

MINUTES FROM COUNCIL MEETING
CITY OF NORTH CANTON
MONDAY, JUNE 27, 2016

1. Call to Order

COUNCIL PRESIDENT PETERS: I'd like to call to order the Council Meeting, Monday, June 27, 2016, 7:00pm.

2. Opening Prayer – Reverend Cara Stultz-Costello, Faith United Methodist Church.

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, Griffith, Kiesling and Peters. Thus having 5 in attendance.

COUNCIL PRESIDENT PETERS: May I have a motion and a second to excuse Members Fonte and Werren?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 5 yes to excuse Councilman Fonte and Councilwoman Werren.

5. Consideration

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to approve as presented:

Council Meeting Minutes: May 9, 2016 & June 13, 2016
Committee of the Whole Meeting Minutes: May 2, 2016 & May 16, 2016
Special Committee of the Whole Meeting Minutes: May 23, 2016

COUNCILMAN FOLTZ: Motion to approve as presented.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 4 yes, 1 abstain to approve the above reports and minutes. Griffith abstained.

COUNCIL PRESIDENT PETERS: Thank you very much. At this time, I'd like to turn it over to Mr. Doug Lane, President of North Canton Chamber of Commerce.

DOUG LANE: Thank you, Mr. President, appreciate that. North Canton Chamber has been a member of the Stark County Broadband Initiative since 2014. We support its mission of promoting faster and reliable, affordable broadband for our area. Now North Canton and Stark County need to be ready for the 21st century. And see after this presentation why. Our future is tied to connections with the world. Recently attended the ICF Summit, if you remember, they held a few of them at Walsh and they just had a recent one in Columbus. And all 7 fine cities were integrating broadband as a key component to their appeal to businesses and residents and their visitors. The chamber knows the importance of affordable broadband to our future and we ask for your support of the initiative following the co-chair Marc Schneider's presentation. It's my privilege to introduce Marc Schneider.

6. Presentation by Marc Schneider on the impact broadband would have on the growth of North Canton.

COUNCIL PRESIDENT PETERS: Thank you, sir. Okay, at this time, we have recognition of visitors. If you wish to address council please step forward, state your name and address. Just a few items in regards to that. Per council rules, there will be no debate during the public speaks portion. You'll have 5 minutes, our overhead is not working, so I'll keep time here. I'll let you know at 30 seconds, and then I will let you know when your 5 minutes is up. Alright, at this time if you wish to address council please step forward state your name and address.

7. Recognition of Visitors

BILL SMITH: I'm a candidate for Stark County Commissioner. Tell you a little bit about myself. Married to Diana, my wife of 40 years. On November 8th the election night we're going to have a cake. Because it will be 41 years. So anybody goes we're having cake. Got two children and nine grandchildren. So we kind of did that right. And Bill and Amy are fostering a fifth in their family so it looks like we could have 10 grandchildren. Been in business for close to 40 years now, this fall, down at the Smith Waco Market in the southeast end of Canton. Where Diana and I started living upstairs, did that thing, got going and

moved out of there and as things progressed. Have Marianne Donuts Café, we were the first one, second franchise, and first one with food. Helped the Wendalls', a family to develop the food end of it and we're in Canton South. And I also have a property management company that I do commercial properties and that. Also on the government side, I've been a trustee of Canton Township for 15 years. This is my 15th year now. So I can kind of, I feel on both sides. I can do the business end of it, and I also the government end of it. Some of the goals that I would have is to, I feel that the county is right at the ship here a few years ago, things have headed in a good direction. It's not always good to stay that point, but I feel I can help continue that growth and keep things rolling along as challenges come along. Some of the business things that I've done, I know in Canton Township, I negotiated it took me a year, but I negotiated with the City of Canton the first and largest of its time in the State of Ohio, the CETA agreement. Of which Mills Park is part of and is growing, we have Fairfield Marriott in there, and now an \$8 million dollar living care center being built. So things are happening there. One of the other things I'd like to do is collaboration, and you hear this a lot. We've done it with the school, we've sold them salt, and we've saved them a lot of money that's just a little way. But I would like to say, I'm not going to come in and say like some would say "there's one health department, there's one building department". But I think at that point, bring everybody together and see is there ways we can save money in all those areas. And is it best for the taxpayer, not only for North Canton or for Canton Township or for Jackson or City of Canton. Where's it best for. And to at least explore those possibilities, where can you wring out the excess. Because as you know all our budgets are tight enough, where we can help each other, including our schools, taxpayer, left hand, right hand taxes. So I just take a few minutes of your time, thank you again. I enjoy doing what I do. It will be a full-time job. The kids are old enough now, they've kind of sent me on my errands enough that I got the hint. And I decided this was a good time for me to pursue some of the things I like to do and that is to pursue the commissionership. I do love what I'm doing as a township trustee, but I thank you very much and just ask for your support.

