

## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, April 9 7:00 p.m.

07  
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## CALL TO ORDER

1. The meeting was called to order at 7:00 p.m. by President of Council Doug Foltz.
2. The opening prayer was delivered by Rev. Thomas Douce, Interfaith Campus Ministry.
3. All present recited the Pledge of Allegiance.

## ROLL CALL:

4. The following members of Council responded to roll call: DeOrio, Foltz, Hines, Lane, Magel, Repace, and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Herr, City Engineer Jim Benekos, Director of Economic Development Bowles and Clerk of Council Kalpac.

5. Consideration

Mayor's Court Receipts: February, 2007

Mr. Foltz: I ask Council to approve as presented the Mayor's Court Receipts for February, 2007.

Mr. DeOrio moved and Mrs. Hines seconded to approve the receipts as presented. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.

No: 0

6. Committee Minutes

**Community & Economic Development:** Refer to the minutes on file in the Council Office of the Community & Economic Development meeting held April 2, 2007.

**Finance & Property Committee:** Refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held April 2, 2007.

**Ordinance, Rules & Claims:** Refer to the minutes on file in the Council Office of the Ordinance, Rules & Claims Committee meeting held April 2, 2007.

**Street & Alley:** Refer to the minutes on file in the Council Office of the Street & Alley Committee meeting held April 2, 2007.

**Water, Sewer & Rubbish Committee:** Refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish meeting held April 2, 2007.

Mr. Foltz: Also ask Council to approval as presented the following committee report minutes from Community & Economic Development, April 2, 2007; Finance & Property, April 2, 2007; Ordinance, Rules & Claims, April 2, 2007; Street & Alley, April 2, 2007; and Water, Sewer & Rubbish, April 2, 2007.

Mr. DeOrio motioned and Mr. Lane seconded to approve the committee minutes as presented. All members present voting.

Yes: Hines, Lane, Magel, Repace, Snyder, DeOrio, Foltz.

No: 0

7. Recognition of Visitors

Mr. Foltz: Recognition of Visitors. Anyone like to...speak before Council and the Administration this evening, please come up, state your name and address for the record.

Mr. Osborne: My name's Chuck Osborne, 307 Fairview Street S.E., North Canton, Ohio. I hadn't intended on speaking, I haven't prepared anything especially but, based on what I heard at last week's Council meeting, or Committee of the Whole meeting I should say, and...tonight, I didn't realize the recycling was on the...agenda for the committee meeting. I'd just like to add that at this time, when this City is facing so much financial difficulty, I'm just kind of stunned that we're digging deep, trying to find ways to literally throw money away, as far as collecting grass clippings at the curb. I know of no one who puts out grass clippings at the curb. Now, I – I know I live in a little closed world, you might think. I have mulched from the time my dad let me first cut grass. It simply takes a mulching blade. You don't need a special mower, you don't need anything. I've mulched leaves and I've always mulched grass. And I think we should be educating the public...in trying to end this disposable...society that we have. You simply just mulch your grass and return that – those nutrients back into the soil.

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To spend nearly \$60,000 for a month to provide the convenience of picking up grass clippings from what I would guess, and – and time will tell here when you do this program if you do it. What do you have, maybe 50 families in the whole city? As Mr. Snyder brought up, I heard some good comments from Mr. Snyder...most people have services that cut their grass. And of course they take it off and – and create mulch out of it and sell it back to the public. There are many things you can do. Drop-off points, or charge the individuals who want this convenience. I'm appalled that you're immediately turn around and putting it on the...Council meeting for tonight. There's not going to be any time to alert the public as to what you're doing, to have public input on this. Obviously it's going to be voted in tonight, and you're argument is it's not costing the taxpayers any money. Well, indirectly, it is. Any money that's spent out of the City Treasury, indirectly costs you some money somehow. It may be a long roundabout process, if I understood the Mayor last week, who is Director of the Solid Waste District, I think we have what, a participation of – was it 18 or 25% in the...mixed recyclables or whatever? Why aren't we encouraging the public to increase that participation? I just think this is the biggest boon-doggle and if - if this money's burning a hole in your pocket, I guess you're going to be bound and determined to go ahead and...spend it. But this, we should be educating the public to recycle this grass back into their soil or providing drop-off points. As I said, I know of no one who...now you see a few people out there who have the - the mowers, the automatic baggers and all that. If people want that level of service, let them pay for it individually, but to spend \$60,000 to bring another truck around the City, and there should be a balance between the cost to prohibit - limit what goes to the landfill. Does it really make sense to have another truck out there burning gasoline, providing...traffic on our streets, all to just limit a ...few more grass clippings going to the landfill? I – again, you're just continue to perpetuate this disposable society and needless to say, I think throwing away huge sums of money. And again, to immediately recommend, well, let's go ahead and put it on the agenda for tonight and vote in - in 15 minutes to sweep it into a legislation, is wrong as well. Thank you.

Mr. Foltz: Okay, thank you. Anyone else like to address Council this evening?

Ms. Mathie: Hi.

Mr. Foltz: Hi.

Ms. Mathie: I'm Kathryn Mathie from 2702 Applegate and I'm wondering...how much North Canton is paying for the 2.9 million for the one mile of road from...Saint Luke's to Marquardt, how much are you responsible for paying? And – and under the situation with...Hoover, are you still planning on – on going forward with that project?

Mr. Foltz: Okay, I don't know if our Engineer can answer that or Administrator?

Mr. Benekos: I don't have the numbers with me right now, if you would have called the office we could provide you with those numbers.

Ms. Mathie: But you're still...planning on going forward with that project? One mile of road, 2.9 million, when we have all these other problems?

Mr. Benekos: We creating a dialogue now?

Mr. Foltz: Well, if you have question and answer, I don't have a problem with it...

Ms. Mathie: I would like, I would like.

Mr. Foltz: at this point.

Mr. Benekos: Okay. That's more of an administrative or a policy question, not an engineering question.

Mr. Foltz: Right. E.J.? Comment on it?

Mr. Wise: I mean at this point, it's in the budget. We're attempting to purchase right-of-way at this point. There'd be a waterline constructed this year with plans to proceed...construction of Applegate next summer, begins this early spring.

Ms. Mathie: And you don't think that's a lot of money 2.9 for one mile? And then you have you know, they're going to extend that far – past there, which I'm sure you're not involved with that part...

Mr. Wise: Right.

Ms. Mathie: but you know, aren't you – you are paying for part of this, North Canton does pay for part of this, right?

Mr. Wise: Absolutely. It's a widen...

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Ms. Mathie: And it's a large...amount of money. Do the people – are they aware of that? That it's for one mile of road?

Mr. Wise: Well, it's...

Ms. Mathie: 2.9 million?

Mr. Wise: It's from Main Street to Marquardt.

Ms. Mathie: I know.

Mr. Wise: I don't – if it's – if you say it's a mile that...

Ms. Mathie: It's a mile.

Mr. Wise: Seems reasonable to me. I don't know the exact mileage.

Ms. Mathie: And I have to call his office to find out exactly what the amount is. And there is – there – I know the... – I know the circumstances with Hoover going out and all these money problems that North Canton is having, I don't see why you're not reconsidering that project. It seems kind of unnecessary.

Mr. Wise: Okay, well, it's a joint project between the Stark County Engineer and Plain Township. We obviously won't have any involvement once it gets beyond...

Ms. Mathie: But if you backed out of it, you know, they would have to reconsider what they're doing too. Yours is the major part of this first 2.9 million.

Mr. Wise: That's correct.

Ms. Mathie: Right. Is anybody going to look into that, to backing out of it or – or saying we can't afford this at this time? That's a lot of money, I just read in the paper that Lipton Street, they were having problems there. Fix that. That's an existing property, they need to fix that neighborhood before they start making roads wider and making – for 2.9 million, that's a lot of money for one mile. Fix Lipton and all the other roads. That would be my recommendation. I wish you would look into that...

Mr. Foltz: Okay.

Ms. Mathie: and I wish somebody would address it and you know, that's a lot of money.

Mr. Foltz: We appreciate your concerns, you're on the record with that, thank you. Anyone else like to address Council this evening?

Mr. Miner: Wish I had more copies of...inaudible...

Mr. Foltz: Okay, we'll pass them out.

