

**North Canton City Council Notice
Special Committee of the Whole Agenda
Monday, May 22, 2017**

North Canton City Council will meet as a Committee of the Whole **Monday, May 22, 2017 immediately following the 7:00 p.m. Council Meeting** in Council chambers at North Canton City Hall.

Items to be discussed:

1. Ordinance, Rules and Claims Committee

Chairperson: Stephanie Werren
Vice Chairperson: Doug Foltz
Mark Cerreta
Dominic Fonte
Dan Griffith
Marcia Kiesling
Daniel Peters

(a) An ordinance to provide for an election on the proposed amendment to ARTICLE II, Section 2.05, Legislative Procedure, of the Charter of the City of North Canton.

(b) An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.02, The Director of Administration, of the Charter of the City of North Canton.

(c) An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.07(2), PLANNING COMMISSION, of the Charter of the City of North Canton.

(d) An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.07(3), ZONING AND BUILDING STANDARDS BOARD OF APPEALS, of the Charter of the City of North Canton.

(e) An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.07(3), ZONING AND BUILDING STANDARDS BOARD OF APPEALS, of the Charter of the City of North Canton.

(f) An ordinance to provide for an election on the proposed amendment to ARTICLE IV, Section 4.03, Fiscal Year and Tax Budget, of the Charter of the City of North Canton.

(g) An ordinance to provide for an election on the proposed amendment to ARTICLE V, Section 5.04, Qualifications, of the Charter of the City of North Canton.

(h) An ordinance to provide for an election to add ARTICLE VI, Section 6.0, Corrections, to the Charter of the City of North Canton.

2. Adjourn.

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election on the proposed amendment to ARTICLE II, Section 2.05, Legislative Procedure, of the Charter of the City of North Canton.

WHEREAS, North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter Article II, Section 2.05, Legislative Procedure, to amend paragraph two from "Council shall adopt its own rules, regulations, or by-laws and shall keep a journal of all its proceedings. The journal shall be open for public inspection at all reasonable times. The voting upon any ordinance or resolution shall be by roll call, and the vote of each Councilperson shall be recorded upon the journal," to read follows:

Council shall adopt its own rules, regulations, or by-laws and shall keep a journal of all its proceedings. The journal shall be open for public inspection at all reasonable times. The voting upon any ordinance or resolution shall be by voice vote, and Clerk of Council shall record the vote of each Councilperson upon the journal.

**YES SHALL ARTICLE II, SECTION 2.05 OF THE NORTH CANTON
NO CITY CHARTER, BE AMENDED?**

Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.02, The Director of Administration, of the Charter of the City of North Canton.

WHEREAS, North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

- Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter Article III, Section 3.02, The Director of Administration, as it pertains to residency, by deletion of the sentence, "The Director of Administration shall be a resident or shall establish residency in the municipality of North Canton within a reasonable time after the appointment and shall remain a resident during tenure of office."

**YES SHALL ARTICLE III, SECTION 3.02 OF THE NORTH CANTON
NO CITY CHARTER, BE AMENDED TO DELETE THE RESIDENCY
REQUIREMENT FOR THE DIRECTOR OF ADMINISTRATION?**

- Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.07(2), PLANNING COMMISSION, of the Charter of the City of North Canton.

WHEREAS, North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter Article III, Section 3.07(2), PLANNING COMMISSION, to amend the sentence "The Director of Administration and a member of Council, selected by Council, shall serve as non-voting members of the commission in an advisory capacity and shall attend all meetings," to read as follows:

The Director of Administration, City Engineer, Director of Permits, and a member of Council, selected by Council, shall serve as non-voting members of the commission in an advisory capacity.

**YES SHALL ARTICLE III, SECTION 3.07(2) OF THE NORTH CANTON
NO CITY CHARTER, BE AMENDED?**

Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.07(3), ZONING AND BUILDING STANDARDS BOARD OF APPEALS, of the Charter of the City of North Canton.

WHEREAS, North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter Article III, Section 3.07(3), ZONING AND BUILDING STANDARDS BOARD OF APPEALS, to amend the sentence "The Director of Administration and a member of Council, selected by Council, shall serve as non-voting members of the commission in an advisory capacity and shall attend all meetings," to read as follows:

The Director of Administration, City Engineer, Director of Permits, and a member of Council, selected by Council, shall serve as non-voting members of the board in an advisory capacity.

**YES SHALL ARTICLE III, SECTION 3.07(3) OF THE NORTH CANTON
NO CITY CHARTER, BE AMENDED?**

Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election on the proposed amendment to ARTICLE III, Section 3.07(3), ZONING AND BUILDING STANDARDS BOARD OF APPEALS, of the Charter of the City of North Canton.