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

LARRY TRIPP: 1127 E. Maple, North Canton. Originally, I was going to read three pages of prepared remarks addressed primarily to Councilman Peters about his remarks to me two weeks ago. Never mind his remarks were out of order and context of policies set forth by him. Never mind his policies and procedures were again out of line, after an exchange of dialogue between the speaker before me two weeks ago, Mr. Lane, councilmembers including himself and the mayor. Never mind that he never did explain to me disrespect to the process. Never mind that he didn't explain how a grown man acts. Never mind that he like some basketball greats should have prepared remarks before addressing the public. Never mind, Mr. Covey and myself Larry Tripp both senior, senior citizens have not had the hint of an apology by council president nor the mayor after a show of intimidation and/or bullying by the law director in a parking lot. But do in mind, Larry Tripp is going to laugh when he sees a comedy directed by Councilman Peters unfolding. More importantly, what has this council done in the last 6 months? Again, I ask what has this council done of any substance, about four months of wasted effort on a CRA program that in all probability should have been killed from the get go. In January 2016, Ms. Roll and me, both spoke on North Canton traffic safety particularly Main Street. Since then, one traffic accident resulting in death. I understand an accident is an accident, and whatever one does, you will still have them. Certainly though, policies and procedures should be addressed after citizens comment on them. Now with school starting in 7 or 8 weeks, and construction underway on Market, and undoubtedly more north and south traffic on Main Street, what is being done? Don't wait for another death. What's being done? Why would Ordinance No. 37 – 2016 compensation and Ordinance No. 38 – 2016 vacation regulations be passed as an ordinance? Why are they being addressed as an emergency but not any ordinance that may have prevented a death? In my opinion, not to draw new rich talent to North Canton but only to compensate certain individuals reporting to council. While 4 years as the law director and now an amendment where an appointing authority could grant 4 weeks' vacation. This is an emergency? How about something being done on Main Street. How about being back and acting on the slogan "Make North Canton your destination". Going back to Councilman Peters' remarks to me 2 weeks, I absolutely no respect and disrespect having been married to the same lady for 55 years last Friday, working and retiring from the same company for 30 years, spending 3 ½ years in the military and living life through the good and difficult times. I know the process. Tell me Councilman Peters where did I disrespect the process? Thank you very much.

COUNCIL PRESIDENT PETERS: Thank you, Mr. Tripp. Anyone else wishing to address council, please step forward state your name and address.

CHUCK OSBORNE: 307 Fairview St SE, North Canton, Ohio. Before I get to my main topic, I want to pick up on what the gentleman was speaking to about the Wi-Fi. It's just it's ironic that you picked the City of Kansas City, because in 1999 I was living and working in Kansas City. First with Gateway Computer, and then Time Warner Cable. While I was out there I was just astonished how quickly they were burying fiber optic cables throughout the city. At a frantic pace. Here we are 17 years here back here my chosen home I've seen none of this. In 2003, when I was a candidate for mayor, that was my platform as to one of my planks for my platform was to have Wi-Fi throughout the City of North Canton. So I applaud you on your efforts, it definitely needs to be rolled out everywhere. It's a basic avenue to anything you want to do today. My purpose for speaking tonight is to follow up on remarks made by former mayor, former president of council, longtime resident of North Canton Daryl Revoldt. Mr. Revoldt was on council when that legislation Ordinance No. 107-'09 was discussed at length and voted on. So he had an inside into some of the discussion and of the specific legislation. He called to your attention that you've had recent abatements in direct violation of 107-'09. So in regards to that I have a taxpayer demand letter, I will leave here with the clerk. It's addressed to Mayor Held, Mr. Fox and you, Mr. Peters. I would like to have an answer by August 1st as to how the city is going to proceed to invalidate 2 of those permits, abatements. One of them resulted in nearly a million dollars of abatement money diverted from the North Canton City Schools. And the other one a single family residence totally I guess \$30.00, \$30,000 and that's in 2015 dollars. We know as valuations increase, you could easily drive this up over a million