Mr. Miner: I would have made you more copies, but you know the price of ink. David Miner, I'm – I live at 4806 Darlington Road N.W. in North Avondale Heights. After looking at the agenda for tonight...Ordinance 42-07 is the one that I'll be addressing. North Canton's intention to pump significant amounts of water from an area that's known...as the Oster Water Fields in Plain Township. North Avondale Heights, where I live, is located on adjacent property just to the immediate west of the Oster water fields. Our allotment goes between 47<sup>th</sup> Street and 50<sup>th</sup> Street N.W. and Whipple Avenue and Raymar Street. It's my understanding that in about – in or about the year 2000, contamination was found in one or more of the wells on the Oster property. It's also my understanding that somewhere around in and around 2005, North Canton capped off...those same water wells. North Canton, at that same time frame...after the...the first contamination was found, North Canton paid to have several of the personal water wells tested...for residents of North Avondale Heights for contamination, and at that point found none. I have several questions and concerns that relate to Ordinance 42-07. The first is...and – and you're obviously going to deal with it tonight, apparently it's the second reading, what's the status of any plans to secure additional water from the Oster water fields on the part of North Canton. Number 2, what's the status of the two contaminated wells. Capped off forever? Bad things are in there, not bad things are in there...you know, what – what – what happened to those. Number 3, what's the impact of continued water availability for...the 50 plus residential homes of North Avondale Heights, if North Canton draws down water from the Oster water fields, what impact does that have on us? What kind of studies do you have that you can show me that...our water table will still exist. Point number 4 – will our water tables be lowered, if so, by how much? All of the homeowners, all 50 homeowners, in North Avondale Heights, have individual water wells on their properties. Our homes probably sit somewhere between 30 – 50 foot higher in – in topography than where you're going to put your water well. Some of our residents have water wells that go down somewhere between 50 and 75 feet. So if you're drawing water off...what's the impact on our water table and our wells. I appreciate your attention to all of this.

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Mr. Foltz: Appreciate that Mr. Miner. We'll – Administration has copies of this, I'm sure they could...review this and get back to you in a timely fashion.

Mr. Miner: Okay.

Mr. Foltz: Okay. Thank you. Part of the record. Unless they had any comments this evening? No? Okay. From Council? Anyone else like to address Council this evening?

Mr. Olenski: Mike Olenski, 1425 Wilbur Drive. I'm here just to ask couple questions here. They've been out in the neighborhood here for the last two to three weeks, doing some surveying on the streets with a bunch of...stakes pounding and so forth...I would like to know what you plan on doing there, I was here last year complaining about the flood problems we had there, and you people responded immediately to that – our situation there. My neighbor Bill here, lives across the street there. And you know he's taken several photographs and so forth there and we had some problems earlier this winter when the water main broke and flooded the neighborhood again. We're just curious to know, you're apparently doing something and we appreciate it, we'd like to know what...I need to reseed my lawn in several areas, I'll get a truck load of dirt in, from washed out in the winter and I don't know if I should order a truck load of dirt if you're going to be tearing up, putting in curbs or whatever. You know, so I'd just – but we'd like to know, you know, what you're doing and we appreciate what you are doing. Thank you.

Mr. Foltz: Okay, thank you. Councilmember...

Mrs. Magel: Well for thing...there's a sewer line that's going in...Jim would you like to...you know...is this a complete water sewer...

Mr. Benekos: Yeah, the water – waterline does not need to be replaced, we're looking at rebuilding the street with curbs and gutters, improving the storm system, and that would go from Applegrove, excuse me, up to Hume, it include the intersection of Hume.

Mr. Olenski: Will that be also going up McAlmont a little bit?

Mr. Benekos: Just...right at the intersection, no further than maybe...

Mr. Olenski: Right at the intersection.

Mr. Benekos: 25 feet.

Mr. Olenski: Okay, so I can't get some dirt from McAlmont then.

Mr. Benekos: Right.

Mr. Foltz: Okay, thank you sir.

Mrs. Magel: Do you have any comments about his reseeding or would that interfere at all?

Mr. Benekos: No.

Mrs. Magel: Okay. Do you have timetable when this might start?

Mr. Benekos: Not at this point.

Mr. Foltz: Anyone else like to address Council this evening?

## OLD BUSINESS

8. Mr. Foltz: Okay, seeing none, go to old business. I need a motion to remove Ordinance No. 15-07 from the table.

Mr. DeOrio moved and Mr. Lane seconded to remove from the table, Ordinance No. 15-07. All members present voting.

Yes: Lane, Magel, Repace, Snyder, DeOrio, Foltz, Hines.

No: 0

Mr. Foltz: Next I need a motion to amend Ordinance No. 15-07 by deletion of Section D and E.

Mr. DeOrio moved and Mrs. Magel seconded to amend Ordinance No. 15-07. All members present voting.

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines, Lane.

No: 0

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Mr. Foltz: Now may I have a motion to read by title only the third reading of Ordinance No. 15-07 as amended?

Mr. Lane moved and Mr. DeOrio seconded to read by title only the third reading of Ordinance No. 15-07 as amended.

All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.

No: 0

## Ordinance No. 15-07 – 3<sup>rd</sup> Reading – Ordinance Rules & Claims

Ordinance No. 15-07 to establish specific rules for the Recognition of Visitors portion of Council meetings, and repealing any and all legislation inconsistent herewith.

Mr. Foltz: Chairman Snyder.

Mr. Snyder: Thank you. We've amended this to read now, that...a person or persons addressing, excuse me, the Council on the – at public speaks, would not to exceed 5 minutes in duration and that...as the Council has adopted Robert's Rules of Order as it's governing protocol, that all rules pertaining to orderly meetings fall under the Rules of Robert's that there would be nobody addressed by person or name or anyway malign a member of...the Council or Administration or anybody in general. And that, as it's so put out that the presiding officer has ability to conduct the meeting and as we said, if he became unruly, under the Ohio Revised Code, you could be removed from the premises, or asked to leave the meeting. That's about it.

Mr. Foltz: Okay, any other discussion? If not, do I have a motion to adopt the third reading of Ordinance No. 15-07.

Mr. Lane moved and Mrs. Hines seconded to adopt the third reading of Ordinance No. 15-07. All members present voting.

Yes: Repace, Foltz, Hines, Lane, Magel.

No: Snyder, DeOrio.

9. Mr. Foltz: Okay, next, do I have a motion to read by title only the third reading of Ordinance No. 32-07?

Mr. DeOrio moved and Mrs. Magel seconded to read by title only the third reading of Ordinance No. 32-07. All members present voting.

Yes: Snyder, DeOrio, Foltz, Hines, Lane, Magel, Repace.

No: 0

## Ordinance No. 32-07 – 3<sup>rd</sup> Reading – Ordinance, Rules & Claims

Ordinance No. 32-07 amending Chapter 115, Rules of Council, specifically Section 115.01(e) MORAL CLAIMS, of the Codified Ordinances of the City of North Canton, regarding the procedure for submitting and approval of moral claims, and repealing any and all legislation inconsistent herewith.

Mr. Foltz: Chairman Snyder.

Mr. Snyder: Thank you Mr. President. In our attempt to take the politics out of the procedure, we've now, as we've talked about have empowered the – the claimant would put in writing the...reason for their claim, submit it to the Administrator, the Administrator would check with our insurance company to determine if we had any type of contributory negligence to – to the claim and if there was none established, it would then...go to the Director of Law who would...try to settle the claim and the aggregate amount or the ceiling amount \$2500, and...at that point would settle the – the claim for what the value of either it be a nuisance claim or actual moral claim. It would be settled and went – went about from there. It would not come back to Council and consequently it would stay apolitical, there would be nobody feeling the pressures of the electorate or feeling compelled to pay or not pay a claim that they felt was more political than it was actually of substance. And that's the reason for that and that's what I think our wishes were.

Mr. Foltz: Do I have a motion to adopt the third reading of Ordinance No. 32-07?

Mr. DeOrio moved and Mr. Snyder seconded to adopt the third reading of Ordinance No. 32-07. All members present voting.

Yes: DeOrio, Foltz, Hines, Lane, Magel, Repace, Snyder.

No: 0

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10. Mr. Foltz: Next, may I have a motion to read by title only the third reading of Ordinance No. 36-07?

Mr. DeOrio moved and Mr. Lane seconded to read by title only the third reading of Ordinance No. 36-07. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.

No: 0

**Ordinance No. 36-07 – 3<sup>rd</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Expansion, Replacement and Improvement Fund to the Water Distribution Professional Services Account in the amount of \$35,000.00 for the current expenses during the fiscal year ending December 31, 2007.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes, as discussed...for the first two readings. This is a companion to the next Ordinance 37-07, where our Economic Director will be...putting together an application for the Woodrow Street N.W. Waterline Replacement Project, a project that has been deemed to be very important that we replace those waterlines. This one however...this particular third reading and this Ordinance is put into...the \$35,000 to be appropriated from the unappropriated balance, from the Water...Expansion Replacement Improvement, so that we can get along -- get on with the next...piece of legislation.

Mr. Foltz: Then do I have a motion to adopt the third reading of Ordinance No. 36-07?

Mr. DeOrio moved and Mrs. Hines seconded to adopt the third reading of Ordinance No. 36-07. All members present voting.

Yes: Hines, Lane, Magel, Repace, Snyder, DeOrio, Foltz.

No: 0

11. Mr. Foltz: Next may I have a motion to read by title only the third reading of Ordinance No. 37-07?

Mr. DeOrio moved and Mrs. Hines seconded to read by title only the third reading of Ordinance No. 37-07. All members present voting.

Yes: Lane, Magel, Repace, Snyder, DeOrio, Foltz, Hines.

No: 0

**Ordinance No. 37-07 – 3<sup>rd</sup> Reading – Water, Sewer & Rubbish**

Ordinance No. 37-07 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional services agreement for the engineering and design of the Woodrow Street N.W. Waterline Replacement project, in an amount not to exceed \$35,000.00.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Thanks to this Council's vote on the third reading, we now have...the proper amount appropriated to the fund and we can now allow the Economic Director to...go into the engineering and design for the Woodrow Street Waterline Replacement.

