

MINUTES FROM COUNCIL MEETING
CITY OF NORTH CANTON
MONDAY, JANUARY 25, 2016

1. Call to Order

COUNCIL PRESIDENT PETERS: I'd like to call to order the Council Meeting Monday, January 25, 2016 8:25pm. We've already had the opening prayer. Everyone, please stand for the Pledge of Allegiance.

2. Opening Prayer

3. Pledge of Allegiance

4. Roll Call

COUNCIL PRESIDENT PETERS: Clerk, please call the roll?

Roll call found the following council members in attendance: Cerreta, Foltz, Fonte, Griffith, Kiesling, Peters and Werren. Thus having 7 in attendance.

5. Consideration

COUNCIL PRESIDENT PETERS: Alright, may I have a motion and a second to approve as presented:

Mayor's Court Receipts: December 2015
Council Meeting Minutes: January 11, 2016

COUNCILMAN FOLTZ: Motion to approve as presented.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes, to approve the above minutes and reports.

COUNCIL PRESIDENT PETERS: Thank you very much. At this time, if you wish to address council please step forward state your name and address.

6. Recognition of Visitors

LINDA HOAGLAND: 850 Easthill Street SE, North Canton, Ohio. It's good to see everybody back. Congratulations, I didn't get to congratulate everybody except for Stephanie. I did see her. Again, I guess I just I knew you guys wouldn't disappoint me. This with the cameras; you actually are going to have to rewrite this and take time to do this. First of all, Mr. Osborne, thank you for taping it. I am getting further along that it's very difficult for me to be mobile. So, and I'm very interested in what goes on here. You are spending my money. I pay your salary. So for me to get on YouTube and actually see what went on, it's great. And if I didn't catch it all at once I can replay it. I guess what I'm saying is I really think I haven't seen this camera jump out or be a disruption. I, we're never that busy that, that it's actually in the way. I don't think it's ever addressing somebody's view. I guess it is stationary. It's not jumping out, okay? I get it. Why it has to be in the back of the room. Okay, I can get that. But in #3, you say "or other designated areas", so maybe if you're going to put these orders in, maybe you better put a designated area. Don't just say "oh, okay, well, so we don't like it back there, so we're going to make up today where we want it". Evidently there's nobody on this table, could it not be on this table? It's not in anybody's way. It's designated. I just find that, that you can't, I don't like the wording of it. And as far as you said something about North Canton doing it. What was the reason that they couldn't? I mean, okay...

COUNCILWOMAN WERREN: Their students.

COUNCILWOMAN KIESLING: Their timing, they're already committed to all the sports events.

LINDA HOAGLAND: Okay, so I guess if somebody's willing to do it for whatever. I mean we're looking to make a documentary or anything. So...

COUNCILMAN FONTE: Hey, Linda, look you know last week you weren't here were you? I mean...

COUNCIL PRESIDENT PETERS: Hey, Dom, if I could, she's this is her time, let her finish.

LINDA HOAGLAND: Hey, I just only have one other thing to say. And that's why when I'm not here I am able to be here. And that's what's important to me. I know you guys can all walk and get around, so remember that. And Stephanie, I noticed you said I know people said "oh, well you can bring an iPad or hold something up". I can't do that any longer. Pretty soon I'm not going to be able to hold anything. So don't think that I can do that. You're cutting out people that can't physically do stuff.

COUNCILWOMAN WERREN: No, it's that you could hold up a handheld device at any seat.

LINDA HOAGLAND: I, yeah, well I can't do that either. I can't hold anything anymore. I have no strength. So you're, you're cutting me out. Even if I wanted to do that.

COUNCILWOMAN WERREN: We're not trying to cut, its public speaks, go ahead.

LINDA HOAGLAND: Well, you know, I mean I just, stop and think. There's no reason that it should be such a big thing. Its' public knowledge. So put it on YouTube. If you don't want it on YouTube, then you take care of it and put it on the North Canton website. I don't care where it's at. But it's one of my rights. And if I want to see what's going on or hear then I feel you owe that to me. I pay taxes here. That's all I have to say.

COUNCIL PRESIDENT PETERS: Thank you, Mrs. Hoagland. And I agree with her, it really is no big deal. What we're asking isn't a big deal.

LAW DIRECTOR FOX: And the point is, that's not the City's camera. That can stop tomorrow, it's up to the person that has that camera. And they can put it in any way that they wish. And our meetings are recorded on 2 parts of medium, both on digital and on tape and we provide a verbatim transcript. So there's nothing that hidden. It's simply if someone wishes to bring a tripod, 5 foot tripod or what have you and it's going to block someone. And it's going to block a seat or it's going to block an entrance or an exit. You actually don't require an ordinance, but I recommend that you do so you know upfront so there's no problems of someone brings it in. Simply asking that you moving it 16 feet to the back so it doesn't block anyone else. And it doesn't block anyone from exiting from an isle or from, you know, an entrance or an exit. But we have no control of whether that's posted on YouTube or what happens or if it's modified in anyway. It doesn't belong to the City. But we've never complained for anyone that would bring a camera or a recorder and wouldn't block someone else. This is simply to prevent someone from imposing their will on someone else without having the common courtesy of understanding that, yeah, perhaps you are blocking some other folks. And placing the camera in an obstructed spot. It was in the center of the front row, now it's over on the corner.

(Ms. Hoagland spoke from the gallery and not near the microphone)

COUNCIL PRESIDENT PETERS: Mrs. Hoagland, you've had your 5 minutes.

LAW DIRECTOR FOX: The other part is it's the chairman's responsibility to hold an orderly meeting. And to understand and from simply viewing the audience when something maybe an obstruction or maybe unsafe. And the designated area is that issue is it's going to depend if somebody comes in. If you know perhaps you have someone who has a larger tripod or something like that, or if they're competing spots. It provides some leeway to the chairman to just make a commonsense decision that hey, let's place these cameras so that they don't block each other and so they don't block any residents, and they're not in a spot that may be unsafe.

