

**NOTICE OF NORTH CANTON CITY COUNCIL MEETING**  
**Monday, April 24, 2017, 7:00 p.m., City Hall**  
**Agenda**

1. Call to Order
2. Opening Prayer – Reverend Rich Holmes, Northminster Presbyterian Church
3. Pledge of Allegiance
4. Roll Call
5. Consideration

Committee of the Whole Meeting Minutes: April 17, 2017

Council Meeting Minutes: April 10, 2017

Mayor's Court Receipts: March 2017

Financial Statements: March Month End Reports

New Liquor License for Home Buys LLC 5651 Whipple Ave NW North Canton, Ohio 44720

6. Lois DiGiacomo Jacobson – Dialogues on Diversity
7. Recognition of Visitors
8. Old Business
9. **Ordinance No. 31 - 2017 - 3<sup>rd</sup> 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 - 3<sup>rd</sup> 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. **Ordinance No. 35 - 2017 - 2<sup>nd</sup> 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.

12. **Ordinance No. 36 - 2017 - 2<sup>nd</sup> 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.

**13. Ordinance No. 38 - 2017 - 2<sup>nd</sup> 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.

**14. New Business**

**15. Ordinance No. 39 - 2017 - 1<sup>st</sup> Reading - Community & Economic Development Committee**

An ordinance continuing Community Reinvestment Area ("CRA") agreements between the City of North Canton and LMD Realty, LLC and Insight Realty, LLC.

**16. Ordinance No. 40 - 2017 - 1<sup>st</sup> Reading - Ordinance, Rules and Claims Committee**

An ordinance repealing Ordinance No. 23 - 2016, which authorized the Director of Administration to seek bids for police and fire department dispatch services for the City of North Canton.

**17. Ordinance No. 41 - 2017 - 1<sup>st</sup> Reading - Street and Alley Committee**

An ordinance approving, confirming and accepting additional right-of-way on the east side of Alley 57, from Harmon Street (south) to West Maple Street (north), for the West Maple Street Widening Project, including the St. Paul Church parking lot.

**18. Ordinance No. 42 - 2017 - 1<sup>st</sup> Reading - Street and Alley Committee**

An ordinance repealing Ordinance No. 14 - 2017 that authorized the City of North Canton to enter into an agreement to participate in the Ohio Department of Transportation's ("ODOT") sodium chloride (rock salt) purchasing program for the 2017-2018 winter season, and declaring the same to be an emergency.

**19. Resolution No. 6 - 2017 - 1<sup>st</sup> Reading - Street and Alley Committee**

A resolution authorizing the participation in the Ohio Department of Transportation Winter Contract (018-18) for road salt, and declaring the same to be an emergency.

**20. 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		

**21. Reports**

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

22. Final Call for New Business

23. Adjourn

North Canton City Council  
Community and Economic Development Committee

Ordinance No. 39 - 2017

An ordinance continuing Community Reinvestment Area ("CRA") agreements between the City of North Canton and LMD Realty, LLC and Insight Realty, LLC.

WHEREAS, the North Canton Tax Incentive Review Council ("TIRC") has analyzed applicable historical data, and as a result, recommends the City continue the CRA agreements between the City and LMD Realty, LLC and Insight Realty, LLC.

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

- Section 1. That based upon the TIRC's recommendations, the City shall continue the CRA agreements between the City and LMD Realty, LLC and Insight Realty, LLC.
- Section 2. That a copy of this ordinance shall be forwarded to the Ohio Department of Development.
- Section 3. That 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

**City of North Canton**  
**Tax Incentive Review Council Recommendations**  
**For Projects Reviewed in 2017 for the 2016 Tax Year**

**TIRC Recommendations to City Council**

Business/Agreement	Address	Original Date Approved	Incentive Percentage	Incentive Start	Incentive End	Incentive Term	Tax Incentive Review Council Recommendations to North Canton City Council
LMD Realty, LTD	881 S Main St	9/16/2005	50%	2008	2020	12 Years	Agreement in Compliance - Continue Agreement
Insight Realty, LLC	1605 Portage St NW	5/12/2014	50%	2015	2030	15 Years	Agreement in Compliance - Continue Agreement

North Canton City Council  
Ordinance, Rules and Claims Committee

Ordinance No. 40 - 2017

An ordinance repealing Ordinance 23 - 2016, which authorized the Director of Administration to seek bids for police and fire department dispatch services for the City of North Canton.