WHEREAS, North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter Article III, Section 3.07(3), ZONING AND BUILDING STANDARDS BOARD OF APPEALS, to amend the sentence "It shall be the duty of the Zoning and Building Standards Board of Appeals to hear and decide appeals for exceptions to and variations in the application of ordinances, orders or regulations of administrative officials or agencies governing building and zoning in the municipality in conformity with the purpose and intent thereof, and such duties as Council may designate," to read follows:

The Zoning and Building Standards Board of Appeals shall hear and decide: (1) appeals from orders or decisions of administrative/City officials or agencies regarding enforcement of building and zoning statutes and ordinances; (2) variances of building and zoning statutes and ordinances; and (3) such other duties as Council may designate.

**YES SHALL ARTICLE III, SECTION 3.07(3) OF THE NORTH CANTON
NO CITY CHARTER, BE AMENDED?**

Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election on the proposed amendment to ARTICLE IV, Section 4.03, Fiscal Year and Tax Budget, of the Charter of the City of North Canton.

WHEREAS, North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

- Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter, Article IV, Taxation and Finance, Section 4.03, Fiscal Year and Tax Budget, as it pertains to the tax budget, by the deletion of the words "and Tax Budget" in the section title, and deletion of the words "On or before the 15th day of June in each calendar year, the Mayor shall submit to Council a tax budget for the next succeeding fiscal year. Council shall adopt and submit to the County Budget commission a tax budget for the next succeeding fiscal year, in accordance with the provisions of the laws of Ohio" in the body, and retain the remainder, to state as follows:

The fiscal budget and the accounting year shall be the calendar year.

**YES SHALL ARTICLE IV, SECTION 4.03 OF THE NORTH CANTON
NO CITY CHARTER, BE AMENDED?**

- Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election on the proposed amendment to ARTICLE V, Section 5.04, Qualifications, of the Charter of the City of North Canton.

WHEREAS, North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

- Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter Article V, Section 5.03, Qualifications, to amend the sentence "Each elected officer of the municipality shall be an elector of the municipality and shall have resided therein or in a territory annexed thereto for a period of at least two (2) years immediately prior to the nomination of such office and shall continue to reside therein during the elected term," to read as follows:

Each elected officer of the municipality an elector of the municipality and shall have resided therein or in a territory annexed thereto for a period of at least one year immediately prior to the nomination of such office and shall continue to reside therein during the elected term.

**YES SHALL ARTICLE V, SECTION 5.03 OF THE NORTH CANTON
NO CITY CHARTER, BE AMENDED?**

- Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017

North Canton City Council
Ordinance, Rules & Claims

Ordinance No. - 2017

An ordinance to provide for an election to add ARTICLE VI, Section 6.0, Corrections, to the Charter of the City of North Canton.

WHEREAS; North Canton City Council recommends and submits a draft amendment to the City's Charter and has designated the 7th day of November, 2017, as the date for an election on the adoption of said amendment to the Charter, and;

WHEREAS, Council has the duty to make provisions for such election insofar as those not prescribed by general law; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO, TWO THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING:

Section 1. That the following ballot language be and is hereby certified to the Stark County Board of Elections for consideration at the general election to be held on November 7, 2017:

**OFFICIAL QUESTIONS AND ISSUES BALLOT
GENERAL ELECTION – NOVEMBER 7, 2017
STARK COUNTY**

**PROPOSED CHARTER AMENDMENT
CITY OF NORTH CANTON**

A Majority Vote is Necessary for Adoption.

The proposed amendment to the Charter, Article VI, to add Section 6.06, Corrections, to read as follows:

City Council may make minor typographical corrections, deletions, and alterations in the Charter's form without presentation to the electors at a general election. However, upon the Law Director's advice, said changes shall relate only to matters of form, not content. In all cases, any such change shall require a resolution of Council. None of the aforementioned changes shall affect the Charter's meaning or intent as adopted and amended by the people. The specific powers granted by this section include:

- 1) City Council may correct obvious misspelling, grammatical, and typographical errors; and
- 2) City Council may remove inconsistent language, structure, and correct language that violates Ohio law as it applies to home-rule authority.

**YES SHALL ARTICLE VI, SECTION 6.06 CORRECTIONS, BE ADDED
NO TO THE NORTH CANTON CITY CHARTER?**

Section 2. 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

ATTEST:

Mary Beth Bailey, Clerk of Council

David Held, Mayor

Signed: _____, 2017