



City of North Canton, Ohio

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COUNCIL MEETING AGENDA OCTOBER 25, 2004

1. Call to Order: 7:00 p.m. by Jon Snyder, President of Council
2. Opening Prayer: Jay Clarke, St. Paul's Catholic Church
3. Pledge of Allegiance
4. Roll Call
5. Consideration of Minutes of Council Meeting: 9/27/04
Consideration of Minutes of Special Council Meeting: 10/4/04
Consideration of Minutes of Public Hearing (Orion Zoning): 10/4/04
Consideration of Minutes of Public Hearing (Sanctuary Zoning): 10/4/04
Consideration of Minutes of Public Hearing (Open Space): 10/4/04
Consideration of the Financial Statement – September, 2004
Consideration of the Mayor's Court Receipts – September, 2004
6. Committee Reports
7. Recognition of Visitors

OLD BUSINESS:

8. **Ordinance No. 131-04 – 3rd Reading – Water, Sewer & Rubbish**

Ordinance No. 131-04 amending ARTICLE XVII, HOLIDAYS, Section 17.03, ARTICLE XIX, SICK LEAVE, Section 19.11, ARTICLE XXVIII, UNIFORM ALLOWANCE, Section 28.01 of Ordinance No. 7-04, Collective Bargaining Agreement between the City of North Canton and The Fraternal Order of Police, Ohio Labor Council, Inc. (FOP-OLC), and by the addition of ARTICLE XXXVII, DRUG TESTING, to Ordinance No. 7-04, Collective Bargaining Agreement between the City of North Canton and The Fraternal Order of Police, Ohio Labor Council, Inc., (FOP-OLC).

9. Ordinance No. 134-04 – 2nd Reading – Community & Economic Dev.

An ordinance implementing the terms of Paragraph 5 of the Plain Township/City of North Canton Cooperative Economic Development Agreement and Annexation Agreement (“CEDA”), dated June 17, 2003, by establishing the zoning classifications of R-50 and R-70 One Family Residential Districts and RMF-A and RMF-B Multi-Family Residential Districts as specified by Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, for the premises known as The Sanctuary Annexation, containing 107.4341 acres of land, more or less, annexed by Ordinance No. 120-03.

10. Ordinance No. 135-04 – 2nd Reading – Community & Economic Dev.

An ordinance establishing the zoning classification of One-Family Residential, R-70 as specified by Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, for the premises known as the Orion Street Annexation, containing 0.6065 acres of land, more or less, annexed by Ordinance No. 54-04.

11. Ordinance No. 136-04 – 2nd Reading – Water, Sewer & Rubbish

Ordinance No. 138-04 amending Section 921.04, of Ordinance No. 75-94, as amended, of the Codified Ordinance of the City of North Canton for the purpose of increasing the fee for sewer connection charges.

12. Ordinance No. 137-04 – 2nd Reading – Water, Sewer & Rubbish

An ordinance approving, confirming and accepting the easement plat of parts of Lot 6671, located within the corporate limits of the City of North Canton, Ohio, for the purpose of granting perpetual storm sewer easements over that tract of land as shown on the easement plat.

13. Ordinance No. 138-04 – 2nd Reading – Water, Sewer & Rubbish

An ordinance accepting a ten (10) foot waterline easement, being part of Out Lot 131 in the City of North Canton, presently owned by Aultman Health Foundation, (Grantor) beginning for the same at a point at the intersection of the centerline of Whipple Avenue NW (C-214) with the centerline of Glenwood Street SW, to provide for the construction and maintenance of raw waterlines along Glenwood Avenue.

14. Ordinance No. 140-04 – 2nd Reading – Ordinance, Rules & Claims

Ordinance No. 140-04 amending Section 1125.02(b), DEFINITIONS of Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, as amended, to remove the definition of Open Space.

NEW BUSINESS:

15. Ordinance No. 142-04 – 1st Reading – Street & Alley

An ordinance authorizing the vacation of a portion of Alley No. 36, beginning at South Main Street and running in an East-West direction for approximately 180 feet to Alley No. 39, located within the corporate limits of the City of North Canton.

16. Ordinance No. 143-04 – 1st Reading – Community & Economic Dev.

An ordinance accepting the application for the annexation of certain territory known as Market Avenue North (S.R. 43) Annexation containing 1.8034 acres of land, more or less, in Plain Township to the City of North Canton.

17. Ordinance No. 144-04 – 1st Reading – Finance & Property

Ordinance No. 144-04 authorizing the Mayor of the City of North Canton to apply for, accept, and utilize the Ohio Department of Natural Resources and/or Ohio Public works National Resources Council grant money for property acquisition along the Zimber Ditch and/or the west branch of the Nimishillen Creek and declaring the same to be an emergency.

18. Ordinance No. 145-04 – 1st Reading – Finance & Property

Levying a tax to provide funds for providing General Fund and Capital Improvement for the City of North Canton, Ohio. Said capital improvement shall include streets, sewer-sanitary sewers, storm water sewers, water facilities, sidewalks, municipal buildings, park and recreation facilities, including the engineering and legal expenses related thereto, and any other municipal capital improvement. The tax shall be levied on all income, salaries, qualifying wages, commissions and other compensation earned or received by non-residents of the City of North Canton, for work done or services performed or rendered in the City of North Canton; on all income, salaries, qualifying wages, commissions and other compensation earned or received by residents of the City of North

Canton; on the net profits earned on all businesses, professions or other activities conducted by residents of the City of North Canton; on the net profits earned on all businesses, professions, or other activities conducted in the City of North Canton by non-residents and on the net profits earned by all corporations having an office or place of business in the City of North Canton as the result of sales made, work done or services performed or rendered in the City of North Canton; requiring the filing of returns and furnishing of information by employees and all those subject to said tax; imposing on employers the duty of collecting the tax at the source and paying the same to the City of North Canton, providing for the administration, collection and enforcement of said tax; declaring violation thereof to be a misdemeanor and imposing penalties therefore and declaring it an emergency.

19. Ordinance No. 146-04 – 1st Reading – Water, Sewer & Rubbish

An ordinance amending Section 3. of Ordinance No. 25-04, Royer and Willaman Waterline Replacement project, by an increase in the amount of the allocation for the project and declaring the same to be an emergency.

20. Ordinance No. 147-04 – 1st 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 for the design of the Marquardt Sanitary Sewer project.

REPORTS:

Director of Law
Mayor

Director of Finance
City Engineer

Director of Administration
Clerk of Council

REPORTS – COUNCIL:

Marcia Kiesling	At Large	Doug Foltz	Ward 1
Daniel J. Peters	At Large	Dave Lindower	Ward 2
Greg Sarbach	At Large	Doug Lane	Ward 3
		Jon Snyder	Ward 4

FINAL CALL FOR NEW BUSINESS

ADJOURN

Gail M. Kalpac
Clerk of Council