Mr. Foltz: Very good. Do I have motion to adopt the third reading of Ordinance No. 37-07?

Mr. DeOrio moved and Mrs. Hines seconded to adopt the third reading of Ordinance No. 37-07. All members present voting.

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines, Lane.

No: 0

12. Mr. Foltz: May I have a motion to read by title only the third reading of Ordinance No. 38-07?

Mr. DeOrio moved and Mrs. Magel seconded to read by title only the third reading of Ordinance No. 38-07. All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.

No: 0

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## Ordinance No. 38-07 – 3<sup>rd</sup> Reading – Water, Sewer & Rubbish

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration; and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for the Well # 9 Raw Waterline project, at a cost not to exceed \$160,000.00.

Mr. Foltz: Chairperson Magel

Mrs. Magel: Yes, this is Well # 9, which I believe...Mr. Engineer Benekos, the well has been drilled?

Mr. Benekos: Correct.

Mrs. Magel: And it's finished?

Mr. Benekos: The well drilling has. It hasn't been installed and put into service...

Mrs. Magel: Right.

Mr. Benekos: or started to be pumped.

Mrs. Magel: Right.

Mr. Benekos: Right.

Mrs. Magel: Okay, and then...this particular ordinance is the \$160,000 to – to connect it to...East Maple Street which will then connect it to our Water Treatment Plant. When in this process...Mr. Benekos is the EPA going to come in and test?

Mr. Wise: Testing...inaudible...

Mrs. Magel: Was it after the pumping or?

Mr. Benekos: Right, after the pumping. The pumping needs to be done so they can determine what the flows are and what the movement of water is through the aquifer.

Mrs. Magel: Okay, and will that be...EPA itself, or will that be Arcadis or who's going to be doing that testing?

Mr. Benekos: My understanding, it will be the EPA that'll be doing that.

Mr. Steinhebel: Can I be...? They'll perform a step test first, come up with a 24 flow test for approval, then right at the end of 24 hour, then all the testing will be taken by American Analytical for the test for them. Then they get analyzed, could take up to a month, and at that point we'll have all the test results on that.

Mrs. Magel: Okay, is that when Kathy Metropulos comes here or?

Mr. Steinhebel: No, that – as soon as I get the step test and the flow test, that information will be sent to her, so she can proceed with her part of the delineation.

Mrs. Magel: Okay.

Mr. Steinhebel: With that part immediately.

Mrs. Magel: So it's within that month period?

Mr. Steinhebel: Probably less than that. Within a couple of...two weeks, I'd say.

Mrs. Magel: Thank you.

Mr. Foltz: Very good.

Mr. DeOrio: Records should reflect that...

Mr. Foltz: Yeah, Rich, state your name and...for the records you're addressing the Council persons concerning....

Mr. Steinhebel: Rich Steinhebel, I direct the water plant, Superintendent.

Mr. Foltz: We appreciate your answering the questions. Thank you. Thank you, Member DeOrio.

Mrs. Magel: Alright, now this 160,000, to reiterate then, is for the eventual hook-up into our system.

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Mr. Benekos: That's correct.  
Mr. Foltz: Anything else?

Mrs. Magel: No.

Mr. Foltz: May I have a motion to adopt the third reading of Ordinance No. 38-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the third reading** of Ordinance No. 38-07. All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.

No: 0

13. Mr. Foltz: May I have a motion to read by title only the third reading of Ordinance No. 39-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the third reading** of Ordinance No. 39-07. All members present voting.

Yes: Snyder, DeOrio, Foltz, Hines, Lane, Magel, Repace.

No: 0

**Ordinance No. 39-07 – 3<sup>rd</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration; and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for the Price Park Sanitary Sewer project, at a cost not to exceed \$60,000.00.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes, this is the third reading. We would like...Price Park Sanitary Sewer for \$60,000...to – to be started and let the Mayor...receive bids and enter into a contract. This is an important project that needs to be done.

Mr. Foltz: May I have a motion to adopt the third reading of Ordinance No. 39-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the third reading** of Ordinance No. 39-07. All members present voting.

Yes: DeOrio, Foltz, Hines, Lane, Magel, Repace, Snyder.

No: 0

14. Mr. Foltz: Next, may I have a motion to read by title only the third reading of Ordinance No. 40-07?

Mr. DeOrio moved and Mr. Lane seconded to **read by title only the third reading** of Ordinance No. 40-07. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.

No: 0

**Ordinance No. 40-07 – 3<sup>rd</sup> Reading – Water, Sewer & Rubbish**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the office of the Director of Administration; and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for the Applegrove Street Waterline project, at a cost not to exceed \$635,500.00.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes, this is...to...put in the Applegrove Street Waterline, also from Main Street to Radford...this was, if you recall in 2006, the 0% loan that we applied for and did receive and...so now it's time to receive the bids and enter into a contract and get this project started. Oh, is – Jim, do you know when this might – anticipated?

Mr. Benekos: Funds will be released...for the federal government, or state government in July, and we plan to...start shortly after that.

Mrs. Magel: I think it's a worthwhile project. Thank you.



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Mr. Foltz: Do I have a motion to adopt the third reading of Ordinance No. 40-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the third reading** of Ordinance No. 40-07. All members present voting.

Yes: Hines, Lane, Magel, Repace, Snyder, DeOrio, Foltz.

No: 0

Mr. Foltz: Next may...

Mr. Wise: Mr. Chairman, excuse me, just for the record, that waterline is, I'm sure Miss Magel knows but misspoke, goes all the way to Starcliff, not just to Radford...

Mrs. Magel: Oh...you're right,

Mr. Wise: I know, I know.

Mrs. Magel: I - I'm very sorry.

Mr. Wise: I knew what you meant.

Mrs. Magel: It is Starcliff.

Mr. Wise: Alright.

Mrs. Magel: ...inaudible...I got that.

Mr. Foltz: Okay, thank you. Thank our Administrator for the clarification on that.

Mrs. Magel: Thank you.

15. Mr. Foltz: Next, do I have a motion to read by title only the third reading of Ordinance No. 41-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the third reading** of Ordinance No. 41-07. All members present voting.

Yes: Lane, Magel, Repace, Snyder, DeOrio, Foltz, Hines.

No: 0

## Ordinance No. 41-07 – 3<sup>rd</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 Water Revenue Fund to the Various Debt Service Accounts in the aggregate amount of \$290,775.00 for the current expenses during the fiscal year ending December 31, 2007.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: As you may recall, this...originated in – during the budget cycle and we were unsure in refinancing or restructuring some of our water notes to bonds when the interest and principal payments would be due, and...as it turns out they're going to be due in – in December of this year, so we would like to...amend the budget accordingly to account of that.

Mr. Foltz: Very good, do I have a motion to adopt the third reading of Ordinance No. 41-07?

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the third reading** of Ordinance No. 41-07. All members present voting.

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines, Lane.

No: 0

16. Mr. Foltz: Next, may I have a motion to read by title only the second reading of Ordinance No. 42-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the second reading** of Ordinance No. 42-07. All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.

No: 0

## Ordinance No. 42-07 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, according to specifications now on file in the office of the Director of Administration; and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for the Well # 10 (Oster Well) project, at a total cost not to exceed \$200,000.

Mr. Foltz: Chairperson Magel.

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Mrs. Magel: I got myself in so – so many wells here, I ended up talked about Well # 12 today. Okay, as we all know, this was...I believe this is what Mr. Miner was discussing...he's questions with...for Well # 10, Oster...the \$200,000 gets us exactly what again, Jim?

Mr. Benekos: It gets us the - the well drilled on the property.

Mrs. Magel: I'm sorry, well drilled?

Mr. Benekos: Correct. On the property.

Mrs. Magel: Oh, on the property. Okay. Okay, so...at that time, if the well's drilled we can get the time and travel, 'cause we'll have...

Mr. Benekos: Right.

Mrs. Magel: the points. Okay. Administration, I hope you take a look at this gentleman's questions, I absolutely know there's no way you could've answered tonight, that these were just handed to you...but this is the second reading, so if we can have these...answered before the third reading, or...at least a feel for the answers...I would appreciate if Mr. Miner was contacted or had me contact him or you or...

Mr. Wise: Yes, ma'am.

Mrs. Magel: whatever. Okay...if you recall, this is the second reading. On the first reading I had asked...I'm out of my comfort zone with the test – not enough testing done on the well field. Other than that, I have nothing else to say.

Mr. Foltz: Then may I have a motion to adopt the second reading of Ordinance No. 42-07?

Mr. DeOrio moved and Mr. Snyder seconded to adopt the second reading of Ordinance No. 42-07. All members present voting.

Yes: Snyder, DeOrio, Foltz, Hines, Lane, Repace.

No: Magel.

Mr. Snyder: Mr. – Mr. President may I make one privileged statement, if I could, sir? I think it's imperative that the people in the audience understand that all the significant sums of money we are spending are from water revenue. We're not just...arbitrarily spending money that's like we have undue amounts of money and I just want them to know and we have to thank the water distribution company that we have and our rate structures that we do have enough revenues to continue to enhance and build our system which pays for itself and those monies can only be used for water projects, nothing else, and so that - that's the reason that money's being spent.

