

-MINUTES FROM SPECIAL COUNCIL MEETING
CITY OF NORTH CANTON
MONDAY, AUGUST 31, 2015

1. Call to Order

COUNCIL PRESIDENT PETERS: I'd like to call to order the Special Council Meeting Monday, August 31, 2015 at 7:08pm.

2. Roll Call

COUNCIL PRESIDENT PETERS: Clerk, please call the roll?

Roll call found the following council members in attendance: Cerreta, Foltz, Fonte, Griffith, Peters and Werren. Thus having 6 in attendance.

COUNCIL PRESIDENT PETERS: May I have a motion and a second to excuse Member Kiesling.

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to excuse Councilwoman Kiesling.

COUNCIL PRESIDENT PETERS: Thank you very much. My apologies Mr. McCleaster you're up.

3. Recognition of Visitors

JAMIE MCCLEASTER: 710 Pierce Ave NW, I'm here tonight as the president of the North Canton Jaycees. And I think the mayor and I have had several conversations about this leading up and so I excited to be able to come in here and again just thank the City for the collaboration that we've had going forward or in the past I know we've talked about it at length last year so I won't belabor the point. We're here specifically to talk about the Safety Town. The mayor and I have had a couple conversations about this. I want to specifically thank we had from the police department Justin Brumbaugh came out on Monday night. It was a sight to behold to see almost 40 kids crawling around a cruiser, pushing buttons and talking on the loudspeaker. It was is quite exciting. Incidentally we had it at my church Zion UCC and they were actually having consistory meeting upstairs and it was quite interesting because they kept hearing sirens going off and wanted to know what was going on so we had to explain it several times. But it was a great Monday and on Tuesday we actually had representatives from fire and EMS. We had Gary Coen, Rich Rhodes, Andy Pratt and Chris Massouh had them out and again had a fire engine out there as well as an ambulance. And it was actually great that they came out there that night because we actually did have one incident with a kid that had actually fallen down on the ground and they took a look at his hands and quickly gave him a clean bill of health. But again we wanted to thank you for the collaboration that we received from the administration, the police and the fire, EMS. I do have with me tonight Stephanie Sweeney who is the head of the event and she's going to tell you a little bit more about it and she has some things we want to give to the city. So Stephanie...

STEPHANIE SWEENEY: I am at 4725 Cleveland Ave NW; I'm a Canton City resident but I love North Canton City as well and I love the North Canton Jaycee so I'm here. It was a fantastic event the City's cooperative as always we had a couple new additions this year that I think went really well. We added a bike day and we had no injuries on bike day that was the main concern we crossed our fingers, everything went fantastic. We also added a family day where we had the last we usually get to do a graduation ceremony but we had different activities spread out throughout the room where the families were encouraged to engage with the children one on one with the activities. And then we did a performance and did our graduation ceremony. And that was just so great to work with all the City services they just interact so well with the children and made them feel really comfortable and I think they all had a blast. I ended up sending out a community survey to all of the families that attended Safety Town. And we're getting fantastic feedback from everybody and I just want to thank everyone for their cooperation.

COUNCILMAN GRIFFITH: Hey Stephanie, what age do the kids need to be to participate?

STEPHANIE SWEENEY: We ask children we did Plain Township residents and North Canton City this year and we asked for kindergarten age children those that were going into kindergarten. But if somebody emails me and they want someone who's in 1st grade or even you know 2nd grade they're more than welcome to attend. But we actually this is the whole reason why I'm here I almost forgot to do it. I just got back from work so you know I'm trying to get myself gathered. The children made some thank you cards that we want to give to Mayor Held for the police department and the fire department.

(At this time the thank you cards were presented to Mayor Held)

COUNCILWOMAN WERREN: Hey, Stephanie did you email them or was it a hard copy letter for the evaluations?

STEPHANIE SWEENEY: I emailed everybody I utilize survey monkey a lot at work and it seems to be effective. So we used it for that and...

MAYOR HELD: Very nice. This is impressive how many kids?

STEPHANIE SWEENEY: We had close to 40 this year. So we almost double from last year.

MAYOR HELD: Very nice. So here's one for the police department and one for the fire. Very impressive. Thank you.