dollars. Mayor Held, I wrote you a letter and presented here in council shortly after we realized that these abatements were handed out by your economic development director. I called them unconscionable, that was before I found out that your economic development director was violating North Canton law. So I'm going to double up again, Mr. Bowles should be dismissed. That individual was up here leading council and he can't even follow the laws of the city. So I'm going to leave this here with you, and I do hope this council will either implement legislation directing Mr. Bowles to terminate those, or the mayor direct Mr. Bowles to terminate those. Or the law director to issue a directive terminating those two abatements, and recover the previously abated taxes to make the taxpayer's whole, the city whole and the North Canton City Schools whole. Thank you.

COUNCIL PRESIDENT PETERS: Anyone else wishing to address council please step, yes ma'am.

DENISE LEE: 1280 Eastwood Cir SE, in North Canton. I'm just here as a Dogwood Pool member and mom and what goes along with that. And some circles of my kids friends and I have been talking amongst each other and different things. The groups I've been talking to we all have the same four areas of concern, so I just wrote them out and we'll discuss them here. First, the water temperature the last couple of years has been a big topic of conversation. And we were all told by the people running the pool, different calls into the city that it would be fixed with the new pool liner. And so far the, I think the pool's been open 10 days or something, and so far that hasn't been the case. The pool water is still very cold, it feels like 60's or 70's. We were told that the target is 83, 84 degrees and I don't believe its anywhere near that. I don't have a thermostat to take to the pool, but it seems well below that. So just asking for whoever could look into that. Because it's disheartening when you're kids are so anxious to go to the pool and then they want to leave within an hour of getting there because the pool water is even too cold for hearty boys. So you know there's an issue. Also some disappointment about the slides and diving boards not being in. I attached a text message that I'm not sure who sent it, it was someone who's running, maybe the Y or I don't know if it was the city came from Dogwood Pool, stating about how the diving boards and slides would be in soon. That was on the 17th of June, the day before the pool opened. They still aren't there, then I called today, I talked to the administrative assistant I believe it was at Jim Davis' office is who I got referred to. They had said the slides are not ever going to be reinstalled. I don't know if that's the case or not. I'm just kind of passing along discussing. So, if that's so that's another source of disappointment and also they said it would be at least several more weeks until the diving boards go in. Again, the kids are upset about that. I guess we all feel it's been 10 months since the pool closed last August, and you know we don't fully understand the processes. But it seems like 10 months to get sliding boards, diving boards reordered or reinstalled, or whatever needs done should be enough time. Third is the parking situation. The lines that were once on the asphalt have all faded away through winter, sunlight, you know whatever and no one knows where to park now because there's no lines on the parking lot. So we had to go back into the pool when we were trying to leave, we were blocked in by two other, two cars on one side, another car on the other side. There's nowhere to like drive up and down the parking lot lanes because people aren't parking right because there's no paint on the asphalt there. So just asking what's going on with that and why it wasn't done, or when it will be done. That kind of thing. And then the other thing, I wasn't as concerned about this as some of the other parents and families that I talked to. But in the text that came out on the 17th they were told that refunds would go out early the following week, at least information about the partial refunds. And no one has heard anything about that. So there are a lot of people concerned of what's going on, are we going to be partially refunded, or what is happening. That is all I had.

COUNCIL PRESIDENT PETERS: Thank you. Dave, do you want to address some of these now, or do you want to wait until reports?

MAYOR HELD: No, if it's okay, if you don't mind, if we could answer them now.

COUNCIL PRESIDENT PETERS: Yeah, absolutely.