COUNCIL PRESIDENT PETERS: Alright, thank you. If anyone else wishes, yes sir, please state your name and address.

BRIAN FOLTZ: East Maple Street. I'd like to make a comment against vacating Orchard and Witwer Streets. It seems to me with more development we need more streets, not less. As it stands now I challenge anyone to show me a street in North Canton that has more damage than Hower Street has right now, at the present. With more development we need to reduce traffic on Hower Street not increase it. Let's make traffic flow easier. Why not reopen Witwer Street and possibly move all truck traffic to Witwer Street. Couple of examples for safety, if the upper floors of the north side of the Hoover Company were to catch fire with people in living in there now, what would the fire department do? Put their ladder truck on Hower Street? Another safety item, Hower Street against the fire department right now is too narrow for truck traffic, in my opinion. And could possibly block safety forces. Looking at acres and acres of unused parking lots IRG's planning, or I should say lack of planning have not proven me the need to give public streets to private individuals. That the taxpayers of North Canton paid hundreds of thousands of dollars, if not millions to build and maintain. Just a quick note on your natural gas and electric, Doug, I think made a comment about possibly putting a note on the water bills. Right now every month on the bottom of my electric bill has some note that's saying if you can get a rate lower than, and they put an amount, why can't North Canton do the same thing? In saying right now the amounts are available lower than what we're paying right now for natural gas. Thank you for your time.

COUNCILWOMAN KIESLING: I just, Mr. Foltz, the Planning Commission, the Orchard and Witwer vacation have been pulled from the agenda and they will be going back on the Planning Commission whenever they submit their plans. Which I doubt will be next month. Because they probably missed the deadline. But, so they are going to ask for a different variation of that vacation. So what happened originally is not going to end up coming back to us. They're going back to Planning. So I would say you know give the permits a call in a couple of weeks and see when they get on the agenda, if you want to go to that meeting because you'll have the opportunity to speak there as well.

COUNCIL PRESIDENT PETERS: Yeah, I think the church is going to have a little more to say about that. As a matter of fact, were you at the meeting? The Planning Commission meeting?

(Mr. Foltz spoke from the back of the gallery and was not near the microphone)

COUNCIL PRESIDENT PETERS: Okay, yeah, I wasn't there but I did read the minutes. There was some serious questions brought up by Member Morrow. And he also I wasn't aware of this, that road has been vacated twice. Did you guys know that, that it's been vacated twice?

COUNCILWOMAN KIESLING: And then went back.

COUNCILMAN FONTE: The back half of it. Not the front half.

COUNCIL PRESIDENT PETERS: Okay, and then went back. So I found that, I found that very interesting. So.

COUNCILMAN FONTE: You know, we looked at before it came back. It was supposed to come on tonight and you know the church needs more parking. And of course, IRG needs more parking because of the apartments. Since it's totally dead over there, there's not much activity so that's why they'd probably like to get it pushed through. But I think that's why Planning shot it down, because it's probably not the best layout of what they had in mind. So they have to go back to the drawing board and see if they can come up with a better idea. But once it's developed and you know, there's probably going to be a lot of activity over there so maybe, my opinion was, maybe we just you know revisit that down the road. Because if we vacate it now we'll probably wish we could get it back. The back half of the road was vacated, not the front half right off where the new parking lot will be off of the Hoover building. You know it would come out onto Witwer and then back down to Orchard and they'll have that all closed off. So I think it will be a little bit of a mess. So I think...

COUNCIL PRESIDENT PETERS: Dom, based on the last meeting, I think it's going to be thoroughly vetted and when it gets to us...

COUNCILMAN FONTE: Yeah, I think it was a good move to shoot it down right now, because it's not ready.

LAW DIRECTOR FOX: Indeed, the Planning Commission's recommendation was for Council not to approve vacating the street.

COUNCILMAN FONTE: Yeah, and I agree with that.

LAW DIRECTOR FOX: So facing you know, long odds of having it approved by Council overriding the Planning Commission they chose to withdraw the application.

COUNCILMAN CERRETA: Couple things I wanted if I could make...

COUNCIL PRESIDENT PETERS: Yeah, absolutely.

COUNCILMAN CERRETA: I think any parking lot that they put in there, there has to be a safety clearance with that. You mentioned about different safety vehicles getting in there. I believe that is a code that needs to get in there. But we have to keep in mind too that we have to look at everything, concessions, we're trying to grow more businesses over there. We're trying to grow more businesses over there. We're trying to get more tax dollars out of those businesses. So by moving roads around and changing them if that can help us create more business and create more tax dollars I would be in favor of that. As long as it keeps traffic to a minimum and it's a safety thing. So let's keep that in mind. We're not really giving away roads. We're creating more businesses that create more tax dollars in my opinion. So I'd look at that whole structure not just the fact that we're giving a road away with that. That's all I have.

COUNCIL PRESIDENT PETERS: Okay, anyone else wishing to address Council, please step forward state your name and address.