COUNCIL PRESIDENT PETERS: Okay, is there anybody else wishing to address council? If so please step forward. Alright, seeing none we will move onto new business. May I have a motion and a second to read by title only the first reading of Ordinance No. 45 – 2015?

COUNCILMAN CERRETA: So moved.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 6 yes to read by title only the first reading of Ordinance No. 45 – 2015.

4. New Business

5. Ordinance No. 45 – 2015

Ordinance, Rules and Claims Committee

An ordinance to approve and adopt current replacement pages to the Codified Ordinances, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you. Chairwoman Werren?

COUNCILWOMAN WERREN: We talked about this last week and we do this every year. Just replace the pages to the codified ordinances. I move that we adopt.

LAW DIRECTOR FOX: For those of you it's actually when we update ordinances and so forth the vendor provides the pages and changes the numbers and so forth and then updates the website as well.

COUNCILWOMAN WERREN: And this year you can see it was the traffic code and the general offense code that were amended or changed.

COUNCIL PRESIDENT PETERS: Okay, making a motion to approve?

COUNCILWOMAN WERREN: Yeah, I motion that we approve or adopt.

COUNCIL PRESIDENT PETERS: Is there a second?

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt the first reading for Ordinance No. 45 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council for three readings for Ordinance No. 45 – 2015?

COUNCILMAN CERRETA: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 6 yes for suspension of the rules of council for three readings for Ordinance No. 45 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules for Ordinance No. 45 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt under suspension of the rules for Ordinance No. 45 – 2015.

ORDINANCE NO. 45 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Thank you very much. May I have a motion and a second to read by title only the first reading for Ordinance No. 46 – 2015?

COUNCILMAN CERRETA: So moved.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 6 yes to read by title only the first reading for Ordinance No. 46 – 2015.

6. Ordinance No. 46 – 2015

Water, Sewer and Rubbish Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the Fixed Base Water Meter Project, at a total cost not to exceed \$1,074,000.

COUNCIL PRESIDENT PETERS: Thank you. Chairman Cerreta?

COUNCILMAN CERRETA: Yes, we talked about this in committee last week. This is that project that we did have budgeted for and we talked about it last year and how much you know savings there might be. Karen has emailed all of us here last this evening of some the preliminaries of what we may save. But we will have someone come speak to us I believe it's on the 13th of September to really give us the full information on that. But we want to get this moving a little faster is that correct then?

ENGINEER BENEKOS: That's will be the 28th.

COUNCILMAN CERRETA: The 28th then of September?

ENGINEER BENEKOS: September, correct.

COUNCILMAN CERRETA: Okay, so that changed yeah I had the 14th down. Okay, so we thought maybe we'd just get this started see where we are with this and if then we can listen to this presentation to try to back up you know and make us real sure about what we're going to say and how it's going to effect the city in many different ways actually. So at this point I make a move that we go ahead and approve the first reading.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 46 – 2015.

ORDINANCE NO. 46 – 2015 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 47 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 6 yes to read by title only the first reading for Ordinance No. 47 - 2015

7. Ordinance No. 47 – 2015

Water, Sewer and Rubbish Committee

An ordinance approving, confirming and accepting a perpetual public waterline easement across parcel number 1617964, being part of the Southeast Quarter of Section 12, situated in Jackson Township, County of Stark, and State of Ohio, wherein New Berlin Company, LLC, has given and granted unto the City of North Canton said easement for and in consideration of \$1.00 and other good and valuable consideration, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you. Member Cerreta?

COUNCILMAN CERRETA: Yes, this is one of three readings for three parcels that are next to each other. We talked about this in committee it's on Whipple and its takes care of a couple things. One is to expand for economic development and the other is to close a dead end. If I'm not mistaken of a waterline. So there's a couple dual benefits there for this. But we need to go back and get the easement here for \$1.00. So I move that we approve on the first reading. Is this an emergency I believe it is? (Yes) I believe that we approve first reading and also for emergency.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 47 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspension the rules of council for three readings for Ordinance No. 47 – 2015?

COUNCILMAN CERRETA: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 6 yes for suspension of the rules of council for three readings for Ordinance No. 47 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules Ordinance No. 47 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt under suspension of the rules for Ordinance No. 47 – 2015.