Mrs. Magel: Yes, and it is, it's – Jon it's important to understand that we have the General Fund and we have the Water Fund.

Mr. Snyder: Right.

Mrs. Magel: And they are separate funds.

Mr. Snyder: Right. And that the – we manage that water company very diligently and very profitably and we continue to grow it and it's important that we continue to grow it so that we have these hundreds of thousands of dollars to spend on the system and - and keep it in viable and operational shape.

Mrs. Magel: And the water funds only come from the water...

Mr. Snyder: Exactly.

Mrs. Magel: Right.

Mr. Foltz: Water revenue.

Mrs. Magel: Water revenue.

Mr. Snyder: Thank you, thank you for allowing me to point that out.

Mr. Foltz: Appreciate those comments as, and you're correct Member Snyder it's – these - these are enterprise funds and you can't just really move funds from sewer, water even recycling grants into other maybe needed projects but they'd have to be particular to those funds that are available. That's part of government. I mean...sometimes we wish it was that simple, but it's just not the case and...these are the laws we have to abide by through...through auditing and through you know, just fiscal finance.

Mrs. Magel: May I add that...Chairman DeOrio of finance, did a – a wonderful job to make sure these things were separated.

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Mr. Foltz: Very good. ...inaudible...

Mr. Lane: Mr. President, before we get to 43-07, could I ask a question? This is on that – that SWAP Program. We had discussed a couple of weeks ago about possibly getting some information from Wooster on how that worked and I don't believe we've either gotten anything or had anybody here. I'm a little reluctant to go on an emergency on something we were still waiting for information on. Is it possible we can hold that for a third reading and try and get that before then?

Mr. Snyder: I think the Water Superintendent is here to address some of those issues this evening.

Mr. Lane: If – if you would want to open it up...

Mr. Foltz: Well...we're gonna...

Mr. Lane: we can ask him.

Mr. Foltz: have Mr. Steinhebel come back up and we need a motion from the floor to do so.

Mr. Lane: Okay.

Mr. Foltz: I know he's eager to answer any questions we might have up here, but we'd like to follow a - a procedure if we can.

Mr. Lane: That's fine.

Mr. Foltz: I'll defer to Chairperson Magel on that. Before you have the Resolution read, would you like Mr. Steinhebel to come up and answer any questions.

Mrs. Magel: Beforehand?

Mr. Foltz: Or do the reading first?

Mrs. Magel: ....sure.

Mr. Foltz: And we are reading a Resolution, not an Ordinance, is that correct, Gail?

Mr. DeOrio: Has the same effect though.

Mrs. Kalpac: Yeah, it has...

Mr. Foltz: Excuse me?

Mr. DeOrio: Has the same effect, whether we call...

Mr. Foltz: Same effect.

Mr. DeOrio: it a Resolution or an Ordinance.

Mrs. Magel: I have no problem...

Mr. Foltz: Why don't we read the second reading and bring Mr. Steinhebel up on a motion?

17. Mr. Foltz: May I have a motion to read by title only the second reading of Resolution No. 43-07?

Mr. DeOrio moved and Mr. Lane seconded to read by title only the second reading of Resolution No. 43-07. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.

No: 0

## Resolution No. 43-07 – 2<sup>nd</sup> Reading – Water, Sewer & Rubbish

Resolution No. 43-07 authorizing the Council of the City of North Canton to establish a Source Water Assessment and Protection Program ("SWAP Program") for the purpose of protecting the City of North Canton drinking water sources from future contamination through planning and implementing...strategies designed to protect the well fields, and declaring the same to be an emergency.

Mr. Foltz: Very good. Now do we have a motion to have Rich Steinhebel, our Water Superintendent come up and address Council for any questions they may have on this.

Mr. DeOrio moved and Mr. Lane seconded to have Rich Steinhebel come up and address Council. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.

No: 0

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Mr. Foltz: Chairperson Magel, anything directly with...

Mrs. Magel: Well, no, let – let our guest speak, please.

Mr. Steinhebel: I was willing to answer any questions on...

Mr. Snyder: I have a question as I had the last time on the first reading. I want to know...two things. Number one, the validity of the program I can understand. I'm very hesitant and I'm adamant about the fact that we would allow citizens to even think about opening our water system to any knowledge as to any – any of the safety factors or any of the possible contaminants. I'm asking you sir, is that a requirement, number one, do you have to have a committee? And it's my understanding that we do have a quasi committee in place now consisting of...fire, police, and yourself and either somebody from Administration, I think. Is that correct, sir?

Mr. Steinhebel: That was on the Vulnerability Assessment, which is a larger part for the Federal EPA...

Mr. Snyder: Right.

Mr. Steinhebel: Homeland Security, that was done through that – that program was followed through with a large committee...Mayor Held was on that as Administrator at that time and we evaluated the whole system. We already had contingency plans, but we also brought a whole new contingency plan that had to go to the Federal EPA at the same time. Most of the SWAP or identification, delineations, all that stuff has been completed, other than Well 8 and 9. The community involvement part is strictly voluntary. And my personal opinion is, this information is not for the public. It should be under controlled situation if they want to view it. It should be controlled internally all the way through. It is sensitive information that gives, in this day and age, people ideas, different things they can do, and I don't think it's in the best interest of the public to do that.

Mrs. Hines: The most sensitive in – information that you have, that they consider locked away, isn't that for your information and will not ever...

Mr. Steinhebel: The delineation, in fact, Kathy Metropulos releasing that delineation technically went against the letter that I'd sent to the EPA stating that that document is not released or put on the website. Most water systems, Canton has removed theirs from the – the website because of that reason, because it does state, gives you definite areas and in this information, if you pass that on, things can be done with little effort.

Mr. Snyder: What is accomplished by putting us a committee of citizens on – on a – on a program with first of all, basic no fundamental knowledge of how the system operates, where – what a potential contamination – most of them are devoid of any technical...either acumen or expertise to do it. I mean, what would be the possible reason other than to...to tamper and to create havoc within the system. I was sit – I sat on this council when we had a person who ran this City and created nothing but panic in this same room in a matter of five minutes, the – they thought he was Chicken Little and we – and it took us years to correct that. We just got done sending 3 or 4 million dollars in a system to bringing it up to date and now you're going to put that system at risk by divulging any type of information to somebody who is not trained, either professionally or educated professionally to deal with that type of information.

Mr. Steinhebel: That's the sensitivity information. How you present that information, okay, one word or two words changes what you just said. If you say I know there's buried tanks in this area...

Mr. Snyder: Yeah

Mr. Steinhebel: okay, you don't finish it and say no, that they have been removed...

Mr. Snyder: Right.

Mr. Steinhebel: on this date, you don't have that, okay, you instantly cause a panic, okay. Or people to get upset, I get phone calls at the plant, okay, on this stuff. That's what our job is, to find out where these things are, keep them monitored, which we do constantly. Now the committee, as far as education, is very beneficial. We give regular tours to the environmental class of Stark Tech, Kent, the Girl Scouts, Boy Scouts; through them we try to get the information to them. We are asked a lot of questions about past stuff that has happened here from very young students, that it's been passed on, you know, through their parents, talking about it and stuff like that. But we're able to answer them with the information we have and giving exact test results, what went on and what's happened and where they are to this day on stuff like that. That's fine. But if you take some of the other information, present it wrong, you just actually caused people to become scared, okay, and it's not necessary on the stuff. If there is something wrong, they are going to be notified because they won't have the water coming to them.

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Mr. Snyder: Well, sir, I'm – and let me ask this, then I'll defer...I understood that you started your comments that you would entertain on a need to know basis, and you would be able to differentiate between the citizens right to know, which it – obviously, I represent so many thousands as well as my colleagues, and the...it belongs to the people of the City of North Canton, but on a – on a basis where they need to know certain things you – you would be willing to entertain to – to a degree and explain to the best of your abilities to that person their questions.

Mr. Steinhebel: Every – everything but the Vulnerability Assessment...

Mr. Snyder: Right, so...

Mr. Steinhebel: I – that I'm not allowed to discuss anything with it but there's a lot of crossover, there's a lot of crossover between your delineation and your vulnerability.

Mr. Snyder: But it would serve our interest best, if we would adopt this resolution devoid of a committee, per se, we don't actually, in your opinion, your professional opinion, do not need a citizens committee...

Mr. Steinhebel: No, I – I – I think it'd be more...

Mr. Snyder: and rather not have it.

Mr. Steinhebel: of a risk overall for the system, that would. Again the education part, all for it, to inform them, you know, if they see somebody hooked up to a hydrant, to phone it in. Our signs out there that say if you see somebody dumping stuff, okay, these are all tools that have worked on the thing. Same time, we have things internally going on, on how we're testing and checking it. It's done every single hour at the plant by the operators, okay. If changes are happening, they're going to be the first ones to know about it and then we react to different changes okay. Naturally most of them are mechanical problems, okay, but at the same time, if they became something else, we've helped other...parts of this community when they've run into problems, the Hoover Company, has run into problems with stuff, okay, with their water themselves. We've gone in and helped them out with – through testing in our own lab, to help guide them and get them through what was going on. And it was again, a mechanical problem, okay. So we analyze it down, but, this information in hands of the...a organized group, okay, out there, no – no, it's just going to cause too much – too much problems for the system.

