, 2014.

Jurors receive compensation in the amount of \$15.00 for each day of service. After the tenth day of service, jurors receive \$22.50 per day. Jurors are paid at the completion of the Grand Jury Term usually within one to two weeks from the date of their last day of service.

If you have any questions, please feel free to call me at (330) 451-7947.

Sincerely,

Wendy J. Loomis
Grand Jury Coordinator

A resolution authorizing the Director of Finance of the City of North Canton, to compensate City employee, Daniel Richards, his regular salary for all of his summoned dates of Grand Jury Duty Leave, upon the Director of Finance's receipt of the documents, including pay vouchers/check from the Clerk of Courts, needed to corroborate his service time.

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

- Section 1. That the Director of Finance of the City of North Canton, be, and is hereby authorized to compensate City employee, Daniel Richards, his regular salary for all of his summoned dates of Grand Jury Duty Leave, beginning April 10, 2014 through July 3, 2014.
- Section 2. That all documents necessary to corroborate his service, including pay vouchers/check from the Clerk of Courts, must be submitted to the Director of Finance for review prior to making said compensation.
- Section 3. That the Section 21.03 of the North Canton Service and Clerical Collection Bargaining Agreement, as authorized by Ordinance No. 97-11, limits the compensation to eighty (80) hours, without approval by North Canton City Council.
- Section 4. 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 5. That this resolution 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