LARRY TRIPP: 1127 East Maple. I have watched and listened with interest to the City Council meeting of January 11, 2016. Yes, it was very unfortunate that two young children were struck by a vehicle. Yes, Mr. Mayor, it was a terrible thing, which you said several times and as such, Mr. Mayor, can you and will you provide any update if you allowed by the individual in the third chair to your left. Which, what has been done as preventive measures for added safety? This problem was brought to the attention of city officials through public speaks. Now four years later I hear comments from Council "it's on the radar and on the master plan", or "with success comes more traffic" or "it's got to change and Ms. Roll, your point well taken". That's all you've got? Are you telling me the City must build something and then react? Another words fill the Hoover plant and then worry about infrastructure. That's like a major city building a new major league stadium and then play their first game, build roads afterwards. Probably not to that extent, but same logic. You talk of slowing traffic down on Portage, you talk about in past meetings creating a different traffic pattern on Reed Avenue and West Maple. And everything's up we will address it later or nothing gets done. Well, we recently had two young children hit by a vehicle and luckily escaped with minor injuries. How long do you wait now? Another four years? Or another accident much more severe in nature. I understand you can't prevent accidents, but you can surely be proactive in preventing them. The traffic pattern on East Maple by the Hoover plant is ridiculous and just waiting for a major car/pedestrian accident with severe consequences to occur. With the destruction of 75 year old trees and driving west into glowing sun along with a little swerve on Maple Street and traffic crossing the street. Well, you get the idea. Personnel from daycare centers walking young children from churches, daycares, etc., in long lines, double file crossing major streets. One children slips and again I hope you get the picture. One kid darts out in the road, get the picture. Junior high school, high school athletics, both female and male running in groups from cross country track teams on East Maple, Main Street, 7th Street, generally on sidewalks, hey, I'm 100% for athletics, don't get me wrong, but running in a

group, one person slips, two or three others in adversely slip sideways like on East Maple where in spots 1 1/2, 2 yards away traffic coming their way. What do you have? What do you have? These young kids jogging, running out practicing, nice young kids. I wave to them all the time when I'm walking, they smile, greet me, they give me the right-of-way on the sidewalk. But you have to take some measures. These are three scenarios that should be addressed immediately and I would suggest immediately like now. Now. Not four years later or until master plan gears up. This City has been very fortunate in the past. With minor accidents so far once I would hope Council to be proactive instead of reactive. And fortunately I got to talk to Chief Wilder and he gave me an idea which I will pass onto you. Mr. Mayor, members of Council and especially Councilman Peters, your plan to entrust the law director for doing your work is a failure. Your attempt to reign in watchdog activist of this community will only worsen, the likes of those that sit behind me speak before and after me are not going away. Right now, your plan of 4 years ago would have been would have much better served this community by creating a position for part-time city manager, part-time safety director and part-time law director. Lastly, for obvious reasons delete the "whereas" of the now ordinance.

COUNCIL PRESIDENT PETERS: Mr. Tripp, your time is up.

LARRY TRIPP: I've got 2 more sentences.

COUNCIL PRESIDENT PETERS: Mr. Tripp, your time is up. Thank you very much. You can give your text to the clerk and we'll enter into it the minutes. If there's anyone else wishing to address council please step forward state your name and address.

MELANIE J ROLL: 308 Portage, North Canton, Ohio. Thank you, Mr. Tripp, I appreciate someone else being concerned about pedestrian safety. However, I didn't intend to speak to that tonight. So I will go onto my agenda. I am an advocate for open and transparent government as I've talked about repeatedly. There are a couple things about the meetings tonight of what you're planning to do that I have concerns about. I think I've talked to a couple of you today about and I appreciate you taking my call. The changing of the meeting structure I find problematic. I understand that you need flexibility and I understand that. However, I think that how its stated that you'll be you will meet as needed, I believe is what its recalled lets the door open for perhaps only meeting once as the Charter specifies. So it will be I think advantageous to at least put in to the legislation that you will meet at least twice a month. And I would like to see those being the legislative meetings and have it specify so people know when they can speak. I have personally had 2 experiences where someone has come to Council that I have not seen here before. I approached them after the meeting and asked you know, what their concerns were. They had hoped to speak at the meeting but were unable because it was an off week. Most of those people do not come regularly, they don't know about the agenda, they don't know how to navigate the system. So I'm asking that you help those individuals that want to come and participate so they can participate. If you have a special meeting, you don't know if the person sitting in the corner wants to speak. It's intimidating to come up here obviously. And so let's make it easier. The other thing I have is well, I have two more things. The idea that you have a Council of the Whole you talk about things and then on the same evening you vote on them. I realize that it's not an emergency and you, it states it's an emergency but you will at least address it another time. I believe it's advantageous that you bring things to the open public, the press can report on them. It goes in the Rep., people can read it. Then they know the next meeting and if they want to come and speak they can. Again, open government. The third is the video legislation. It seems cumbersome. There are communities here in northeast Ohio, Green, the City of Green, their Council videos their proceedings and puts them on the Warner Cable. There are other communities that do that in this state and out of the state. So it makes it available for people. Again, open government. So let's, lets to have more people participate rather than fewer. Thank you.

COUNCIL PRESIDENT PETERS: Thank you, Ms. Roll.

LAW DIRECTOR FOX: If I can jump on that. I absolutely support that, there's nothing that prohibits anyone from recording. So we certainly welcome that. We only place limits so someone doesn't impose on someone else that wishes to see the meeting. The other part that you mentioned about, in the past, people have shown up and didn't have the ability to speak. So what you're stating is that from what we're doing right now has placed limits on the ability of people speaking. Because they didn't understand whether or not it was a Committee of the Whole or a Council meeting. Again, this simply places what's necessary for Council to achieve in the following meeting letting them schedule whether it's a Committee of the Whole or a Council meeting at the very next meeting, based upon the needs of the City that's presented. Right now tonight, I know Council understands what needs to happen at the next meeting. Under that type of legislation they can state to the folks that are sitting here this evening and it will be placed in the agenda that will be placed on the website, sent to those that request it which includes the Repository, which includes you, Ms. Roll, exactly what is going to be on the agenda and so folks can plan in advance. It's actually just trying to be more proactive, and I believe it's going to not result in, I can't imagine that Council would have one meeting a month. Trying to state that nothing has come up. But I think indeed if that happen then you certainly would have a voice to say "why are they only meeting once a month". This gives them an opportunity and states that they will meet each month. And it just states the purpose of the meeting, they'll do it in advance.