MAYOR HELD: That probably would be good. And I'm sorry, can you give me your name again? (Denise Lee) Denise, yeah, first off, this is very well organized. Thank you for putting this together, you did a very nice job. I'd like to answer as many of your questions that you brought up. And then those that I may not be able to, I know Mike Grimes has a probably a better update on some of the items. And we'll just go through item #1. The water temperature, what we have is the boiler system which heats the pool, from what I understand we have 6 burners. It's operating at 4 and we have Standard Plumbing, which is coming out and they're addressing the boiler system. The problem is, there's insufficient electricity, is that correct Mike, that's going to the boiler system to keep all 6 of them running. One of the big problems that we've had with the pool, is the pool was put in, in the 1970's. It was put into the code at that time in the 70's but if you look at the wiring throughout the whole facility, the refreshment stand, the pool house, the pump house, leading from the streets it's just older electrical lines. So then we put in a new liner, a new pool, a new pump system, which has a greater demand than what that wiring was able to supply. And that's where we ran, that was one of the problems, along with not having proper bonding and grounding. And that's why the pool wasn't open. So we were able to resolve the grounding issues, open up the pool, the diving board and the slide, whenever you put those in, those have to be properly grounded. So anything that is planted on the surface of the deck of the pool has to be grounded, so that there's no risk of anybody getting electrocuted. When we go through that process, one of the things that was deficient with the contractor is that he did not have things adequately grounded. That's why we didn't open the pool up. To go back and then put the swim, the diving boards in and also the slide which we intend to do, that would have delayed the process so we thought we would just get the pool opened up. And then deal with the approval for the diving board and the slides separately. (So the slides are going back) Yes, that's what our goal is put the slides back in and also the diving board. Okay, one of the other areas with the slide is that in the past we would just take water and pump it out from the pool and it would run up the slide and it would sprinkle down the slide. But now with the new requirements, require that you can only run water that is pumped directly from the filters. So it has to be filtered water. You just can't stick a pump or a hose

from the swimming pool and have it sprinkle down the slide. So that requires tapping into one of the lines, getting, going through the process to get that approved, making sure that its done right. Because if there's one thing that I think I've learned, the councilmembers have learned, the city staff has learned is that we will make sure that we're meeting all the permit requirements. Especially with our electrical inspector. Our electrical inspector Don Walker did a great job. Because if it wasn't for him, the contractor would have opened up the pool, and it didn't meet the grounding requirements. Which is absolutely, totally unacceptable and unsafe. But that's why we've got the process. So we do not want to push ahead, compromise the requirements particularly with the electrical. And that's what's required for the diving board and the slide. The boilers is a separate, it's a separate issue but that's what keeps the pool temperature and a lot of people are upset about the temperature. And that of course fluctuates depending on the weather. So when we first opened up the pool we did have really high temperatures and I know the pool temperatures that weekend was about 83 degrees. And I don't know if you were in during that time period, but it wasn't a problem other than some people felt that if it was you know, hotter than that it may not be refreshing considering the weather. But then when it gets darker or more cloudy or cooler, then of course that temperature changes. But what Mike Grimes is working on is to make sure that all 6 burners are up and running. Correct? (Correct) Maybe you can elaborate on that.

DIRECTOR GRIMES: Yeah, we've used the, less than the 6 before and got the temperature where it needed to be. The Y was satisfied where the temperature was at when we opened the pool. The lines, we've got that, we know that, we've got 2 quotes out, we're waiting for them to come back. We were looking at whether we needed to resurface that, and then put lines on or just lines on. We're going to put the parking lot, yeah, we're going to put the lines on the parking lot. The diving boards are coming back. That was a big thing from the get go because we did have to work with the state and do some things to get those diving boards in. We have to have a guy come in and we scheduled him in, he's supposed in the week right after July 4th to do the boards. And the slide was refurbished by the Y, that's back now, we talked this morning about that. And we're looking at probably getting that in on Friday, and working out the filtered water to go there. So, and refunds they're all being processed and the refunds too they've already, I know over the weekend were taking calls from Y members and telling them how to get the refunds. And Director Wheeler from the YMCA contacted me today, they were going to put something out to make sure it got out more widespread. But they've already worked out that, that process.

(Denise Lee spoke out from the gallery)

DENISE LEE: So the only thing that doesn't have a set timetable then is the temperature of the pool?

DIRECTOR GRIMES: The temperature of the pool, the Y is satisfied where that temperature was at. It's just like last year it was in the 80's. They were satisfied when we opened that up. But we will double check that with them, so get all 6 burners, we have to run new electric to that pump house. And we can do that, that's not a problem, but we were trying to get the pool open and they were satisfied with the temperature at that time. And we got that off and on last year. Some people like it and said it was too hot, some people like it said it was too cold. But we let that up to the Y to tell us.

(Denise Lee spoke out from the gallery)

DENISE LEE: Some people called Ben Wheeler, I guess this morning and he said he didn't realize it was 80+ degrees and that they're working to get it up for summer.