Mr. Lane: Have you followed this program in other cities? I mean, are you very intimately aware of the details with it?

Mr. Steinhebel: Yes, I am, and – and a lot of it too, most – a lot of the cities, okay, you'll – you'll see now on the thing they'll have...for sense – for security...reasons this public water system have requested that their Susceptibility Analysis not be posted on the website. Please contact the public water system for more information. You go into the website you'll find that on most water systems. Some of the other water systems that have gone through with it, they've gone through before 9-11. Okay, that – that did change a lot of stuff. A lot of the ways we do things. The Wellhead Protection Act was what it was originally called, now it's called SWAP. It was really based on before that time and how things have changed on the stuff, okay, so a lot of that information today now would not be...

Mr. Lane: Could we tailor...are you aware, can we tailor this program to what we would like it to be? Or is this one size fits all and we have to follow step 1 through 10?

Mr. Steinhebel: For them to certify it, we'd have to follow their criteria on it.

Mr. Lane: Which includes what Mr. Snyder was talking about...

Mr. Steinhebel: It includes, you're going to get into...

Mr. Lane: some of the other things you have concerns with.

Mr. Steinhebel: the – the delineations, you're going to get into...we did a very, very good inventory through the water plant itself. Okay, that same thing we did also can be used against you, because you did such a good job, okay. So that information, we need to have it, we need to be able to, if we see a problem come up or see something in our testing, be able to get on and say we know that this, this and this is at this location, if there's something wrong there, we can go right there. We have actually caused some plants and factories in our...location of our system and our well fields, to actually stop using some of the chemicals, to clean up their own properties because of it.

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Mr. Steinhebel: So that part we do internally. Again, the information to the public, no I don't think it's a good idea.

Mr. Lane: If I could ask, just ask one more ...amongst the other cities, I mean, have you had any concerns raised to you as you talk amongst your colleagues about this, as being any kind of a - a -almost like a Trojan Horse,...

Mr. Steinhebel: They all feel - feel the same way, okay. The - the idea of the concept was very good, okay, when it first came out, okay. To have this information is very valuable to us internally. Okay, we're the ones that have to work with it, we know what we're looking for on the thing. But to have it out to the public, no. Or have it get put in the newspaper, which it did happen right after 9-11 for Canton, okay. You actually put them at risk. It's the same thing here with this stuff. That's what I feel could happen out of this, okay. If you decide to vote it through that's your choice on the stuff. But Congress did act that...

Unidentified: that's a good point.

Mr. Steinhebel: the Sunshine Law can be not...not enforced by the Water Superintendent or Administration of the Water, if you deem that it is detrimental to the Water Plant. So some of that information could be just...inaudible...and it can't, you're not going to get access to it, or you'll get it at very controlled situation.

Mr. Lane: That's all I have.

Mr. Foltz: Rich, I had a comment. Obviously I respect your professional opinion, you do a great job here. I - I'm just confused why, I believe this was brought up by Kathy Metropulos through the presentation to Council. I don't understand...

Mr. Lane: There's a disconnect here somewhere.

Mr. Foltz: if it's something she's recommending...

Mr. Lane: Yeah.

Mr. Foltz: and obviously we don't want to...hinder our...our protection of - of our well fields and - and our water - water plant and our water procedures, but I'm - I'm kind of confused if - if she's...act - if she's bringing this to our attention saying that we should implement something of this nature, I - I don't understand why there's a conflict to this degree.

Mr. Snyder: Well the...

Mr. Foltz: I - I don't understand why all this information has to be...

Mrs. Magel: I think I can clear some...

Mr. Foltz: and maybe - maybe...

Mrs. Magel: of this up.

Mr. Snyder: First...

Mr. Foltz: Chairperson Magel...

Mr. Snyder: First of all, when my statement is simply this. He said two things, if you realize what he said initially. Most of what this includes, he's already conducted. It's already done. I'm saying, what's the problem if he finishes it, and has a committee of people that can maintain - why would you want to open up the system to someone who has no training, who's just...you know, an anarchist? I mean, all of sudden you're going to put somebody in there with absolutely no training in water or water distribution, analyzing that - that is not elected by the people who own the system first of all, and then fine, then let me say this. Let's take this one step further. Let's have the Administration appoint the committee, which should be done anyway. A council shouldn't be appointing citizens to committees that open up that water system to the potential of chaos. And I know exactly what's going to happen. Trust me, I sat on this Council long enough, as you have Mr. Foltz, and I know, and I have to believe the Water Superintendent. As long as he's drinking the water, I'm completely comfortable. When his water shuts off and he buys bottled water, then we'll - then we'll appoint the citizens to the committee.

Mr. Steinhebel: If I could address your question.

Mr. Foltz: Sure.

Mr. Steinhebel: With Kathy Metropulos, okay, this is her area, okay, in the EPA, okay, and again this was started before 9-11 and things have all been changing right along...with the stuff. She'd like to see this done definitely. I'd agree with the stuff, okay. But in the same turn, our job and my job here is to make sure that that system's protected. Okay, and that's where the difference comes in and I respect her highly but I do have a difference and I've told

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her that difference with this stuff, okay. And she's talked to some of the people in Columbus, and I've got a phone call that...Craig Smith down there who actually takes care of both the SWAP and Homeland Security, he hasn't returned it yet and that but, to talk to him 'cause there is a conflict, a problem with this. So if she's doing her job, and I'm doing mine.

Mr. Repace: Rich, I have a question for you. Just maybe ease somebody's – some of the people's minds. I – I have all the confidence in the world in you and your crew, but if there would be a situation where – where there's an incident that – that you could not correct the problem and you felt the water wasn't safe, what – what safeguards do you – do you have? What – what do you do at that point?

Mr. Steinhebel: That point, we do have the contingency plan and the emergency plans that go into affect, okay. There'd be immediate notification to the public, okay, through...radio, T.V., squad cars driving around with loud – loud speakers going out telling you not to drink the water. You do with boil alerts if you have those go on and stuff like that. You try to get it out. Does it reach everybody? Be foolish to say it does. It gets the vast majority, okay. Somebody might be drinking that water for a short period of time. But to get the information to them and then you keep them informed right through the whole process of what you're doing. Okay, and if it is something chemically, or whatever in the water, that's the way you get your information to them, okay. You work through every type of media you can. The EPA's automatically involved with the situation.

Mr. Repace: And – and you don't feel that we need a committee to tell you to do that.

Mr. Steinhebel: No. And to be honest with you, at that point, I think it's usually a chaotic time to begin with, and you've got key people that you're calling in to handle that stuff. Okay, and they're going to have to deal with the solid part, what they have in their knowledge of how that system works and where they can locate, maybe they can isolate things, stuff like that. If they're sitting and waiting for a committee to come in or...other people to come in, you have too many people involved at that point. Afterwards, to review or do any type of thing, that's great. You need to do that, you need to critique everything you've done on the stuff, okay. You – I've gone through mock drills that are set up on different things through the...EPA and OTCO different stuff. We've had training with the Homeland Security, Head of the FBI for the State of Ohio through the Vulnerability Assessment. Doesn't mean I got...every answer to it, but it will surround ourselves with the top, the fire, the police. Everybody that's going to have knowledge of it and the top people from the EPA in this stuff, to turn around and figure out what we have to do and to have it happen very fast.

Mrs. Magel: Alright....

Mr. Repace: I'd like one more comment. I think to satisfy these gentlemen's minds then, I – I think that we – we need to really get them the information on what – what's with those two wells on the Oster Property...

Mr. Steinhebel: Which is no problem.

Mr. Repace: I'm sure you have the background and the information on. I don't know how the Administration feels, where maybe Rich is the one that could come back or something and these guys want answers and I think we're obligated to give them answers but on this particular resolution...

Mrs. Magel: We've only heard one side, so I'd like to – my side to be heard.

Mr. Repace: Kathy, wait 'til I finish before you interrupt, okay dear?

Mrs. Magel: Okay.

Mr. Repace: Sweetie?

Mrs. Magel: Okay. Sweetheart.

Mr. Repace: I think – I think that – I think that I mentioned before that we have to put our confidence in the experts and you know, if there is another side, I'm sure we're going to hear it here soon, but you know, I – I think at this point I – I can't – I mean the water in North Canton, I – you're not going to do something that's going to harm – harm the residents, I mean for goodness sakes. I mean, that's your job, if you – if you're derelict to your duties, you shouldn't be on the job for crying out loud. And you're not. You do a good job.

Mr. Steinhebel: And it still has penalties, Federal penalties, we'd be prosecuted, too. There's those – those things come with the certifications. You violate these things, you are going to go to jail for them to at the same time. And they do enforce it. They do enforce it. Five superintendents were removed last year, three went – or two went to prison, three lost their certifications, they're not allowed in any state in the United States to be certified.

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Mr. Repace: Kathy – I'm...  
Mr. Foltz: Alright.

Mrs. Magel: Any other comments, Pat?