COUNCIL PRESIDENT PETERS: Yep.

GLEN SAYLOR: 340 Reed Avenue. Just going to start my remarks by reading the end of the gentleman's statements. "Lastly, for obvious reasons delete the "whereas" of the new ordinance amending Title III legislation". You figure it out. A couple of things in regards to this proposal as far as the meeting times and everything for the legislation. The first thing being tonight is the fourth Monday of the month and according to your ordinance this would be a regular Council meeting that should begin at 7:00. So my question would be is why the Council meeting was put behind the special meeting of the whole. Council meeting

should have been first, special meeting of the whole should have been second. In regards to taping, you don't need to have the City or the North Canton Hoover students down here taping. You simply put a stationary camera at the back of the room with an appropriate lens so it can see this entire area and you tape it. You put it on YouTube or whatever is appropriate within a couple of days. You have a gentleman over here he's probably spent less than a \$1,000 on a camera and he can do it. And none of you thought of that? Did anybody think of that? No, instead you try to harass the guy and that's what you're doing with this. Even though Mr. Fox doesn't think so. In regards to the current proposal and I really like this part of it, I think Mr. Fox wants to be a science fiction writer one day. Because he says "whereas, to properly and timely address these ever changing needs our city council agendas should also be dynamic, while continuing to provide proper notice". If you look at our present way we do things you can put on your planner right away for the whole year, you know exactly when each of the council meetings is. I think that's something that Mr. Foltz was trying to drive at. I know that the second and fourth Mondays of every month I can come up and speak before Council. Or if somebody says "hey Glen, when can I come up and speak before council?" I can give them the exact the date. With this new legislation you cannot do that. And also Mr. Fox made a reference that "oh, there'll be a meeting every Monday" I think that's what your exact words were, every Monday. But that's not what this legislation says it says "on Mondays". Okay? Doesn't say every Monday. So people might come up here expecting to come to a meeting there's nobody here. That's almost like having a business and just opening it whenever you want to. How long would you patronize a business like that, that you didn't know the exact hours that you could come to that business. And you think that's better serving the public? When you don't have consistent hours. When you know the second and fourth Monday of every month is a regular council meeting and the first, third and fifth month are council meetings of the whole. That's ludicrous. And you have the dynamics right now to have meetings whenever you want to it's called a special meeting. And in fact you guys called one tonight, didn't you? Tonight wasn't supposed to be a meeting of the whole. You called a special meeting. And you put it in front of the normal meeting. So you made people sit here for an hour and a half that may have wanted to come at 7:00 and present something to you when they shouldn't have had to. Thank you.

LAW DIRECTOR FOX: Councilman Fonte contacted me over the weekend and asked if I'd explain a little more in detail. You know this proposal because a resident had inquired how they would know whether or not it was a Council meeting or a Committee meeting. We talked about the agenda and I told him about a neighbor that I had at one time. That on every Saturday when I was living in a warm weather climate, every Saturday the gentleman would mow his lawn. Every Sunday he would water his lawn. Didn't matter if it needed it or not, it was the routine. And what you have right now it is setup simply through an ordinance that says the second and fourth, the first and third this is what we're going to do. And the suggestion is simply that why don't you let the needs, the welfare of the City determine how you'll schedule your meetings. How will you know what's going to be on the agenda? It's at the City's website, we post it at the front door and those that ask for that information we send them an email that contains all of the information. It's simply a suggestion to actually have more meetings that will address the needs of the City. But if you want the routine of a second and fourth and first and third so Glen Saylor can tell someone if they ask, instead of you know perhaps looking at all the ways we make this information available then stay in the routine. We updated to emails because our residents believe it was more convenient to receive information from us in emails than by fax or by mail. It's simply the City making use of the technology that's available and not you know set yourself into a rigid course that may or may not meet your needs.

COUNCILMAN FONTE: I just want to say real quick, so with the evolution of the technology that we have, you know, that's not really a bad idea. Maybe we could consider you know putting some kind of a camera up and having a techy person throw something on YouTube or North Canton YouTube channel or something like that. You know, just like with the presidential elections you know they have a section where constituents or people can throw out a question or ask the councilmember a question or maybe council as a whole if it's like Linda who maybe can't make it. So I mean these you know as the technology evolves there's always interesting ways to communicate better with the masses of the people. And agree with that. I mean there maybe something we can come up with that would be, you know, I mean I think it's a great thing to be able to see it. Unless you say like, like, like I do. But overall it is good to present it and maybe that's something we could consider down the road. And also we could maybe have a segment to liven it up a little bit to have you know YouTube where someone sends a question in. And you know we get it ahead of time we just answer it put it out there on our YouTube channel. But anyhow that's just stuff for down the road but I'm just saying the technology allows us to do a lot more. And it's not really that expensive to do if you have someone understands how to post. So that was just a thought with what you guys were talking about.

COUNCIL PRESIDENT PETERS: Mark?

COUNCILMAN CERRETA: I empathize with his comment on having public speaks so late. I think we can control that. And we can be more thoughtful about putting that out front. I'm not sure why the reasoning was that, but I think if we can control it and it makes sense and it's very, I think we can do that. So we should probably look at a little bit more in the future.

COUNCIL PRESIDENT PETERS: Okay.

