



North Canton City Hall, 145 North Main Street, North Canton, Ohio 44720
330/499-3986

www.northcantonohio.com

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

Council Meeting Agenda Monday, May 10, 2004

1. Call to Order: 7:00 p.m. by Jon Snyder, President of Council
2. Opening Prayer - Rev. John States, Congregational United Church of Christ
3. Pledge of Allegiance
4. Roll Call
5. Consideration of Minutes of Council Meeting: 4/26/04
Consideration of Minutes of Special Council Meeting: 4/26/04
6. Committee Reports
7. Recognition of Visitors

OLD BUSINESS:

8. **Ordinance No. 54-04 - Third Reading - Community & Economic Dev.**

An ordinance accepting the application for the annexation of certain territory, known as The Orion Street Annexation, containing 0.6065 acre of land, more or less, in Plain Township to the City of North Canton.

9. **Ordinance No. 55-04 - Third Reading - Community & Economic Dev.**

Ordinance No. 55-04 establishing minimum qualifications for the position of Director of Economic Development as provided for by Ordinance No. 156-03, adopted by the Council of the City of North Canton on December 15, 2003.

10. Ordinance No. 57-04 - Third Reading - Community & Economic Dev.

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the premises situated on the west side of Northfield Avenue S.E., being Lot Nos. 5668, 5669, 5670 and 5671 and known as house numbers 874, 1421, 1429 and 1437, from RMF-A, Residential Multi Family-A, district to R-70. Residential Single Family, district.

11. Ordinance No. 58-04 - Third Reading - Ordinance, Rules & Claims

An ordinance authorizing all actions necessary to effect a governmental natural gas aggregation program with opt-out provisions pursuant to Section 4929.26, Ohio Revised Code and Article 18.04, Ohio Constitution, directing the Stark County Board of Elections to submit a ballot question to the electors and authorizing the execution of an agreement with Buckeye Energy Services, Inc. for such purposes.

12. Resolution No. 59-04 - Third Reading - Ord., Rules & Claims

Resolution No. 59-04 authorizing the submission of a request to the North Canton Planning Commission for consideration and subsequent recommendation to the North Canton City Council for an amendment to Section 1181.08 (b) (2) of Chapter 1181 of Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, changing the number of votes required to overrule a Planning Commission "no" vote from six (6) to five (5).

13. Ordinance No. 62-04 - Third Reading - Finance & Property

Ordinance No. 62-04 authorizing the Mayor of the City of North Canton, through the Board of Control, to execute a Warranty Deed, Temporary Right of Way Easement, Work Authorization for the relocation of a monitoring well and a donation letter to the Board of Stark County Commissioners in conjunction with the construction of the roadway improvements associated with the relocation of the Dressler Road Bridge Project.

14. Ordinance No. 63-04 - Third Reading - Finance & Property

Ordinance No. 63-04 authorizing the Director of Finance of the City of North Canton to make payment to Johnson, Angelo & Colaluca, L.L.C. in the amount of \$11,000.00, which represents the balance due for representation during labor negotiations.

15. Ordinance No. 64-04 - Third Reading - Ord., Rules & Claims

Ordinance No. 64-04 authorizing the Mayor of the City of North Canton to enter into an exclusive "Endorsement Agreement" on behalf of the City of North Canton with a sole preferred supplier for retail natural gas in order to secure the most advantageous pricing and purchasing terms for the City and/or its eligible residents and business entities who voluntarily choose to "opt-in" to an aggregated purchasing program.

NEW BUSINESS:

16. Ordinance No. 72-04 - First Reading - Personnel & Safety

Ordinance No. 72-04 adopting the City of North Canton's Policy on Sexual Harassment and Harassment and declaring the same to be an emergency.

17. Ordinance No. 73-04 - First Reading - Community & Economic Dev.

Ordinance No. 73-04 repealing Ordinance No. 56-04, adopted by North Canton City Council on April 19, 2004, and declaring the same to be an emergency.

18. Ordinance No. 74-04 - First Reading - Street & Alley

An ordinance authorizing the Board of Control of the City of North Canton, through the Director of Administration, to advertise and receive bids according to specifications now on file in the office of the Director of Administration and the Mayor, through the Board of Control, to enter into a contract for the resurfacing, repaving, replacement, repair and preventative maintenance of certain streets and alleys within the corporate limits of the City of North Canton and declaring the same to be an emergency.

