



# City of North Canton, Ohio

Council Office  
145 North Main Street  
North Canton, Ohio 44720-2587  
330.499.3986 • 330.499.2960 Fax

[www.northcantonohio.com](http://www.northcantonohio.com)

email: [citycouncil@northcantonohio.com](mailto:citycouncil@northcantonohio.com)

## COUNCIL MEETING AGENDA APRIL 11, 2005

1. Call to Order: 7:00 p.m. by Jon Snyder, President of Council
2. Opening Prayer: Rev. Mark Sherwindt, Zion Lutheran Church
3. Pledge of Allegiance
4. Roll Call
5. Consideration of Minutes of Council Meeting: March 28, 2005  
Consideration of Financial Statement – March, 2005
6. Committee Reports
7. Recognition of Visitors

### OLD BUSINESS:

8. **Ordinance No. 51-05 – 3<sup>rd</sup> Reading – Personnel & Safety**

Ordinance No. 51-05 amending the Codified Ordinances of the City of North Canton by the addition of Chapter 1508.

9. **Ordinance No. 52-05 – 3<sup>rd</sup> Reading – Ordinance, Rules & Claims**

An ordinance to approve, adopt, and enact the 2004 Residential Code of the Ohio for One-, Two- and Three-Family Dwellings, and subsequent editions or amendments as may hereinafter be adopted and promulgated by the International Code Council and the Ohio Building Officials Association for the City of North Canton, Ohio, together with all changes, amendments, and revisions thereto and incorporated herein as "Attachment A," save and except such portions as are hereinafter deleted, amended, or modified by these Regulations, are regulating the fabrication, erection, construction, enlargement, alteration, repair, location, and use of detached one-, two- and three-family dwellings, their appurtenances and accessory structures in the jurisdiction of the City of North

Canton, Ohio; and providing for the issuance of permits therefore providing penalties for the violation thereof, and repealing all ordinances and parts of ordinances in conflict therewith, with the exception of Appendix B, C, and D of the North Canton Building Code.

**10. Ordinance No. 53-05 – 3<sup>rd</sup> Reading – Finance & Property**

Ordinance No. 53-05 establishing rental rates and policies for rental of the North Canton Civic Center and repealing any and all legislation passed previously and inconsistent with this ordinance.

**11. Ordinance No. 54-05 – 3<sup>rd</sup> Reading – Finance & Property**

Ordinance No. 54-05 establishing rental rates and policies for rental of the North Canton Dogwood Park Shelter located at 241 Seventh Street NE, and repealing any and all legislation passed previously and inconsistent with this ordinance.

**12. Ordinance No. 61-05 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish**

An ordinance adopting the Solid Waste Management Plan for the Stark-Tuscarawas-Wayne Joint Solid Waste Management District.

**13. Ordinance No. 64-05 – 2<sup>nd</sup> Reading – Personnel & Safety**

An ordinance amending Section 9 VACATION REGULATIONS, of Chapter 155 Personnel Regulations of Part One-Administrative Code of the Codified Ordinances of the City of North Canton for the exempt personnel of the City of North Canton.

**14. Ordinance No. 65-05 – 2<sup>nd</sup> Reading – Personnel & Safety**

Ordinance No. 65-05, amending Ordinance No. 149-03, as amended, Collective Bargaining Agreement between the City of North Canton and the Clerical, Fiscal, and Accounting Specialists (CF&AS) by the addition of ARTICLE XXX, DRUG TESTING.

**NEW BUSINESS:**

**15. Ordinance No. 66-05 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the No. 203 Income Tax Fund to the Interfund Transfers – General Fund account in the aggregate amount of \$1,500,000.00 and authorizing the transfer of same funds from the Income Tax Fund to the General Fund for the current expenses during the fiscal year ending December 31, 2005.

**16. Ordinance No. 67-05 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the No. 101 General Fund to an escrow account to be established by the Director of Administration and the Director of Finance in the Aggregate amount of \$1,500,000.00 for the current expenses during the fiscal year ending December 31, 2005; and with the \$1,500,000.00 being available to the North Canton Community Improvement Corporation ("CIC") pursuant to the terms stated in this ordinance.