ORDINANCE NO. 47 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 48 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to read by titled only the first reading of Ordinance No. 48 - 2015

8. Ordinance No. 48 – 2015 Water, Sewer and Rubbish Committee

An ordinance approving, confirming and accepting a perpetual public waterline easement across parcel number 1619140, being part of the Southeast Quarter of Section 12, situated in Jackson Township, County of Stark, and State of Ohio, wherein New Berlin Company, LLC, has given and granted unto the City of North Canton said easement for and in consideration of \$1.00 and other good and valuable consideration, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you. Chairman Cerreta.

COUNCILMAN CERRETA: Yes, this is one of the adjoining parcels so it's the same thing that we just read. So I move that we approve this one and also I want it to be on emergency if we could.

COUNCILMAN FOLTZ: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 48 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council for three readings for Ordinance No. 48 – 2015?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to suspension the rules of council for three readings for Ordinance No. 48 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules for Ordinance No. 48 – 2015?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt under suspension of the rules for Ordinance No. 48 – 2015.

ORDINANCE NO. 48 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 49 – 2015?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to read by title only the first reading of Ordinance No. 49 – 2015.

9. Ordinance No. 49 – 2015 Water, Sewer and Rubbish Committee

An ordinance approving, confirming and accepting a perpetual public waterline easement across parcel number 1619794, being part of the Southeast Quarter of Section 12, situated in Jackson Township, County of Stark, and State of Ohio, wherein Richard L. Heiser and Brenda S. Heiser, have given and granted unto the City of North Canton said easement for and in consideration of \$1.00 and other good and valuable consideration, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you. Chairman Cerreta?

COUNCILMAN CERRETA: Yes, this is the third parcel its adjoining same thing we want to approve that and also under emergency. So I move that we approve it.

COUNCILMAN FOLTZ: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 49 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council for three readings for Ordinance No. 49 – 2015?

COUNCILMAN GRIFFITH: Wait time out. Are we...

COUNCILMAN CERRETA: Should we have some open mic for that?

COUNCILMAN GRIFFITH: Because we just read it in committee. If we're going to pass it tonight then...

COUNCILMAN FOLTZ: We had an opportunity for public speaks that's why we had the public speaks in the special meeting.

COUNCILMAN GRIFFITH: Alright, so because we had there was a question was...

COUNCILMAN FOLTZ: Jim, do you need this tonight or can it be two weeks?

ENGINEER BENEKOS: It can't be two weeks. We won't be able to get the project done.

COUNCILMAN GRIFFITH: Alright, but so we still had a committee and then we had public speaks in between so we've... okay, alright. I'm sorry.

COUNCILMAN CERRETA: Because normally we don't like to do that. I can do this.

COUNCIL PRESIDENT PETERS: Alright, I asked for a motion and a second to suspend the rules? Do we have a motion and a second?

COUNCILMAN CERRETA: I'll motion.

COUNCILWOMAN WERREN: Second.

Roll call vote of 6 yes to suspend the rules of Council for three readings for Ordinance No. 49 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules Ordinance No. 49 – 2015?

COUNCILMAN FOLTZ: I'll motion.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt under suspension of the rules for Ordinance No. 49 – 2015.

ORDINANCE NO. 49 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 50 – 2015?

COUNCILMAN CERRETA: So moved.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 6 yes to read by title only the first reading of Ordinance No. 50 – 2015.

10. Ordinance No. 50 – 2015

Water, Sewer and Rubbish Committee

An ordinance amending Ordinance No. 9 – 2015, the Linwood Ave SW Waterline Replacement (Glenwood to Chandler) Project in the City of North Canton, increasing the appropriation from not to exceed \$400,000.00 to not to exceed \$440,000.00, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Yes, thank you, Chairman Cerreta this is the one that discussed earlier.

COUNCILMAN CERRETA: I'm glad you straightened that out because we never like to do that.

COUNCILMAN FOLTZ: Well we're amending an ordinance we passed earlier this year to increase a budget line \$40,000 to meet the lowest bid. Correct, Jim?

ENGINEER BENEKOS: Correct.

COUNCILMAN FOLTZ: Okay, so we discussed it previously just we're adding to it.