19. Ordinance No. 75-04 - First Reading - Water, Sewer & Rubbish

An ordinance approving the report of the Assessment Equalization Board on objections concerning the estimated special assessments for the improvement of certain properties in the City of North Canton by constructing and installing sanitary sewer lines, sanitary service lateral connections, catch basins, manholes and other necessary appurtenances, and declaring the same to be an emergency.

20. Ordinance No. 76-04 - First Reading - Water, Sewer & Rubbish

An ordinance determining to proceed with the improvement of certain properties in the City of North Canton by constructing and installing sanitary sewer lines, sanitary service lateral connections, catch basins, manholes and other necessary appurtenances, and declaring an emergency.

21. Ordinance No. 77-04 - First Reading - Water, Sewer & Rubbish

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a contract for the East Maple Well Field Raw Waterline Project and declaring the same to be an emergency.

22. Ordinance No. 78-04 - First Reading - Water, Sewer & Rubbish

An ordinance approving, confirming and accepting perpetual sanitary sewer easements on Valleydell St. NW necessary for the construction of the Gaslight/ Edgewood Sanitary Sewer Extension project and declaring the same to be an emergency.

23. Ordinance No. 79-04 - First Reading - Water, Sewer & Rubbish

An ordinance authorizing the Chestnut Ridge Waterline Extension, located in part of the N.E., N.W., S.E. and S.W. Quarters of Section 32, Lake Township (T-12), Range-8, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said waterline extension and declaring the same to be an emergency.

24. Ordinance No. 80-04 - First Reading - Water, Sewer & Rubbish

An ordinance amending Section 1. of Ordinance No. 22-97 for the purpose of increasing the residential user rate for sewer users of the sanitary sewer system of the City of North Canton.

25. Ordinance No. 81-04 - First Reading - Water, Sewer & Rubbish

An ordinance authorizing the Board of Control of the City of North Canton, through the Director of Administration, to advertise and receive bids according to specifications now on file in the office of the Director of Administration and the Mayor to enter into a contract for the Dressler Wells Raw Waterline project and declaring the same to be an emergency.

26. Ordinance No. 82-04 - First Reading - Finance & Property

Ordinance No. 82-04 authorizing the Director of Law of the City of North Canton to prepare and have executed a temporary easement allowing the City of North Canton to enter onto private property; namely, the property of Fred S. and Kathleen D. King at 1213 Eastwood Circle SE, for the purpose of having an engineering review done of the dam across the Wet Branch of the Nimishillen Creek on the King's property and declaring the same to be an emergency.

27. Ordinance No. 83-04 - First Reading - Finance & Property

Ordinance No. 83-04 acknowledging the fair market value of a certain tract of land being 8.040 acres, also known as City of North Canton Outlot 318, to be donated and conveyed to the City of North Canton by Pottsdamer Platz, LLC, and declaring the same to be an emergency.

28. Ordinance No. 84-04 - First Reading - Water, Sewer & Rubbish

An ordinance approving, confirming and accepting perpetual waterline easements necessary for the construction and maintenance of the raw waterlines from various well fields to the Water Treatment Plant and declaring the same to be an emergency.

29. Ordinance No. 85-04 - First Reading - Finance & Property

Ordinance No. 85-04 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a consulting agreement for a comprehensive assessment of all facets of the City of North Canton telecommunication systems, including the phone system, cell phones, pages, etc., at a cost not to exceed \$11,497.00, and declaring the same to be an emergency.

30. Ordinance No. 86-04 - First Reading - Finance & Property
(Authorized by Council at the 3/15/04 Council of the Whole Meeting)

An ordinance providing for the issuance and sale of \$1,250,000 notes, in anticipation of the issuance of bonds, for the purpose of paying costs of improving and expanding the municipal waterworks system by constructing and installing water lines, together with all necessary appurtenances thereto, and declaring an emergency.

**Council of the Whole
Agenda**

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REPORTS:

Director of Law
Mayor

Clerk of Council
Director of Finance

Director of
Administration

REPORTS - COUNCIL:

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

Doug Foltz
Dave Lindower
Doug Lane
Jon Snyder

Ward 1
Ward 2
Ward 3
Ward 4

FINAL CALL FOR NEW BUSINESS

ADJOURN

Mary Louise Bittle
Clerk of Council

5/7/04

c: Council
Law Director
Mayor
D/Administration
D/Finance
City Engineer