MAYOR HELD: It's just that when you, when the boiler system is operating at 4 burners instead of 6, you just have less control to manage the temperature. I mean that's really the problem. And so what we have, what I have Mike Grimes working on is getting all 6 burners up. The problem is, is that it's just not an easy fix to do that. It's something that we have to, and it's really the biggest problem that we had the pool its taking a brand new up, it's really a brand new liner, brand new pump, brand new floatation system, but you're putting it in within a system. And I think Chuck, you had mentioned this too, where you have older wiring. And obviously at the time, when the pool was going in based on the, the construction review that we had from the consultants that it was not going to be a problem. But it turned out to be a problem. And so then the next thing is, is to correct it. And so when the pool didn't open up at the beginning of the season and we were late, it was really completely unacceptable that it was opened up late. But at the same time, we wanted to make sure that it was safe. I mean, there was just, that was without question. So what we decided to do is open up the pool without the diving board and without the 6 burners and the heating system going. Because we felt that it would be adequate and also without the slide. So there's those three things that we're working on and then the most recent was the lines. And I can see where the visibility of the lines very difficult to see. I mean the lines are there, but they're pretty faded. And I think sometimes you know, everybody has different perceptions where they're at. But I noticed that there are a lot of people that you know clearly couldn't see them. I can't imagine that they were just ignoring them. But that's another thing that we're working on too. We don't have an exact date for the boiler yet, or for the parking lines...

DIRECTOR GRIMES: Yeah, the quote was supposed to come in today or tomorrow for the lines. We'll do that probably early in the morning, so it's dry whenever the pool's open. So we don't have to close that parking lot down. And if you know Dee Dee at the pool, her and I are best friends, we talk every day. Several times she called me even before I came in here on issues. So... She's a good lady and she really keeps track of that pool and you know we're working with her every day.

(Denise Lee spoke out from the gallery)

DENISE LEE: I put at the top of that paper, I was in no way saying anything about the YMCA, I love them, I love their pool

program, and I think the Y has done a great job.

MAYOR HELD: Yeah, the Y has been a great partner and they've really, they were not the cause of this. You know, the cause of this really, we had I think at least 10 contractors that has submitted bids or had interest in redesigning the pool. And there were really only 2 that had the qualifications to do that. And so we selected you know what we believed to be the lowest and best bid. And throughout the construction process there were delays and there were issues. And fortunately we were able to correct them, but they weren't done in time for the pool opening. And another thing to keep in mind is, this is not an excuse, but whenever you have somebody that contracts to do that work, we recognize the limitations but you have to contractually give that company the opportunity to make the corrections. And fortunately they were, they were cooperative I think. You know, it still didn't excuse the delay. But what I'd like you to know is that we clearly are very much aware of this. And not only yourself for coming up and organizing this, but also a lot of the other parents that go to the pool have brought this to my attention. I know Mike Grimes' attention. My wife has made it really clear to me about the temperature of the pool. And also my kids. So, you know, it's just I clearly understand that it's a problem. And Jeff Peters, Councilman Peters, his kids live right next door to the pool. So they're out there. And President Peters has made it really clear to me too as far as the temperature in the pool and the parking lot. As well as all of our councilmembers who go to the pool.

COUNCILMAN GRIFFITH: One of the things that, I'm sorry to interrupt you, one of the things about pool temp that might be helpful is for a lot of outdoor pools perception can be an issue. So it might be a good idea to post what the temperature is. Because somebody might be in there saying "oh my gosh, this feels like it's 70 degrees". When it might actually be 82 degrees. So that might be a quick solution to say "hey, no". And it will also show people how consistent the temperature indeed is. So that, I see a lot of outdoor pools that do that, they'll say "today's pool temp is whatever". I mean that's easy to do.

MAYOR HELD: That's a very good idea. Because it is a perception.

COUNCILMAN CERRETA: Denise, thanks for bringing that, I hope you continue Denise, to keep us updated on that. Because the people who use it are the best ones to know about what's going on there. And it is going to be a fabulous pool for many, many years. We've just got to get some bugs worked out and we're doing that. And I know they put some overtime...

(Denise Lee spoke out from the gallery)

DENISE LEE: And that's pretty much citywide...

COUNCILMAN CERRETA: Thank you.

COUNCILMAN FOLTZ: Okay, thank you, Denise.

COUNCIL PRESIDENT PETERS: Alright, anyone else wishing to address council, please step forward state your name and address. Okay, seeing none, we will move onto old business. May I have a motion and second to read by title only the third reading of Ordinance No. 41 – 2016?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 5 yes to read by title only the third reading of Ordinance No. 41 – 2016.

