

NOTICE OF NORTH CANTON CITY COUNCIL MEETING
Monday, April 10, 2017, 7:00 p.m., City Hall
Agenda

1. Call to Order
2. Opening Prayer - Father Tom Cebula, Walsh University
3. Pledge of Allegiance
4. Roll Call
5. Consideration

Committee of the Whole Meeting Minutes: March 20, 2017

Special Committee of the Whole Meeting Minutes: March 13, 2017 & April 3, 2017

Council Meeting Minutes: March 13, 2017

Special Council Meeting Minutes: April 3, 2017

Mayor's Court Receipts: February 2017

Financial Statements: February Month End Reports

New Liquor License for Creamery in North Canton LLC DBA PAVS Creamery 708 S Main St., North Canton, Ohio 44720

6. Recognition of Visitors
7. Old Business
8. **Ordinance No. 30 - 2017 - 2nd Reading - Street and Alley Committee**

An ordinance declaring that for traffic control purposes only, the portion of Main Street in the City of North Canton, Ohio, from the intersection of Charlotte Street NW, south to the intersection of Bachtel Street SE, shall be known as North Canton's Business District, and as a consequence, the maximum speed limit permitted thereon shall be twenty-five miles per hour.

9. **Ordinance No. 31 - 2017 - 2nd Reading - Street and Alley Committee**

An ordinance declaring, for traffic control purposes only, that because the length of Charlotte Street NW, within the City of North Canton, Ohio, from its beginning at the intersection of Orchard Ave NE, to its merger into Portage Ave NW, is significantly less than one mile, it is hereby designated not as a "through highway", but as a "street", and therefore shall have a maximum speed limit thereon of twenty-five miles per hour, R.C. 4511.21 (B)(2).

10. **Ordinance No. 32 - 2017 - 2nd Reading - Street and Alley Committee**

An ordinance declaring, for traffic control purposes only, that because the length of Portage Street NW, within the City of North Canton, Ohio, from its stop at Charlotte Street NW, to its stop at Pittsburg Ave NW, is less than one mile, that portion of Portage Street NW shall hereby designated not as a "through highway", but as a "street", and therefore shall have a maximum speed limit thereon of twenty-five miles per hour, R.C. 4511.21 (B)(2).

11. New Business

12. **Ordinance No. 35 - 2017 - 1st Reading - Ordinance, Rules and Claims Committee**

An ordinance amending North Canton Ordinance No. 50 - 1977, specifically Sections 159.01, 159.02, and 159.03 to reflect the current Ohio Revised Code updates to the North Canton Record Retention Policy and Procedures.

13. **Ordinance No. 36 - 2017 - 1st Reading - Personnel and Safety Committee**

An ordinance amending the current Collective Bargaining Agreement ("CBA") by and between the City of North Canton ("City") and the North Canton Fiscal, Clerical, and Accounting Specialist ("Union"), collectively, (the "Parties"), which has an effective date of July 1, 2015, and expires June 30, 2018.

14. **Ordinance No. 37 - 2017 - 1st Reading - Finance and Property Committee**

An ordinance amending Ordinance No. 8 - 2017, the 2017 Sanitary Sewer Rehabilitation Project in the City of North Canton, increasing the appropriation from not to exceed \$400,000.00 to not to exceed \$500,000.00, and declaring the same to be an emergency.

15. **Ordinance No. 38 - 2017 - 1st Reading - Finance and Property Committee**

An ordinance amending Ordinance No. 26 - 2016, Regional Income Tax Agency ("RITA") Regional Council of Governments Delegates, to omit the names of individuals and appoint the Director of Finance as the City's Delegate and the Director of Administration as the Alternate Delegate.

16. Reports - Council

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

17. Reports

Director of Law	Director of Finance	Director of Administration
Mayor	City Engineer	Director of Administrative Services
Clerk of Council		

18. Final Call for New Business

19. Adjourn

North Canton City Council
Ordinance, Rules and Claims Committee

Ordinance No. 35 - 2017

An ordinance amending North Canton Ordinance No. 50 - 1977, specifically Sections 159.01, 159.02, and 159.03 to reflect the current Ohio Revised Code updates to the North Canton Record Retention Policy and Procedures.

WHEREAS, the City desires to update Ordinance No. 50 - 1977, specifically Sections 159.01, 159.02, and 159.03 of the North Canton Record Retention Policy and Procedures; and

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

Section 1. That North Canton Ordinance No. 50 - 1977 be, and hereby is amended to reflect the followings updates to the North Canton Record Retention Policy and Procedures:

159.01 COMMISSION CREATED; MEMBERS.

The North Canton Records and Archives Commission is hereby established to be composed of the Mayor, or the Mayor's appointed representative, as chairperson, the Finance Director, the President of Council, the Law Director and a citizen appointed by the Mayor, who shall be a member of the North Canton Heritage Society. The Commission shall appoint a secretary, who may or may not be a member of the Commission and who shall serve at the pleasure of the Commission. The Commission shall meet at least once every six months and upon the call of the chairperson.