CHUCK OSBORNE: 307 Fairview Street SE, North Canton, Ohio. North Canton's Sarah Palin has the answers to all of North Canton's ills in its government. This entire piece of legislation is manure. Mr. Foltz, I, too would like to comment you, you've been here a while you've seen how the due process and the routine that we've had here. And it worked. Its' worked for 50, 60 years. Why are we changing something that works? Couple years ago, the two girls here made a push as that's been relayed to me they wanted to cut back on the meetings. And you tried that for a while, but I think a few of you behind the scenes said "no, we don't like this". And we kind of reverted back. There is no reason to change it. You can if you and I've

seen it happen over the years if you have nothing for an agenda you just cancel the meeting. But like Mr. Saylor said you need to have a structure. People need to be able to depend on when their government officials are meeting and know when to go. You could have had a meeting last week. How often do holidays happen on a Monday and you reschedule to the following Tuesday. Look at tonight's agenda, 22 proposed ordinances. And look what time it is, its 9:00, you're exhausted. How clear your mind is and how much discussion did you give to all these issues? A couple things about the SWAP cooperative, yeah, I think it's probably a good idea. But I think you need to realize what it's going to cost you. I'm just winging it here, but I dare say you're going to have two police officers away from the City probably one week a month. If they're responding to calls all over the county Mr. the chief did not give you an estimate of the man hours that are going to be lost from the City. You may end up having to hire a couple police officers. I think it's a great idea. They certainly have the resources. But there is no free lunch. It's going to cost you. You're going to have to make up manpower. The \$1,050,000 over here on Salway, obviously it'll probably be taken out of water funds, but you're obviously repairing a roadway doing major roadway work and fixing flooding issues. So you're starting to lean on the water fund for projects that have nothing to do with the water. Now to get to the damn the camera. It's nothing but retaliation. Pure and simple. Am I blocking anybody's view over here? Have I created any disruptions? Except maybe when I speak Mr. Peters. Thought you might enjoy that one. No, I'm not. You're just creating a burden and you're just trying to irritate me. But whatever you do to me it impacts everybody else. Ten years ago you started this time limit on speaks. And here we are stuck with it to this day. To go back to Sarah Palin here, how often did I hear "oh, we're probably going to end up having more meetings"? What a bunch of manure. The goal here is to cut back on your meetings. Pure and simple. Mr. Fox brings up, there are times when you need to make a purchase, we've had an infrastructure issue. That's what a special council meeting is for. You guys are just calling special council meetings any time you feel like it. That is not the purpose for a special council meeting. Special council meeting is for special reasoning. You're losing all structure in your legislative process. And we're slowly dismantling every segment of government we've seen here in the City. Mr. Foltz had no problems with it 15, 18, 20 years, however long you've been here. Mrs. Kiesling, 12 years ago, did you complain back then? Want to change the entire structure of government. No one's going to hold a camera for the entire 2 or 3 hours of a meeting.

COUNCIL PRESIDENT PETERS: Thank you, Mr. Osborne.

CHUCK OSBORNE: Thank you.

LAW DIRECTOR FOX: Mr. Chairman, I ask that you admonish Mr. Osborne in using profanity. We have that clear in our rules that we don't permit the use of profanity in our public speaks.

COUNCIL PRESIDENT PETERS: Good thing the Boy Scouts weren't here tonight.

(Mr. Osborne spoke out from the gallery)

MIRIAM BAUGHMAN: 320 Weber Avenue NE. I do not believe in aggregates, gas or electric. I would never advocate or request any particular broker to come speak. The minister did say tonight to tell you make decisions based on the welfare of the people. To hear the electrical aggregate there was only one broker. And there's many, many brokers out there that serves northeast Ohio and AEP. I think to get the whole picture you should have heard from another one. At least one or maybe two. It bothered me tonight when I asked the question of Mr. Burns if he would share the rates of the last few deals that he made with communities and he refused to do that. I thought it was a very reasonable request to kind of give a picture of what you're going to be seeing. It's like going to buy a car and you're going to buy it but yet you don't know what it costs. And you'd like to know what other cars in the lot the same type costs. He also is the same broker who did our gas aggregate and of course you know he did the residents no favors. And he also stood here tonight and said what a great deal the gas was, how much money it saved everybody. So I would ask that before you vote, you hear from at least one or two other brokers to see what else is out there. Okay, I didn't understand when you talked tonight about the two meetings. So you had the Committee of the Whole first and you discussed three things. You discussed many things. But three of what you discussed you're going to vote on an hour later. Two of them I could understand because the roads and the street sweeper that's been talked about a lot. Heard that over and over. But the issuance and sale of the bonds, this is brand new, it's never been discussed. I do have questions. The agendas are not posted until Friday 4:00, 4:30. By that time city hall's closed, it's closed over the weekend. People, council people go away for the weekend. So then you have Monday to ask the questions, before the meeting. That's not enough time. So I think if something new is brought up it shouldn't be passed the same night on an emergency. Pass it for the first reading, give somebody a week to look it over and then pass it the next time on the emergency. Okay, that's all.

COUNCILMAN FONTE: Is that how this is...

COUNCILWOMAN KIESLING: No, that's not how it's going.

COUNCIL PRESIDENT PETERS: We are not passing the three pieces of legislation tonight on emergency. There is an emergency clause within them. We will have the first reading tonight for all three of them, next Monday we'll have a special council meeting and we will them at that point on the second reading on emergency. And the reason that emergency clause is in there is so that when the Mayor signs it next Monday night they become immediately effective instead of the customary 30 day waiting period.

COUNCILMAN GRIFFITH: I think it's fair to say and important to say that we're committed to making sure that if we continue to have more meetings where there are work sessions initially and council meetings later, that we are not going to pass

legislation that isn't talked about with more than one week. I know I can affirm for that personally. I know that's true and I know that's true for other people too.

COUNCIL PRESIDENT PETERS: Yeah, that's not going to happen. And for example tonight, everyone has a chance to address Council prior to our first reading. You have all week, everybody, most everyone out there has my cell number, feel free to call me if you have any questions regarding these three pieces of legislation. Or anything else. And then next week we'll have the second reading and before we read those there'll be public speaks as well. So there'll be plenty of opportunity if anyone has any questions or concerns.