8. Old Business

9. Ordinance No. 41 – 2016 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, upon Board of Control approval, to enter into an agreement for the collection of residential garbage, rubbish, recyclable, and yard waste in the City of North Canton for a three-year period commencing July 1, 2016 and terminating June 30, 2019.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Cerreta.

COUNCILMAN CERRETA: Yeah, this is again, the third reading. We've talked about this a couple times. This is just for Mike Grimes to be able to put out bids for our next, the rubbish and recycles and the yard waste. So I move that we move forward with the third reading.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to adopt the third reading of Ordinance No. 41 – 2016.

ORDINANCE NO. 41 – 2016 WAS PASSED BY A ROLL CALL VOTE OF 5 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the second reading of Ordinance No. 42 – 2016?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 5 yes to read by title only the second reading of Ordinance No. 42 – 2016.

10. Ordinance No. 42 – 2016

Street and Alley Committee

An ordinance accepting a record plat for The Sanctuary No. 3 located within the corporate limits of the City of North Canton.

COUNCIL PRESIDENT PETERS: Okay, Jim, any other comments on this?

ENGINEER BENEKOS: No, nothing new.

COUNCIL PRESIDENT PETERS: I mean we went over pretty well last week. If there's no other comments I'll entertain a motion and a second to adopt second reading of Ordinance No. 42 – 2016.

COUNCILMAN GRIFFITH: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to approve the second reading of Ordinance No. 42 – 2016.

ORDINANCE NO. 42 – 2016 WAS GIVEN SECOND READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the second reading of Ordinance No. 43 – 2016?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 5 yes to read by title only the second reading of Ordinance No. 43 – 2016.

11. Ordinance No. 43 – 2016

Street and Alley Committee

An ordinance approving, confirming, and accepting a perpetual public utility easement known as Parcel No. 9202359, and being part of Lot No. 2470, by and between the City of North Canton, an Ohio Charter municipal corporation ("City"), and Patricia D. Fuller, Grantor, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, if there's no further comment I'll entertain a motion and a second to adopt the second reading of this ordinance.

COUNCILMAN GRIFFITH: Could I quickly add, I'm sorry, Jim, I know I always ask, there's expense or cost for this one?

ENGINEER BENEKOS: That is correct.

COUNCILMAN GRIFFITH: And the next one, I'll get ahead of that too, no expense for the other one, the subsequent...

ENGINEER BENEKOS: Not at all.

COUNCILMAN GRIFFITH: Very good. Alright, I'm sorry.

COUNCILMAN CERRETA: That's kind of important.

COUNCILMAN FOLTZ: You got it on the record.

COUNCILMAN CERRETA: So moved.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to adopt the second reading for Ordinance No. 43 - 2016.

ORDINANCE NO. 43 – 2016 WAS GIVEN SECOND READING.

COUNCIL PRESIDENT PETERS: Alright, thank you. May I have a motion and a second to read by title only the second reading of Ordinance No. 44 – 2016?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 5 yes to read by title only the second reading of Ordinance No. 44 – 2016.

12. Ordinance No. 44 – 2016 Street and Alley Committee

An ordinance approving, confirming, and accepting a perpetual public utility easement known as Parcel No. 9206384, and being part of Lot No. 2471, by and between the City of North Canton, an Ohio Charter municipal corporation (“City”), and Charles Cramer, Grantor, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, May I have a motion and a second to adopt the second reading?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 5 yes to adopt the second reading for Ordinance No. 44 – 2016.

ORDINANCE NO. 44 – 2016 WAS GIVEN SECOND READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the second reading of Ordinance No. 45 – 2016?

COUNCILMAN FOLTZ: So moved.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 5 yes to read by title only the second reading of Ordinance No. 45 – 2016.

13. Ordinance No. 45 – 2016 Finance and Property Committee

An ordinance repealing and replacing Ordinance No. 32 – 2013 establishing rates and policies for rental of the North Canton Civic Center and gazebo, repealing any and all legislation passed previously and inconsistent with this ordinance, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairwoman Kiesling.

COUNCILMAN FOLTZ: I’ll handle it. Just a follow up, we changed the rate structure a little bit for weekend a.m. rates. We extended the hours from 12 noon to 1:00pm, so we better accommodate the business rentals there. And then also, for the gazebo we make chairs available for \$150.00 you can rent 50 chairs. So if you have an event there, that’s something that’s now available to weddings or small gatherings at the gazebo.