Mr. DeOrio: Thank you, and maybe Member Magel will address these...most of my questions...have been addressed by the members of Council, but can you tell me does – does the City of Canton, have they adopted a – a SWAP program?

Mr. Steinhebel: They have their – and at the time, I call it a Wellhead Protection, 'cause it – old term...

Mr. DeOrio: So theirs – theirs went into effect...

Mr. Steinhebel: They have – they have a program, yes. They're Vulnerability Assessment, okay, as far as the community involvement, no. No. But they do have a delineation and all that ...inaudible...stuff, so.

Mr. Lane: But you're saying that wouldn't make it certified then, by...

Mr. Steinhebel: That part.  
Mr. Lane: taking that element out.  
Mr. Steinhebel: Each section gets certified, it's three sections...  
Mr. Lane: Okay.

Mr. Steinhebel: that are being certified. This is the last section of that whole thing, okay. You – we've conducted the – the inventory all that sort of stuff, okay, becomes part of that, of the thing. Our contingency plan is part of that last part of that.

Mr. Lane: But you're saying...

Mr. Steinhebel: We have all these things in place, but the very...last piece of that puzzle is that community involvement, okay, like I said, the education, all for; not for the community taking a look at this and information being...inaudible...and again I keep going, certain statements you make, without the knowledge of them, and you make that statement, you can cause people to start to panic. And it's undue.

Mr. DeOrio: And that was my – was...another follow-up to that then. So has Canton, is there a part of their program that is not certified then, is that what you're telling me?

Mr. Steinhebel: As far as the actual full certification, I don't know. I'd have to check into it. I know the Wellhead Protection, all that part, okay, I'm almost positive they don't have the – the community involvement part going on...inaudible...

Mr. Steinhebel: 'Cause they have multiple people in other areas. Again, they agree, the information is not - not for public.

Mr. DeOrio: Okay. And...then I guess to Member Magel, that I'm - I'm still...interested in more of the details of how this process...unfolds...heard about maybe steps or stages or things that they go through, but, I mean this ordinance that we're doing – that we have here...it just, you know, basically it says we're going to establish this, but we don't really – I'm not sure that I know what we are establishing in that process, who's in charge of that process? So I guess that's a question if you – if you can include that in, your what – what you're going to comment on or if you can get back to me or something. I'm still trying to figure out who's in charge, I think that's what Jon had said. Who, you know, who establishes this committee? 'Cause it's – it's certainly not being done in this legislation I don't think.

Mrs. Magel: No.

Mr. DeOrio: That was all.

Mrs. Magel: Anyone else? Okay, first of all, I'd like to thank Rich for coming up. I listened very carefully to what he said, and as usual, he was extremely honest. He did speak to Kathy Metropulos and as he had mentioned, he disagrees with Kathy Metropulos and he did tell her so. And I believe she told him so also. Because I spoke to Kathy Metropulos about 20 minutes after you hung up. Who said to me quote, this is what she said to me. And this is what she said she said to Rich. She will not endorse any resolution, any SWAP Program that does not have the resident, especially I don't think there's space say especially, specially if everything is sealed, put in a vault, and covered up. What does that mean? I'll just go to page 14. Ohio EPA has established criteria for endorsing Protection Plans, which is what Rich was talking about. A checklist can be found in Appendix B. Public water systems with Drinking



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Water Source Protection Plans endorsed by the Ohio EPA receive extra consideration when applying for Drinking Water State Revolving Loan Fund monies and clean Water Act Section...319 Grants. Boils down to you get extra consideration for...grants and loans. Second of all, I've asked you – all of you to please read this. This is – this is the outline for Kathy Metropulos. Page 3. Form a protection team. Generally it's for people who live, work, or own businesses in the protection area. I also did speak to a gentleman named Craig Smith, and I will talk to you about how he was head of both SWAP and Vulnerability Study and what the difference between the two are. I'd like to turn around and it's called – it's either this is called a village or a small town. Who should be on this? This is just – it says the water system operator should be on the SWAP team, and Rich should be, the Mayor...perhaps a commissioner, but not – not doesn't have to be. What's that say?

Mr. Foltz: Area resident.

Mrs. Magel: Area resident. I mean, it's for the residents. I don't have to pick the resident. It's just – and then...we do have some people who's - residents who are very knowledgeable in water and who are not terrorists or anything else you want to call them. These are residents. In the end, the most successful drinking water protection efforts are those publicized early and often and presented as a community source of pride. This is supposed to be a kind, gentle, proud, like an environmental thing, like our leaves, like our grass. You know, don't tell people about our grass program, they're terrorists. The success can be traced back to the protection team. Basically what they ask out of the protection team is somebody who is very enthusiastic, has time, that they'd also put...Craig Smith had asked that someone from Council please be on the committee and I'll tell you the reason why. Any, it doesn't have to be me. There should be a councilmember because there needs to be ordinances to back up what you're doing. There needs to be, perhaps some new zoning. Protect your area sometimes through zoning, sometimes through protection laws, or purchase of land as we were going to do with a certain property...earlier last year. And it would be up to the council...person to – to...inform the other councilmembers exactly what was happening as a team and perhaps we could – the ordinances could back up the administration, which would back up the...water treatment. They also asked...later on a fire chief be in there in case there's chemicals for certain fires. Alright, at any rate...okay that's....what I wanted to tell you is, the part of which that is the big secret that happened after 9-11 is called the Vulnerability Study. And I – from what I understand Rich did a fantastic job on that as did North Canton – the – I guess you were the Administrator at the time? I...I've heard we got...straight A's on that and Council, I was on Council at the time, we gave them the money to do the – whatever they needed. I'm not going to mention what they needed because that is secret. However, they – everything's been taken care of. According to this Craig Smith, we're mixing this up with the Susceptibility Study. And what we're doing is we're just sweeping things under the rug. Or in other words to say it, we're throwing it into a vault. All that is – is – is it's keeping it from the people. I mean the people have a – you know, we – they have ownership of this water. They have a stake in this. All – all this is – is supposed to be it's supposed to be three things. It's supposed to be the residents, it's supposed to be the business, and it's supposed to be the city. And we all work together and we ask what – one question. What can we do? What can we do to protect the area? As Kathy had said she will not endorse it, therefore that's putting that into...jeopardy as far as our loans. I talked to...Craig Smith who was involved in both the SWAP Program and the Vulnerability Study. He is now ...

Mr. Snyder: Excuse me, did you say our loan was in jeopardy? Is that what you said?  
Mrs. Magel: No...future.

Mr. Snyder: Future loans did you say?  
Mrs. Magel: Yeah.

Mr. Snyder: I think you're confusing two separate divisions of the EPA there. What – Kathy Metropulos doesn't serve on the...inaudible...Drinking Water Loan Board. Don't –

Mrs. Magel: Well...

Mr. Snyder: don't put – don't put things in the record that aren't true.

Mrs. Magel: I'll put it right from here Jon. I think I read.  
Mr. Snyder:

Mr. Lane: Well there was a point in there...  
Mr. Snyder: Pardon me?

Mr. Lane: There is a point in there that said that we get bonus points or something.  
Mrs. Magel: Yeah.

Mr. Snyder: Yeah, but that doesn't jeopardize our loan.

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Mrs. Magel: Well it doesn't put us on top list. Okay, the Vulnerability Studies one thing, and he's now in charge of the SWAP. He said...if you don't include the residents, it's not a plan. It's a worthless document. And then I...discussed it had -- he asked for his councilmember. It should have 90 - 90% of the people think they're drinking water system is a top priority. And again, this is a very kind and gentle program that I do not need to...run. This was -- Council was supposed to have the Resolution...and it's supposed to have different components on it, one of which is area residents, of which I do not have to choose, nor you Jon, nor you know, whoever. An interested person who maybe does have qualifications. I would ask that this Resolution go forward. It is necessary that the three components be put together as Rich had said, we move on then, what we need to do is to educate, we're supposed to go, I myself am an former educator, go into the school system, you can go anywhere from K with coloring books up to 12, and they have all kinds of things on -- on the internet. As far as the secure website, I never said we should put things on the website. And EPA does now have secure, but even at that point, I don't -- I -- I agree with you. I would not put anything on that website. This is for North Canton eyes and North Canton only.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Sir, yes.

Mr. Foltz: Chris Smith. Who -- who is this individual?

Mrs. Magel: Oh, he's in...

Mr. Foltz: again?

Mrs. Magel: he's the guy in Columbus, now Kathy Metropulos, she's in charge of...we call Twinsburg. She's northeast.

Mr. Foltz: She's northeast district?

Mrs. Magel: EPA district. Craig Smith is the head of Ohio, of which we have right now 60, six zero...cities running anywhere from small villages to large...that do have this...SWAP Program, of which Canton is not one of them. This Resolution is to...just get things started and I would be more than willing to work with the Administration...

Mr. Foltz: Can -- can...

Mrs. Magel: and make this something workable. Make -- make this something nice.