COUNCILWOMAN KIESLING: I have one other follow up. And we don't need to begrudge it tonight but I agree with Miriam at the 4:00 Friday. It's actually starting to bother me as well. It used to be Wednesday, then it went to Thursday and now its Friday. Its Friday isn't?

LAW DIRECTOR FOX: Understand you had...

COUNCILWOMAN KIESLING: It doesn't matter.

LAW DIRECTOR FOX: No, no, no, please, when you have people that bring in legislation...

COUNCILWOMAN KIESLING: Then it goes on the next agenda.

LAW DIRECTOR FOX: But that's the part of being dynamic, is trying to get this stuff...

COUNCILWOMAN KIESLING: I don't disagree, but...

LAW DIRECTOR FOX: We have people that come in Thursday, we have people that come in Friday and say "this just happen can we please get this on". If you'd say...

COUNCILWOMAN KIESLING: We used to have a time limit though Wednesday at noon or Thursday at noon, you had to get your legislation. And I don't know when that changed. And I think it needs to go back to that.

LAW DIRECTOR FOX: Well we can implement that, if you wish. But the complaint was the clerk was being too rigid, it used to be noon on Tuesday. And trust me on this, there were people that came in 12:10 and were told "no".

COUNCIL PRESIDENT PETERS: No, agree with you. I think you know, Thursday at noon I think would be reasonable, maybe even Thursday by 2:00, 3:00. That gives them the whole...

COUNCILWOMAN KIESLING: Something, I don't like getting my agenda 4:00 on Friday. I'm done, I'm looking at my computer all day Friday waiting for the agenda and I don't see it. And then Saturday and Sunday I'm swamped with kid stuff. So I want my agenda on Friday.

LAW DIRECTOR FOX: Okay, I think it's your clerk trying to be proactive and saying "we're going to get everything on for the meeting" even if it comes in at that time, we'll stop and take that. We'll draft the legislation and we'll get it on so that it gets out at that period of time. But if you want to enforce that, that's fine.

COUNCIL PRESIDENT PETERS: Yeah, let's move it up. I agree with that.

COUNCILWOMAN KIESLING: We need to enforce, we never I thought we didn't change...

COUNCILMAN FOLTZ: This goes back to the point that's being made tonight. If it was a committee meeting it wouldn't be a big a deal. And we had a whole another week and you had a week to prepare. I mean we're not going to become the authority on anything that we're going to try to talk in committee unless the administration weighs in of whoever's asking for the request. That's the bottom line. And we're shortening that window to a point like you said if you're gone, if you're gone over the weekend somewhere you come up its action packed tonight. I'm glad Mark saw the public speak, that is right 9:00 is too late for public speaks. We can do a better job and there's nothing wrong with the original structure in my opinion, going back to that. Like I said, flexibility for efficiency is one thing, but you've got to watch how you do it. You know, some of these requests have been out there, Jim, unfortunately is not here tonight to talk about the street program. You know, and you've got to rely on you Dominic, and that's a lot to put on your table.

LAW DIRECTOR FOX: And some of the other things that we also received is we'll get a verbal request that will say "this is what we need, this is the legislation that we need". And so I'll ask "where's your supporting documentation", because we need to provide that for the councilmembers so they can see the basis for this. And then sometimes that doesn't arrive and my point is this doesn't go unless we have the background information. Not just a verbal and sometimes that information comes in last minute, its rushed its actually, sometimes after 4:30 on Friday.

COUNCILMAN FOLTZ: That's okay if its committee report, but not a council meeting.

COUNCILWOMAN KIESLING: Right, even though that's not true, I mean I want time to think about it. There's got to be a

deadline and right there isn't for some reason.

COUNCILMAN CERRETA: Well, can we make it like Thursday at the end of the day for regular council meeting?

COUNCIL PRESIDENT PETERS: I say Thursday by the end of the day, we'll have the Mayor and the Administrator talk to the department heads and make them aware of that deadline.

COUNCILWOMAN KIESLING: But that's too late, because then she has to prepare it which will take her half the day Friday. That means I'm still not getting it till Friday afternoon. I want it Friday morning.

COUNCIL PRESIDENT PETERS: Say Thursday at noon then.

COUNCILWOMAN KIESLING: Yeah, I think that's appropriate.

COUNCILMAN GRIFFITH: If there are things that are emergencies we can always add them to the agenda.

LAW DIRECTOR FOX: You have Tuesday at noon right now, I believe what it is. And then it's just it's one of the soft rules.

MAYOR HELD: Yeah, I mean here's what we know we've seen full spectrum on this.

COUNCILWOMAN KIESLING: Yes, we have.

MAYOR HELD: And we used to have it where it was even the week before.

COUNCILWOMAN KIESLING: Correct.

MAYOR HELD: That you would have it on the agenda. So and the thing is that the convenience of bringing in, you know most of the requests are administrative personnel that are putting items on the agenda. And most of its not coming the council, its coming from the administration and the department heads. And you know, of course, we appreciate trying to accommodate the council or the administration's requests, but at the same time you folks do need time as Marcia was saying to review the items that are on the agenda. And you know, and what I've learned over the years is that you set the rules and the administration will work with it. You know, whether you have it on Tuesday at noon or Thursday, you know the departments head it may require them to plan a little bit better. And we've done both. But at the same time what's important is that you folks as the councilmembers have the sufficient time to review the items and the documentation. Because the less time that you have then obviously it does put more it puts more pressure on you folks when you're making a decision. And obviously you don't want that. You want to have sufficient time to review all the documentation and if a department head doesn't have the documentation in, it doesn't go on.