COUNCILMAN GRIFFITH: And we’ve already had some takers, correct?

COUNCILMAN FOLTZ: I believe so, yes. So with that I make a motion to approve second reading.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 5 yes to adopt the second reading of Ordinance No. 45 – 2016.

ORDINANCE NO. 45 – 2016 WAS GIVEN SECOND READING.

COUNCIL PRESIDENT PETERS: Alright, thank you. May I have a motion and a second to read by title only the second reading of Ordinance No. 46 – 2016?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 5 yes to read by title only the second reading of Ordinance No. 46 – 2016.

14. Ordinance No. 46 – 2016

Finance and Property Committee

An ordinance permitting the City of North Canton to accept certain Sanctuary lots as collateral for a performance bond in the amount of \$97,823.00, and a maintenance bond in the amount of \$103,706.00, between the City and McKinley Development Corporation for The Sanctuary No. 3 construction project, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you. Chairman Griffith, my apologies?

COUNCILMAN GRIFFITH: that's alright, no apology necessary. As we customarily do when there's new construction projects, we require they post bond to make sure that they fulfill their requirements. This is what we do and it's really as I mentioned before a customary piece. Jim gave me the thumbs up, so are there any other questions or concerns? Seeing none, I would motion its approval.

COUNCILMAN CERRETA: Second.

Roll call vote of 5 yes to approve the second reading of Ordinance No. 46 – 2016.

ORDINANCE NO. 46 – 2016 WAS GIVEN SECOND READING.

15. Reports – Council:

COUNCIL PRESIDENT PETERS: Alright, thank you very much. Reports, Member Kiesling.

COUNCILWOMAN KIESLING: No report.

COUNCIL PRESIDENT PETERS: Member Griffith.

COUNCILMAN GRIFFITH: My kids had a great time at VBS this week. I was glad that Cara mentioned it, they had a really good time. And they'll be pumped to have one glow stick, although if anyone else is willing to donate glow sticks, so I don't have... So anyways, no report.

COUNCIL PRESIDENT PETERS: Member Cerreta.

COUNCILMAN CERRETA: No report.

COUNCIL PRESIDENT PETERS: Member Foltz.

COUNCILMAN FOLTZ: No report.

COUNCIL PRESIDENT PETERS: Director of Law?

16. Reports:

LAW DIRECTOR FOX: No report, sir.

COUNCIL PRESIDENT PETERS: We're on a roll. Director of Administration.

DIRECTOR GRIMES: I hate to mess you up, but just Friday, well the council obviously has me looking to see if we need to outsource our dispatch or not. Taking a good look at that. That is on the burner, I will get to that. But if you notice Friday there was an article in the Canton Repository about the sheriff in Canton looking at the marc system and that type of thing. Just so you know, we're already there. And our fire's in completely on the marc system, our police department is about 80% on the marc system. And we looked at that several years ago and decided to go that way. So sometimes you know I applaud them for looking at that, but they kind of left us out of the loop as to having already went that way. And also Chief Peterson in Nimishillen Township was also on board with that. And one of the people that introduced me to that. And it's a good idea, because with the radio just like this you can talk to Columbus sitting right here, or if you go somewhere you can get on their band and frequency. So it's really a good thing, fire chief did a really nice job. He got a grant to pay for all of his radios, and he got a grant last year to pay for the cost of the radios. So, for the rental that you have to do for the dispatching. So he's done a real nice for that. But I just want to let you know we kind of weren't mentioned but I just wanted to let you know that our chiefs down there are not behind the times. They're looking at that stuff. Thank you, sir.

COUNCIL PRESIDENT PETERS: Thank you, Mike. Mr. Mayor?

MAYOR HELD: Yes, Mr. Larry Tripp, thank you for coming up and sharing your comments with us, Larry. And as far as respect we know that certainly I respect you because we hire to work as our crossing guard for the City. For the children, for I don't