Mr. Snyder: Let -- let me ask this, why can't this Resolution then, why -- if -- if we're so magnanimous, then let me ask you this question. Why cannot the -- the committee, if it's so imperative to have the committee which he just told you, who we rely on for safe drinking water says you don't need it, but to argue this point on both sides. Let this committee consist of the Superintendent, the Mayor as you pointed out, the Fire Chief and let them choose the additional members. Take the politics out of it, let them, if they feel there should be a member of the community, let them choose the member of the community. Let them choose if they need a councilmember. Take the Council completely out, as you just said, you want to work with them, let them choose the people they want to work on. It should be an Administrative function anyway. I think that's normally the way it would work. That way would be very equitable and it would not -- as we're -- we come and go on a two year cycle, they can choose the members that they think -- and that -- that way they can interview them and find out where they're most vulnerable and not.

Mrs. Magel: Well Jon, I think that we've all learned our lesson on that, and we're willing to work together. I think this Administration would work with me.

Mr. Snyder: Well, you just said we weren't going to choose the people. I thought you just said that. We weren't -- why would we have -- then just make the Resolution state who's going to choose who. If...

Mr. Steinhebel: I just want to go on record to say that I still disagree with you and still then disagree...

Mrs. Magel: I know.

Mr. Steinhebel: with Craig Smith.

Mrs. Magel: I know.

Mr. Steinhebel: Okay, and it is not locked away, it is used every single day by the people that are supposed to be using it down there at the plant. I've reviewed...the Vulnerability Assessment...inaudible...along with the well, probably three to four times a year. Okay. So just in your tone insinuating, you insinuated that we're not doing our job, in it's tone.

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Mrs. Magel: That wasn't you.

Mr. Steinhebel: No, your tone came that way.

Mrs. Magel: No, no, no, no.

Mr. Steinhebel: Okay...

Mrs. Magel: The -- the locking the vault wasn't...you...

Mr. Steinhebel: well that's what I'm saying, by locking it in a vault, that statement, is a negative statement. What I was saying about.

Mrs. Magel: Rich -- that - you weren't here last week.

Mr. Steinhebel: Okay, well, I'm saying the statement I heard here. And I'm not taking it personally, but I can tell you, based on we are doing what we are supposed to do with it. I don't - the SWAP itself, make it an Ordinance, that's great, okay. Last part I still disagree, it is not part that should be out there.

Mrs. Magel: I know you disagree and I said you were honest about it.

Mrs. Hines: What -- what would hurt if you had a couple people that -- like Jon said if - if you did small group, the Mayor, whatever came up with a resident or two to make, you know, to qualify us under the program. Someone who would be interested who maybe knows something about water and help with this. I don't think the whole...idea is to get into the true, you know, what -- what can they do wrong or whatever, but an -- an idea of how our city can...alert maybe the business owners of what maybe they shouldn't be doing that might hurt...

Mr. Steinhebel: That's education. That's the part I said is fine. I gladly...inaudible...but when you start to break down what you have here, okay, and that's what it was supposed to be going through you. You got to break down some of this stuff and say this is this and you're not going to put an ordinance 'cause you don't want it in this area, you don't want something put in because it can cause stuff, okay which is well and good, but the same time you're giving information out, where review, I get the ordinances every single week, I review what's going down on the stuff to see what's going on. You're talking about Price Park with sanitary sewers. Automatic first thing in my head is okay, what are you doing with the sanitary sewers? We got wells in that field. How are they going to treat it? Are they going to handle it in a special manner if they're digging them up, okay. That stuff, that's fine. But some of the other stuff, if you take it out there and you put it out there, it can be used against you.

Mrs. Hines: But if you're on the committee, then you -- then you can really be in control of what information is out there and...

Mr. Steinhebel: That's what I said, that's education. Be fine on that, that part okay.

Mrs. Hines: Now wait a minute, if you were on that committee...

Mr. Steinhebel: On that committee itself, I've got a conflict with that because of the Vulnerability Assessment and what went on and what we did. We went out of -- it's just not terrorists. We do not consider ourselves a big terrorist threat. We - internal problems are more of a threat to us through out it. The people, okay, the things that go in a community, stuff like that. That's what we looked at, and that went into our Vulnerability Assessment. With that knowledge, also, I'm not allowed to talk about it or put that information out. Not allowed to show that documentation out, okay, by penalty of the law, okay. And I can be prosecuted for it.

Mrs. Magel: That's the Vulnerability Study.

Mrs. Hines: That's...

Mr. Steinhebel: Yeah, but they cross over it.

Mrs. Magel: Yeah, I agree with that.

Mrs. Hines: which is something separate.

Mr. Steinhebel: I cross over, I disagree with him.

Mrs. Magel: I know, you disagree with...

Mr. Steinhebel: They are major crossover.

Mrs. Magel: Chris Smith.

Mr. Steinhebel: Our Vulnerability was the major crossover into it, 'cause we knew the terrorists were not our biggest threat. We went into other areas and that's in there. And I -- it's fine and if you guys decide to do it, that's fine. Okay, but, I would have a conflict and I'd have

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to watch whether or not, I would probably not be on the committee, I'd be at every committee meeting. I would apply the – the use of the Sunshine Law not being applied to some of the information okay, that if I feel something is going to cause us problem, I'm not going to allow you to talk about it. Okay, that's where I would be with it. But I think the other way, it being I'm heading it or anything like that, I put myself at risk, along with the community at risk because of the knowledge that we do have, and I have.

Mrs. Hines: Even if you controlled just who was on the committee? I – we're not talking about putting ten citizens at random...

Mr. Steinhebel: No.

Mrs. Hines: on – on a committee.

Mr. Steinhebel: That's fine, like I said, if – if you decide you want to do that, that's where I would stand on it, okay. That's – that's fine. Okay, I would stand on the thing. I would not want to be in charge of it. I will be there with it, okay. But I'm not going to – at any point if you start talking about it, if you make a slip-up of it, a mention, that I think, I'd be concerned about that. I don't want to put myself in that position. I don't - try to stay out of that area, try to apply it in a different method with the Water Plant when something comes out that I'm not directly quoting these things, to get the job done.

Mr. Snyder: What's the advantage of this committee? What is – what is the ultimate – what is the ultimate answer for this – if he's going to do all the delineations and he's done everything except to assign a committee, what is this committee going to do? What is the purpose of this committee? Other than to...breach into operations? If I own stock in General Motors, they don't let me walk into the office of the C.E.O. and say, oh, let me see your appointment book and so forth 'cause I want to see what you're doing with your time and I want to see what you're doing here. I trust that man to do that, the same as I trust him to do that. They – what is this committee – what's the attempt of this committee? What's the purpose of it?

Mrs. Magel: Jon,

Mr. Snyder: No, what is the purpose of...

Mrs. Magel: there's a whole book on it.

Mr. Snyder: Well there must be some...some synopsis in that book that tells you what this committee's going to do.

Mrs. Magel: Knowledge. I said, the city...

Mr. Snyder: What – what is...

Mrs. Magel: the businesses...

Mr. Snyder: what are they ultimately going to...have we had a complaint somewhere along the line, where we have a problem with the water?

Unidentified: No.

Mr. Steinhebel: The funding issue, I just heard a gentleman say something about cutting off funding. We've gotten funding for the Water Plant all the way through – when we did not this in effect.

Mrs. Magel: Kathy Metropulos...

Mr. Steinhebel: Okay.

Mrs. Magel: is the one that brought this up and you know it.

Mr. Snyder: It's fine, but first of all, this Dave Smith

Mrs. Magel: And that's EPA, by the way.

Mr. Snyder: doesn't live in North Canton or Bill Smith. Kathy Metropulos doesn't live in North Canton. She's a political entity. She may not be there tomorrow if she....

Mrs. Magel: She's in EPA – you...

Mrs. Hines: I doubt that she would be a terrorist and....

Mr. Snyder: No, I'm not saying she is a terrorist...

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Mrs. Hines: have any...inaudible...look up...any water...

Mr. Snyder: but I'm saying, you – she's not the benchmark of the – of the water system though.

Mr. Foltz: If I could, I think...we getting off base a little bit here. I think there's good...intentions, this committee. If there's some misunderstanding about what's going to happen with this committee, I fully understand that. I'm still of the opinion, I don't understand why the EPA's asking us to do something and – and I – as I respect Mr. Steinhebel, I understand with his – his thought process and want to protect our well fields and our water plant, I'm trying to find a middle ground here. I don't understand why the EPA wants us to do this and people have this in place but it's – we're subjecting it to every negative connotation that there is out there. I don't understand that.

Mrs. Hines: Exactly.

Mr. Snyder: Well if Canton does everything except the committee, let's do everything but the committee.

Mr. Foltz: That's – that's my point, Member Snyder, that's all.

Mr. Snyder: Let's do everything but the committee. I'm fine, I'll vote for it.

Mr. Foltz: You know, I'm going to have them come up and talk about it again, this is not...any disrespect to our Administration or – or our Water Superintendent, but if we need to – we need to get these answers here, why some communities have them and why we can't or why we shouldn't. I don't understand – it's apple and oranges here, guys, I – you know, let's – let's find a middle ground and move forward and do what's best for our community. Whether we have this or not, and we'll vote it, you know.

Mr. Steinhebel: And Doug, it is a voluntary. If it was something that they felt was necessary, like a Vulnerability Assessment, it would be locked in stone. What their giving you is that option, okay. So it is a voluntary thing for this part...