159.02 DUTIES OF COMMISSION.

The duties of the Commission shall be to review and examine antique documents and records created or received by or coming under the jurisdiction or control of the City which serve to document the organization, history, functions, policies, decisions, procedures, operations or other activities of the City or its predecessors, to identify those documents and records which the Commission deems to be of continuing historical value, provide rules for retention and disposal of records of the municipal corporation, and to review applications for one-time disposal of obsolete records and schedules of records retention and disposition submitted by municipal offices. The Commission, at any time, may review any schedule it has previously approved and, for good cause shown, may revise that schedule under the procedure outlined in that section.

159.03 DISPOSITION OF RECORDS.

The Commission may dispose of records pursuant to the procedure outlined in Section 149.381 of the Revised Code.

- Section 2. That Ordinance No. 50 - 1977, be, and the same is hereby amended.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that it shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____, 2017

David Held, Mayor

ATTEST:

SIGNED: _____, 2017

Mary Beth Bailey, Clerk of Council

North Canton City Council
Personnel and Safety Committee

Ordinance No. 36 - 2017

An ordinance amending the current Collective Bargaining Agreement ("CBA") by and between the City of North Canton ("City") and the North Canton Fiscal, Clerical, and Accounting Specialists ("Union"), collectively, (the "Parties"), which has an effective date of July 1, 2015, and expires June 30, 2018.

WHEREAS, the State Employment Relations Board ("SERB") certified the Clerical, Fiscal, and Accounting Specialists' bargaining unit in 1994 with five job classifications; and

WHEREAS, over time, all of the members of the Union transferred into only one of the five job classifications: Fiscal Specialists; and

WHEREAS, to better align and describe the Union members' duties and responsibilities, the City and Union jointly petitioned SERB to amend the Union's certification, thereby changing the Union's name from "Clerical, Fiscal, and Accounting Specialists" to "North Canton Utility Specialists", and to amend the bargaining unit such that the sole job classification is Utility Specialists.

WHEREAS, on March 9, 2017, by unanimous vote, SERB approved the Parties' petition as described above. A copy of SERB's certification is attached hereto and incorporated herein. SERB Case #2017-REP-01-0013.

WHEREAS, the Parties shall memorialize the certification and amendment to the current CBA in a memorandum of agreement, which shall be on file in the Clerk of Council's office.

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

- Section 1. That pursuant to SERB Case #2017-REP-01-0013, and as a result of the Union and City's joint petition, the Union's name is changed from "Clerical, Fiscal, and Accounting Specialists" to "North Canton Utility Specialists".
- Section 2. That the current CBA between the City and Union is hereby amended such that each reference to "Clerical, Fiscal, and Accounting Specialists" shall be a reference to "North Canton Utility Specialists".
- Section 3. That each reference to "Fiscal Specialist(s) I, II, or III" shall be to "Utility Specialist(s) I, II, or III".
- Section 4. That each reference to a member of the Union other than Utility Specialist I, II, or III is void.

Section 5. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 6. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2017.

David Held, Mayor

ATTEST:

Signed: _____, 2017

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 37 - 2017

An ordinance amending Ordinance No. 8 - 2017, the 2017 Sanitary Sewer Rehabilitation Project ("Project") in the City of North Canton, increasing the appropriation from not to exceed \$400,000.00 to not to exceed \$500,000.00, to include Greenway Road SE to the Project, and declaring the same to be an emergency.

WHEREAS, the City wishes to include Greenway Road SE to the 2017 Sanitary Rehabilitation Project; and

WHEREAS, the addition of Greenway Road SE to the Project will increase the necessary appropriation from not to exceed \$400,000.00 to not to exceed \$500,000.00.

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

- Section 1. That Ordinance No. 8 - 2017, the 2017 Sanitary Sewer Rehabilitation Project, be, and the same is hereby amended to include Greenway Road SE, which shall increase the appropriation from not to exceed \$400,000.00 to not to exceed \$500,000.00; a copy of Ordinance No. 8 - 2017 is attached hereto and is incorporated herein.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton, and further necessary to maintain the City's sanitary sewers during weather conditions favorable toward construction; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____ 2017.

David Held, Mayor

Signed: _____, 2017

ATTEST:

Mary Beth Bailey, Clerk of Council

North Canton City Council
Finance and Property Committee

Ordinance No. 38 - 2017

An ordinance amending Ordinance No. 26 - 2016, Regional Income Tax Agency ("RITA") Regional Council of Governments Delegates, to omit the names of specific individuals and appoint the Director of Finance as the City's Delegate and the Director of Administration as its Alternate.

WHEREAS, a personnel change requires the City to update its Delegate and Alternate to RITA's Regional Council of Governments;

WHEREAS, the City wishes to appoint its Delegate and Alternate by position, not by name.

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

- Section 1: That Ordinance No. 26 - 2016, the RITA Regional Council of Government Designees Appointments be, and the same is hereby amended to appoint the Director of Finance as the City's Delegate, and Director of Administration as its Alternate.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this _____ day of _____ 2017.

David Held, Mayor

Signed: _____, 2017

ATTEST:

Mary Beth Bailey, Clerk of Council