know how many years you served as a crossing guard. And but I always appreciate you coming up and you've always been straight up with myself and the council and with your opinions whether we've always agreed or not. I still appreciate you bringing those issues up. And then also Chuck Osborne, I know that when it comes to like abatements whether it's an occupancy grant or with the CRA, we have not always agreed on all of those issues as well. Certainly if there was something that was being done that was illegal that any of the staff members have done we would make sure and correct that. And so we could have a difference of opinion on that one. I believe that we do. And we're operating under the direction of the law director, but I can assure you if something was done improperly or illegal, which I do not believe is the case. But if indeed it is the case then we would certainly address that and correct it. And that's all I have. Thank you. Also, Jim Benekos, our city engineer back at the end of last year he had expressed that he wanted to retire. And he had looked at looking at some of his other options upon retirement because you have 30 years in of public service. And Jim, you've been here with the city at least as long as I've been here and longer. So, 15 years. And you've done an excellent job for the city, has a lot of experience. Has his civil engineering and also his masters in civil engineering. And worked for Summit County, worked for the City of Massillon, and then finished up in here in North Canton. And so, one of the things that I had asked Mike Grimes to look into, was to see if you know if we would be able to keep Jim Benekos here. Which of course, we're able to do that. And so what we'd like to do, what we had proposed to Jim is that he stays to work for the city and that's based on his experience and performance. When you look at what we would have to pay somebody with his level of experience I would say based on our preliminary checks that you would probably have to pay him more than what he's making now. Because we were preparing for this last year to hire somebody else. And so some of the candidates that we had looked at that I spoke with were actually in the 90, mid 90 ranges for higher. And Jim is at, he was at \$88,348 as far as his salary. And so what we had offered to Jim, because we're always looking to be cost efficient and effective, even though he has a great deal of experience, we asked if he would come back at \$82,348. So it would save the city approximately \$6,000 but then we get the benefit of still having Jim stay on hopefully for a number of years. And he'll still be working with us. But I wanted to make it clear that with council and also with the public that you know, when you have talented people and they decide to retire, they have the right to do that. They earned that. But if there's a need that we can meet by through their continued service then we'd like to do that. But I think it gives us an opportunity also that you know, that we have to consider like succession planning. And getting other qualified people, we look at our finance director, council's looking at replacing our finance director, who's retired. And it's not an easy thing to, it's not an easy thing to do to find experience, you know there's a lot of people out there with that level of training, but with the level of experience it's not an easy thing to find. And that's my opinion. So we're glad that Jim is willing to stay on at least for a number of years. Hopefully, right.

ENGINEER BENEKOS: Yep, as long as you'll have me.

COUNCIL PRESIDENT PETERS: Come on, Dave, nail him done. Let's get a number out of this.

MAYOR HELD: I mean I'll be more specific, really what I want him for is 5 more years. We said, when we talked to him we said we'd like to keep him for 5 more years. That's really what our informal agreement, so have him for 5 more years and Mike Grimes another 5 more years. Right, so we've got 5 more years. We're okay, keep them both on for 5 more years. And that is as of today, so this is you know 2016. So 2021 you know, God willing I'm still here, we're all here and you guys will still be here too. Right? So, yeah, that's all we have. Thank you.

COUNCIL PRESIDENT PETERS: Mr. Engineer.

ENGINEER BENEKOS: With that, I'd like to say it's been an honor and a pleasure working with you all, and goodbye. Hopefully, we'll see you in a couple of weeks, as the new and improved city engineer. But that's all I have. Thank you.

COUNCIL PRESIDENT PETERS: Thank you, sir. Madame Clerk?

COUNCIL CLERK BAILEY: I do have something, the civil service commission met last Thursday, I will be hosting a civil service exam for a patrolman entry. And that will be September 29th at 6:00pm held at the civic center.

COUNCIL PRESIDENT PETERS: September 29th at 6:00pm, civic center? (Yes) Alright, thank you.

17. Final Call for New Business:

COUNCIL PRESIDENT PETERS: Alright, very good. I'm going to adjourning this meeting, I see some new faces in the crowd. If you're waiting to speak with one of us we're going to another quick committee meeting directly following this. I'm going to adjourn out or coming back into a meeting. Probably another half hour or so. Alright. Any new business, council?

18. Adjourn:

COUNCIL PRESIDENT PETERS: Alright, I'll entertain a motion to adjourn?

COUNCILMAN FOLTZ: So moved.

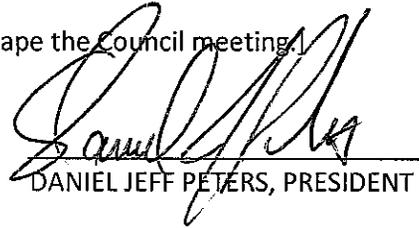
COUNCILMAN CERRETA: Second.

Roll call vote of 5 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