COUNCILMAN CERRETA: Exactly, we just discussed it I'm in agreement with adding that \$40,000 that is a ceiling so I move that we go ahead and adopt this and sounds like it needs to be an emergency. I'm good with making it an emergency too.

COUNCILMAN FOLTZ: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 50 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council for three readings for Ordinance No. 50 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to suspend the rules of council for three readings for Ordinance No. 50 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules Ordinance No. 50 – 2015?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt under suspension of the rules for Ordinance No. 50 – 2015.

ORDINANCE NO. 50 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 51 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to read by title only the first reading of Ordinance No. 51 – 2015.

11. Ordinance No. 51 – 2015

Finance and Property Committee

An ordinance authorizing the Director of Finance of the City of North Canton to make payment to Plain Township in the amount of \$3,606.82 for annexation property tax reparations due through tax year 2014.

COUNCIL PRESIDENT PETERS: Thank you. Chairman Griffith?

COUNCILMAN GRIFFITH: We had good discussion about last week. As we know there's a schedule that needs to be repaid for certain types of annexations and in this case we're almost to the end of that payment schedule. This is what we owe Plain Township for property that was moved into the City. So this is purely statutory. If there aren't any other questions I would move its adoption.

COUNCILMAN FOLTZ: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 51 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council for three readings for Ordinance No. 51 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to suspend the rules of council for three readings for Ordinance No. 51 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules Ordinance No. 51 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt under suspension of the rules for Ordinance No. 51 – 2015.

ORDINANCE NO. 51 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Alright, may I have a motion and a second to read by title only the first reading of Ordinance No. 52 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to read by title only the first reading of Ordinance No. 52 – 2015.

12. Ordinance No. 52 – 2015 Finance and Property Committee

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, to be appropriated from the unappropriated resources of the Park Development Fund to the Facilities Account in the amount of \$53.03 for the current expenses during the fiscal year ending December 31, 2015.

COUNCIL PRESIDENT PETERS: Thank you. Chairman Griffith?

COUNCILMAN GRIFFITH: We have a line item that has a little bit of money in it that needs to be cleared out. It's better for us and for the auditors and certainly makes Karen's books look a little cleaner if we have not these participles in the forms of budgets. So this is merely an administrative move if there aren't any other questions we'll move its adoption.

COUNCILMAN FOLTZ: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 52 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council for three readings for Ordinance No. 52 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to suspend the rules of council for three readings for Ordinance No. 52 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules Ordinance No. 52 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to adopt under suspension of the rules for Ordinance No. 52 – 2015.

ORDINANCE NO. 52 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 6 YES.

COUNCIL PRESIDENT PETERS: Alright, may I have a motion and a second to read by title only the first reading of Ordinance No. 53 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to read by title only the first reading of Ordinance No. 53 – 2015.

13. Ordinance No. 53 – 2015

Finance and Property Committee

An ordinance authorizing the Mayor of the City of North Canton to enter into an agreement between the City of North Canton and the Stark County Commissioners and U.S. Geological Survey, Ohio Water Science Center (“USGS”) for the placement of a stream gauge in the Zimber Ditch within the City’s corporate limits, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you. Chairman Griffith?

COUNCILMAN GRIFFITH: Well normally we wouldn’t have stream gauges I imagine under the finance department but in this particular case it’s a matter that does involve us expending some funds. We talked at length and we saw the schedule last time, Mike did you want to comment about that at all or...

DIRECTOR GRIMES: No, I just we really thought we needed a stream gauge here to accurately measure what that water flow is if anybody upstream changes anything we’ll know immediately on that. The only thing it’s so far as I have not gotten a contract from the Stark County Commissioners. Obviously it’s going to say what it is in there. We will run it by the law director but I don’t have to present to you so if you want to wait and pass it that’s fine too.

COUNCILMAN FOLTZ: Just pass first reading then.

COUNCILMAN GRIFFITH: Yeah, let’s pass it without emergency we’ll do the one.

DIRECTOR GRIMES: Sure.

COUNCILMAN GRIFFITH: Right, that’s fine. Other questions about it? Alright I would move its adoption for the first reading.

COUNCILMAN FOLTZ: Second.

Roll call vote of 6 yes to adopt the first reading of Ordinance No. 53 – 2015.