**17. Ordinance No. 68-05 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance declaring certain real property located in Plain Township and owned by the City of North Canton to be no longer needed for municipal purposes and authorizing the transfer of said property to the North Canton Community Improvement Corporation.

**18. Ordinance No. 69-05 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance declaring that certain Fire Department equipment owned by the City of North Canton, Ohio, is no longer required for municipal purposes and authorizing the Mayor of the City of North Canton, through the Board of Control, to make a donation of said Fire Department equipment; namely, eighteen (18) Self Contained Breathing Apparatus (SCBA) units, to the Navarre Fire Department, and declaring the same to be an emergency.

**19. Ordinance No. 70-05 – 1<sup>st</sup> Reading – Finance & Property**

Ordinance No. 70-05, authorizing the North Canton Fire Department to apply for, accept, and utilize a grant through the Federal Emergency Management Agency (FEMA) in an amount not to exceed \$36,536.00 for the purchase of Jaws-of-Life equipment for use by the North Canton Fire Department, and declaring the same to be an emergency.

**20. Ordinance No. 71-05 – 1<sup>st</sup> Reading – Finance & Property**

Ordinance No. 71-05, authorizing the North Canton Fire/Emergency Medical Services Department to apply for, accept, and utilize a grant through the Ohio Public Safety EMS Division for the purchase of, or reimbursement for, equipment and/or training from Ohio Public Safety EMS Division for use by the North Canton Fire/Emergency Medical Services Department, and declaring the same to be an emergency.

**21. Ordinance No. 72-05 – 1<sup>st</sup> Reading – Finance & Property**

Ordinance No. 72-05 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a Settlement Agreement and Mutual Release Agreement by and between the City of North Canton ("North Canton"), Contract Masters, Inc. ("Contract Masters"), Westfield Insurance Company ("Westfield"), and Horizon Brothers Painting Corporation ("Horizon Brothers"), and all their affiliates, agents, employees, assigns, and any other party related to any of the named parties to the Agreement, and declaring the same to be an emergency.

**22. Ordinance No. 73-05 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the No. 651 Water Revenue Fund to the Interfund Transfers account in the aggregate amount of \$195,000.00, and authorizing the transfer of same funds from the Water Revenue Fund to the Water Expansion, Replacement and Improvement Fund for the current expenses during the fiscal year ending December 31, 2005, and declaring the same to be an emergency.

**23. Ordinance No. 74-05 – 1<sup>st</sup> Reading – Finance & Property**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the No. 651 Water Expansion, Replacement, and Improvement Fund to the Contract Payments account in the aggregate amount of \$195,000.00 for the current expenses during the fiscal year ending December 31, 2005, and declaring the same to be an emergency.

**24. Ordinance No. 75-05 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance declaring it necessary to improve certain properties by constructing and installing sanitary sewer lines, sanitary service lateral connections, manholes, and other necessary appurtenances, and declaring the same to be an emergency.

**25. Ordinance No. 76-05 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional service agreement by and between AQUA Ohio, Inc. and the City of North Canton for the design and construction of four (4) waterline interconnections associated with the Agreement to sell water to AQUA Ohio, Inc., per Ordinance No. 49-05, and declaring the same to be an emergency.

**26. Ordinance No. 77-05 – 1<sup>st</sup> Reading – Street & Alley**

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional service agreement for the design of the McKinley Avenue SE design project, and declaring the same to be an emergency.

**27. Ordinance No. 78-05 – 1<sup>st</sup> Reading – Street & Alley**

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional service agreement for the design of the Pineview Avenue SE/Overridge Avenue SE/Bachtel Street SE design project, and declaring the same to be an emergency.

**REPORTS:**

Director of Law  
Mayor

Director of Finance  
City Engineer

Director of Administration  
Clerk of Council

**REPORTS – COUNCIL:**

Marcia Kiesling     At Large  
Daniel J. Peters     At Large  
Greg Sarbach         At Large

Doug Foltz             Ward 1  
Dave Lindower         Ward 2  
Doug Lane              Ward 3  
Jon Snyder              Ward 4

**FINAL CALL FOR NEW BUSINESS**

**ADJOURN**

Gail M. Kalpac  
Clerk of Council

4/8/05

c: Council  
Law Director  
Mayor  
D/Administration  
D/Finance  
City Engineer  
Supt., Permits & Inspection  
Press