COUNCIL PRESIDENT PETERS: Alright, let's not belabor the point we're still in public speaks portion. If the rest of council agrees Thursday, noon we'll make it happen. Everything good? Alright.

COUNCILWOMAN KIESLING: We'll have to change the legislation because I think it does still say Tuesday at noon. But that will go on a committee, but at this point I think officially you should tell people Thursday at noon.

COUNCIL PRESIDENT PETERS: Alright, anyone else wishing to address council please step forward state your name and address.

ROD COVEY: 35 Auburn Avenue in North Canton, SE, 44709. I think I've been to over 250 in this city hall. Mostly council meetings of course. But also Planning meetings, several meetings with two mayors, and four law directors, and two or three finance directors, administrators. Have had a lot of experience with governance of North Canton and I mentioned about a year ago there were some things going on then that I was a little concerned about the image of this City. Based on the some of the things that are going on. Just want to touch on two or three very quickly. By profession I'm a journalist. Doctors have ethics, CPA's have ethics, attorneys do, and journalists do too. One of the courses I've had to take, was a course in ethics. And it teaches how to be a journalist and how to do it right. So when you get into the things like the TV thing, I'm sitting here thinking "this, it's really just all wrong". There are cities that do have for example a camera back here, but that's not the same. People who would be watching and these are cities that broadcast this to the peoples' homes. Which we don't do of course here. But there's a big difference between just that showing everybody here and not having somebody with a camera that wants to capture the full meaning of it. And Martin Olson, I asked him about this, he said "I go to many other cities as you know meaning Canton, Massillon, Alliance and North Canton, but some other cities too." "But there was never any problem with the camera being blocking somebody's, look he's up against the window there. Who's he blocking? So anything along these lines of getting back to the journalism aspect, anything that shuts down the flow of open communications, totally open is wrong. The Constitution protects that. So that's just something that kind of bothers me. But the other good thing that happened though is that about six weeks ago the Akron Beacon Journal called me in the morning and wanted to do a story on the cucumber tree. Which it did. It was full colored and very long article on two different pages. But there was some problems with that article in that the, it was also on TV that same night. This all happened in a matter of hours, that's how quickly things all went. So I was interviewed for the article in the Beacon Journal. And then at 2:00pm, three hours before air time the Channel 5 Cleveland come down because it partners with the Beacon Journal, and they wanted to interview me and do a story that night. So, so that both of those things happened. But what happened is that the Beacon Journal writer at 5:00

maybe 5:05 literally called the man at Auburn Knolls about this cucumber tree that thinks we shouldn't let people come in to see that tree. Even though we've been doing it for 32 years and it's on the internet and at least 12 million people as of last summer had looked at the tree, the story on the internet. But because of that though the man, there's only one person at Auburn Knolls that doesn't like the idea of people coming in there. But he told him that article in the Beacon Journal if you didn't have the article if you wish I'd be glad to show you the article and I've circled the 5 outright lies. So I don't blame the reporter from the Beacon Journal for that happening but just that tight deadline that caused the problem. But on the other side of the coin, again, I talked about my experience here working with people in the City at this level and that of course includes the four people who have done such a great job at this table here from the Repository. I knew them all well and they all did a great job. When Mr. Wang left it kind of bothered me a little bit because several people at the Rep. Editorial people told me that he is an exceptional person. And when they assigned him to North Canton this was quite a good thing. You've got the best one down there. So when he left I thought "oh boy".

COUNCIL PRESIDENT PETERS: Mr. Covey, your time is up.

ROD COVEY: Oh is it really?

COUNCIL PRESIDENT PETERS: Yeah.

ROD COVEY: Okay, well, I'll come back next week and finish up then. But I did want to say thank you, Jessica Holbrook, who wrote the article that saved the cucumber tree. That's my punchline. Think about that. Thank you, Jessica.

LAW DIRECTOR FOX: And just for, I appreciate Mr. Covey's comments and I think you're absolutely right. We're not opposing anyone recording the meetings and we welcome that. All that we're placing is simple rules so that someone doesn't inconvenience, put someone else at risk, or block someone else's view. It's simply moving the camera 16 feet back of the room so it doesn't impose on everyone else. Other than that, we certainly welcome the recordings.

COUNCIL PRESIDENT PETERS: Okay, if there's anyone else wishing to address council please step forward and state your name, address. I think we've run out of people. Okay, alright. Move onto new business. May I have a motion and a second to read by title the first reading of Ordinance No. 1 – 2016?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 1 - 2016.

7. New Business

8. Ordinance No. 1 – 2016 Street and Alley Committee

An ordinance authorizing the Final Resolution enacted by the City of North Canton, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the state described project, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Fonte.

COUNCILMAN FONTE: Alright, we talked about this in the last meeting. This is where State Route 43, we're expanding 4 to 5 roads from 55th to Applegrove. And obviously it's ODOT, Stark Parks and us. And the part we're going to be responsible for is maybe some sidewalks and streetscapes and things like that in the area. But this is a pretty exciting project and it's the one that came in in December when we were on break. So we're putting it on an emergency. So I move that we move that to the agenda.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 1 – 2016.

ORDINANCE NO. 1 – 2016 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title the first reading of Ordinance No. 2 – 2016?

COUNCILMAN GRIFFITH: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 2 - 2016.

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, and pursuant to Ohio Cooperative Purchase Act, to enter into an agreement with Jack Doheny Companies for the purchase of an Elgin Whirlwind MV Pure Vacuum Street Sweeper, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Griffith.

COUNCILMAN GRIFFITH: As we've discussed this street sweeper is desperately needed. If there aren't any questions I will move its approval.

COUNCILMAN FOLTZ: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 2 – 2016.

ORDINANCE NO. 2 – 2016 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title the first reading of Ordinance No. 3 – 2016?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 3 - 2016.

An ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$5,300,000 for the purpose of refunding at a lower cost certain of the City's outstanding (I) Water System Improvement Bonds, Series 2007 dated February 14, 2007, and (II) Various Purpose Bonds, Series 2011A dated March 23, 2011, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Griffith.

COUNCILMAN GRIFFITH: We had some good initial discussion about this. We're going to have actually, it's my fault for not mentioning this before, Karen, and we're going to have a comprehensive presentation from our advisers at Baird who do this work. So we're going to obviously not pass it tonight other than just on the first reading and then we'll have a large comprehensive something for everybody to look forward to discussion about this from the experts who are guiding us through this process. So we'll have a thorough opportunity with it. Any other questions about this? Seeing none I will move its approval.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 3 – 2016.

ORDINANCE NO. 3 – 2016 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Alright, thank you. Reports, Member Fonte.

COUNCILMAN FONTE: Just get your streets in as soon as you can. And if Mike Grimes could get us a copy or let Jim know get them a copy of the street agenda. That's all.

COUNCIL PRESIDENT PETERS: Member Werren.

COUNCILWOMAN WERREN: No report.

COUNCIL PRESIDENT PETERS: Member Kiesling?

COUNCILWOMAN KIESLING: I went back and looked at all the minutes and it will be the second reading on the land swap. We had our first reading on September 28th, public hearing on October 12th.

COUNCIL PRESIDENT PETERS: Member Griffith?

COUNCILMAN GRIFFITH: No report.

COUNCIL PRESIDENT PETERS: Member Cerreta?

COUNCILMAN CERRETA: No report.

COUNCIL PRESIDENT PETERS: Member Foltz?

COUNCILMAN FOLTZ: If there is a meeting I will be out of town on Monday. So you guys will plan for that.

COUNCIL PRESIDENT PETERS: Yep, exactly. Okay, so I think we definitely need to look at that. I mean if there is a law then let's look at it and understand it. If not let's put a moratorium on that. Or at least instruct them how to redact. Okay, that's it. Director of Law?

8. Reports:

LAW DIRECTOR FOX: No report.

COUNCIL PRESIDENT PETERS: Director of Finance.

FINANCE DIRECTOR ALGER: No report.

COUNCIL PRESIDENT PETERS: Director of Administration.

DIRECTOR GRIMES: Just that we will comply with the deadline, that won't be a problem for us.

COUNCIL PRESIDENT PETERS: Alright, thank you. We're on a roll, Mr. Mayor?

MAYOR HELD: Yes, okay two announcements. The first one is some of you may have seen that TTI, that's the company that bought the Hoover Company in 2007. TTI Floor Company, they announced today and this was just shortly before our meeting started this afternoon, that the distribution center that they have over on Shuffel Road will be closing in July. So that's 96 jobs that will be lost. It is outside the City, it's in Jackson Township, but when they sent out the press release they had the picture of the City of North Canton Hoover Company. So I'm bringing this up for two readings, one just to clarify that the jobs indeed are in Jackson Township. At the same time, that still has an impact on the City of North Canton, you have 96 people that are going to be losing their jobs. Some of them live inside in the City, I don't know the exact number. But it's just bad for the overall area. Whenever you see 96 people losing their job it's a really, really, sad day. Losing one job is a bad thing, let alone 96. But what we want to do and they announced in the press release that they said it was a strategic move but a difficult decision for the company and no way it's a reflection of the team's performance. The global company determined that there was excess capacity in the Midwest. The company is keeping its Glenwillow operations which is now at about 63 employees. When they purchased the Hoover Company, Glenwillow had like 400 jobs. So this is clearly a result of the global economy. We've seen this before, sadly, we've seen it before. Not only just outside the City but in our City and we're always going to work to keep jobs here in the City of North Canton. That's what our primary objective is here. At the same time, cost efficient, effective operations keeping our people safe. So it's a sad day and but that's just a result of our global economy. On a more positive note, the survey that we sent out in 2009, we sent one out in 2012, so we try to do every three years. And now we're up in the third year, it's actually the beginning of 2016. But what we'll do we'll send out the survey, it's really the same survey that we sent out in 2012. We took off a few of the questions as the councilmembers were aware that really weren't applicable to this day and time. So what you can do is the survey is going to be available online you can go to northcantonsurvey.com. And we would ask all of our residents to answer the survey. You have until March 15th to fill it out, or we're going to send it out in the water bill. In the next water bill, the residents can fill out a hard copy, they can mail it back in or they can come in and drop it off in the drop box. It can be mailed to city hall or return the survey form right up in the lock box in the upstairs lobby for the return forms. So hard copy or doing it online, we've had a great response. We had probably like a 19% response in the past which is really, really high. So please encourage the residents to review the survey and answer it. And that's all I have. Thank you.

COUNCIL PRESIDENT PETERS: Thank you. Madame Clerk?

COUNCIL CLERK BAILEY: I have no report tonight.

9. Final Call for New Business:

COUNCIL PRESIDENT PETERS: Outstanding. Final call for business to council. Anyone have anything?

COUNCILMAN FOLTZ: Are we have a special meeting?

COUNCIL PRESIDENT PETERS: Oh yeah, could I have a voice vote to allow us to have a special council meeting next Monday, February 1st?

COUNCILMAN GRIFFITH: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to hold a Special Council Meeting on Monday, February 1st, 2016 at 7:00pm.

10. Adjourn:

COUNCIL PRESIDENT PETERS: Alright, I will entertain a motion to adjourn.

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adjourn.

COUNCIL PRESIDENT PETERS: We are adjourned.

[Let the record reflect Charles Osborne set up a tripod and appeared to videotape the Council meeting.]


MARY BETH BAILEY, CLERK OF COUNCIL


DANIEL JEFF PETERS, PRESIDENT