ORDINANCE NO. 53 – 2015 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Alright, thank you very much. That concludes our legislative piece now I’d like a motion and a second to discuss setting a date and time for Mr. Osborne’s appeal. So do I have a motion and a second to open up discussion?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 6 yes to discuss setting a date and time for Mr. Osborne’s appeal.

COUNCIL PRESIDENT PETERS: Okay, we need to set a date for Mr. Osborne’s appeal. I’m open to suggestions.

COUNCILMAN GRIFFITH: The standard for the Court of Appeal Jeff and for other courts would be that they would allow 4 weeks to set an oral hearing. And hopefully that’s soon enough to get things done in an expeditious manner but long enough to allow people to have time to think and appropriately prepare. So I would think that 4 weeks would be a good number.

COUNCILWOMAN WERREN: What about Tuesday the 29th?

COUNCIL PRESIDENT PETERS: Alright, we’re looking at the last week of September, Tuesday the 29th.

LAW DIRECTOR FOX: Mr. Engineer, would be available on Tuesday, September 29th? What time are you contemplating?

COUNCIL PRESIDENT PETERS: Well, let’s see if he’s available first.

COUNCILMAN FOLTZ: So that’s 4 weeks from tomorrow.

COUNCIL PRESIDENT PETERS: Correct.

ENGINEER BENEKOS: I am.

COUNCIL PRESIDENT PETERS: You are available?

ENGINEER BENEKOS: Yes, you might want to check with...

COUNCILMAN CERRETA: Eric?

COUNCILWOMAN WERREN: Eric, are you available?

COUNCIL PRESIDENT PETERS: Tuesday, September 29th can you check your schedule? Would you be available? 6:00 pm?

ECONOMIC DEVELOPMENT DIRECTOR BOWLES: Yes.

COUNCIL PRESIDENT PETERS: Okay, clerk please call the roll for approval of Tuesday, September 29th at 6:00pm for the...

COUNCILMAN GRIFFITH: Should we have a motion and a second?

COUNCIL PRESIDENT PETERS: Yeah, may I have a motion and a second?

COUNCILMAN GRIFFITH: I'll move the 29th at 6:00pm.

COUNCILMAN CERRETA: I'll second it.

Roll call vote of 6 yes to schedule Mr. Osborne's appeal for Tuesday, September 29, 2015 at 6:00 pm.

COUNCIL PRESIDENT PETERS: Okay, are you good with that Tim?

LAW DIRECTOR FOX: Yes.

COUNCIL PRESIDENT PETERS: Alright, so that's it. Anything else?

LAW DIRECTOR FOX: No, I think you know you want to put on the record as that although we believe that this type of hearing is contrary to our charter we do have a judgment entry from the Common Pleas Court that it said that we'll have the hearing regardless so just wanted to put that on the record moving forward.

COUNCIL PRESIDENT PETERS: Alright and as that concludes our agenda I will entertain a motion and a second to adjourn.

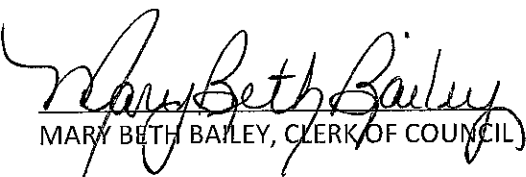
COUNCILMAN CERRETA: So moved.

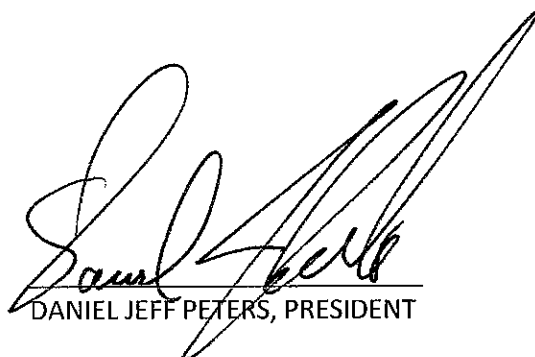
COUNCILWOMAN WERREN: Second.

14. Adjourn:

Roll call vote of 6 yes to adjourn.

COUNCIL PRESIDENT PETERS: We are adjourned.


MARY BETH BAILEY, CLERK OF COUNCIL


DANIEL JEFF PETERS, PRESIDENT