WHEREAS, North Canton City Council wishes to repeal Ordinance 23 - 2016, which authorized the Director of Administration to seek bids for police and fire dispatch services and obtain information on how collaborating with other municipalities may benefit North Canton residents and other collaborating communities through sharing dispatch information, equipment, technology, and services.

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 23 - 2016, be, and is hereby repealed.
- 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. This ordinance shall take effect 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  
Street and Alley Committee

Ordinance No. 41 - 2017

An ordinance approving, confirming and accepting additional right-of-way on the east side of Alley 57, from Harmon Street (south) to West Maple Street (north), for the West Maple Street Widening Project, including the St. Paul Church parking lot.

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

- Section 1. That additional right-of-way on the east side of Alley 57, from Harmon Street (south) to West Maple Street (north) for the West Maple Street Widening Project, including the St. Paul Church parking lot, be, and the same is hereby approved, confirmed and accepted.
- Section 2. That attachments regarding this right-of-way more fully describing the parcel and easement are attached hereto and incorporated herein as if fully rewritten herein.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance shall take effect and be in full force 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

North Canton City Council  
Street and Alley Committee

Ordinance No. 42 - 2017

An ordinance repealing Ordinance No. 14 - 2017 that authorized the City of North Canton to enter into an agreement to participate in the Ohio Department of Transportation's ("ODOT") sodium chloride (rock salt) purchasing program for the 2017-2018 winter season, and declaring the same to be an emergency.

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. 14 - 2017 authorizing the City of North Canton to enter into an agreement to participate in the Ohio Department of Transportation's ("ODOT") sodium chloride (rock salt) purchasing program for the 2017-2018 winter season, be, and the same is hereby repealed so that the City may replace it with ODOT's required resolution.
- Section 2. That any and all legislation inconsistent herewith, be, and the same is hereby repealed.
- Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely repeal of Ordinance No. 14 - 2017 so that the City may replace it with ODOT's required resolution; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2017

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2017

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council



North Canton City Council  
Street and Alley Committee

Resolution No. 6 - 2017

A resolution authorizing participation in the Ohio Department of Transportation Winter Contract (018-18) for road salt, and declaring the same to be an emergency.

Whereas, the City of North Canton, Stark County, Ohio, (hereinafter referred to as the "Political Subdivision") hereby submits this written resolution to participate in the Ohio Department of Transportation's ("ODOT") annual winter road salt bid (018-18) in accordance with Ohio Revised Code Section 5513.01(B), and hereby agrees to all of the following terms and conditions in its participation of the ODOT winter road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon award of the contract by the Director of ODOT, it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the winter road salt contract; and
- d. The Political Subdivision hereby requests through this participation agreement a total of 2,000 tons of Sodium Chloride (Road Salt) of which the Political Subdivision agrees to purchase from its award salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its award salt supplier during the contract's effective period of October 1, 2017 through April 30, 2018; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement, it shall do so by written, emailed request no later than Thursday, June 1, 2017. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: [Contracts.Purchasing@dot.ohio.gov](mailto:Contracts.Purchasing@dot.ohio.gov) by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political

Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

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

Section 1. That the above stated participation agreement for the ODOT winter road salt contract be, and is hereby approved, with funding being authorized, and the City of North Canton agreeing to the above terms and conditions regarding participation with the ODOT winter salt contract.

Section 2. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order for the City to participate in the Winter Salt program; ODOT requires the resolution to be uploaded to its website by May 10, 2017; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2017

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2017

ATTEST

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Mary Beth Bailey, Clerk of Council