Mrs. Magel: Recommendation.

Mr. Steinhebel: of it. Recommendation.

Mr. Foltz: It's a recommendation for that.

Mr. Steinhebel: Right, doesn't mean we haven't completed, the only part we haven't completed is that community involvement. Everything else is in place all the way throughout, so.

Mrs. Magel: Well, I'm really...inaudible...I'm put it to a vote. I have nothing to be afraid of. I – I – I'd like to have a nice open and honest government...

Mr. Foltz: You want a vote?

Mrs. Magel: where we have a SWAP Program.

Mr. Foltz: You want to vote this for a second reading?

Mrs. Magel: Well I don't know how many times we're going to have, you know, I had the opportunity I did speak to many, many communities who – who – who – who – they relish this. It's – it's a nice comfortable...fuzzy committee. It – it's the community getting together to – what more could you ask for? It – it's a – it's an awareness of – of your well fields and you know, we're – everybody working together to make sure they're all in their comfort zone that everything's a...their drinking water source is – is everything it could be.

Mr. Foltz: Well, I – I'll defer to you as Chairperson of that committee if you want a second reading, reading on emergency, or come back in committee and discuss it, bring other people up, I – it's – whatever you...inaudible...

Mrs. Magel: Well I had Dayton, I had Wooster, I had....

Mr. Foltz: Or just to move forward with it, whatever you feel we should do.

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Mrs. Magel: Yeah I – I don't feel I should bring them over here. It's – it's quite an inconvenience for them. They're happy with theirs, they have residents...they have their – their city and businesses and it's just a nice thing. Kathy Metropulos worked this up. You can see it does parallel the...EPA...the Federal...

Mr. Foltz: Before we put this to a vote, do we have any Council, Administrator, Mayor, Director of Administration...

Mr. Wise: I'm very comfortable with...Rich's presentation. As he indicated, this third aspect is voluntary. Rich has no problem again with...educational...purposes. Can be involvement...I think to almost any extent, from that perspective, correct Rich? With regard to the education, no problem with the committee doing anything on that. But...I'm four square behind Rich and I don't think we should have this committee...as it relates to the things Rich is talking about. I – I don't have anything additional at this point.

Mrs. Magel: This is 100% against Twinsburg EPA and the State EPA.

Mr. Foltz: Mayor Held, any comments?

Mayor Held: Yes, thank you, Mr. President. I did have the opportunity as the Administrator to serve on the committee where we...took an assessment of our water system and the security that surrounds our water system. And...I also would like to...express my support for the work that's being done at our Water Treatment Plant, our – our Drinking Water Plant, under the direction of Rich Steinhebel. He is extremely diligent. The staff that we have down there...operationally we exceed normal standards, in both our testing and then also operationally. When you look at the City of North Canton's Drinking Water Plant, we have typically two certified operators on 24 hours a day, 7 days a week with few exceptions. If you look at other Drinking Water Plants, they do not staff to the same extent that we do in the City of North Canton. And one of the primary reasons for the additional staffing is due to security issues. In addition to that, if you drive by our Drinking Water Plant, and you take a look at the security that surrounds the Drinking Water Plant, you have to go through two gates just to get into the locked building. And at one point, when I first became the Administrator, I couldn't get in the building, or past the gate for that matter, which was back in...what, 2001? 2002? And so I can tell you that...the security plans that we have on our Drinking Water Plant right now, I would put our security measures up against any water treatment plant in the State of Ohio. Secondly, when it comes to a situation where we might have an unfortunate event where there may be some sort of...spill, in the area, that could compromise any of the existing aquifers that we tap into. We do have, as Mr. Steinhebel indicated, we do have emergency plans in place to notify the residents. And one that is a – a very invasive system is a reverse 9-1-1, which once given notification, we can send out an emergency message through the 9-1-1 system that will go out to every household on our water system. And...if they're not there, we can leave a message. And if there's no connection, as I understand, it will repeat that...telephone message. It can go out at any time. So in – in reference to the questions that council members have brought up, and I do appreciate your concern, because our water is really – it's a very important asset to the residents of North Canton and the surrounding community. We do have an excellent security plan, in reference to our water and then we do have...I – I believe, one of the – the best programs available for notification to our residents and to our water customers, most importantly, because it does extend outside the city, in the event that we do have a reason to notify...notify those residents. So again, I feel very confident in the work that our Water Treatment Plant, our operators are doing and Rich Steinhebel, and – and I can attest firsthand that...the measures that we have in place and the plans that we have in place...are – are top shelf. And – and with that said, also when it comes to the committee that Mrs. Magel was speaking of, from an educational perspective, just as Mr. Steinhebel had mentioned, I would fully support...putting together a educational committee...for our Drinking Water Plant.

Mr. Snyder: President Foltz, will you clear a question please, that – it was my understanding that everything required, every component to this program is now been done with the exception of the committee, am I understand that correctly?

Mr. Foltz: I – Member Snyder – I can't answer that.

Mr. Snyder: I thought...did I understand that...

Mr. Foltz: I mean...

Mrs. Magel: No.

Mr. Snyder: every component of this has been complete?

Mr. Foltz: I'm not – I'm not doubting our Superintendent, I think...

Mr. Snyder: No, don't – I'm saying that's what I – I want to make...

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Mr. Steinhebel: The delineation of Well # 8 and 9 has to be done, okay.  
Mr. Snyder: Has to be done, that will complete the whole program.

Mr. Steinhebel: The inventory, we did an inventory, okay, we're due to come back with a repeat inventory of the area again, okay, throughout...inaudible...We actually inventory that area before we add to Well 8 even in operation out there with what everything that's going on and stuff so we did that part of the whole system. We just took an area, oversized where we believe the delineation would be and inventory what was there. So technically, we don't... we got...contingency plans, all the other elements, are all there, okay, so that part, the last part was that, okay, to do the actual community involvement. Education's been ongoing, like I said, we do, we try to get as many different...organizations to come through the plant, okay, we got the Lion's club coming through this month, okay. And we've had...different community functions come through.

Mr. Snyder: So everything that – everything that you would be required to do with exception of appointing this committee has been complete, except the delineation of...

Mr. Steinhebel: Yes, both...inaudible...

Mr. Snyder: 8 and 9 which – which will be done in the next two weeks.

Mr. Steinhebel: That – that process is starting. The information will go to Kathy Metropulos in two weeks. They're doing it voluntarily through – they're going to take care of it for us. Before, the original one was paid for by the City of North Canton and was done up by...Ohio Drilling on that part, on the first part. Now they're doing it – that was before you had to pay for them.

Mr. Lane: But going back to my question from a long time ago, if we don't to the third part, this is not an official SWAP Program. Am I right?

Mr. Steinhebel: As far as the...the SWAP, yes, yes. You're right.

Mr. Lane: Okay, so if...

Mr. Steinhebel: You're right, the official...

Mr. Lane: just do the first two,

Mr. Steinhebel: the other parts have been certified.

Mr. Lane: okay,

Mr. Steinhebel: the well, the delineation and all that.

Mr. Lane: But if we don't get three certified, then we don't get the bonus points for the – for the loans. I mean, do you have to have all three of them?

Mr. Steinhebel: I don't, to be honest with you, I don't think it's going to stop us from getting the loans. Okay, at all. We've already get them. We've already got – we've got ongoing loans going on with them. Okay, and we don't have it. They're not going to not give you a loan to improve your system to protect the public. I think it'd be pretty stupid of the EPA. 'Cause they be made to look like a fool doing something like that, saying we're not 'cause you didn't do a voluntary action. We're not going to loan you the money to improve your system.

Mr. Lane: So we have a SWAP light.

Mr. Steinhebel: What's that?

Mr. Lane: We have SWAP light.

Mr. Steinhebel: Yes.

Mr. Lane: We just don't have all three.

Mr. Steinhebel: yes, yes, yes.

Mrs. Magel: So Appendix C, Drinking Water Source Checklist. Tomorrow I can have every one of these in my hands.

Mr. Steinhebel: As far as the checklist? I'll look through it. You're not going to get it in your hands. You'll have to come to the Water Treatment Plant to view anything.

Mrs. Magel: Alright, can I meet you halfway?

Mr. Steinhebel: We can meet here. But, I prefer it there, because we're talking a lot of files, a lot of documentations, so.

Mrs. Magel: Alright, in two weeks? I think I can make it down there.

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Mr. Foltz: Okay, thank you Mr. Steinhebel. As always, like you said, we - we -- bestowed your expertise professionalism here and that's not an issue. We all know what we have. We all know what's being presented here, so with that...another comments, Chairman Magel? We'll put it to vote.

Mrs. Magel: Well, yes...I would like to say then we did not do anything and everything we could...this was outlined as a very friendly program, this is not meant to step on anyone's toes. This is not meant to be scary. There's nothing scary about it...and yet, it's -- it's meant...absolutely it does say things are to be out in the open...which I think everything in public should be out in the open. As the Administration was saying, I'd also believe in...Rich and the Vulnerability Study and I wish we would stop mixing them up as -- as it's saying we've been told we are. The SWAP Program is just...for the residents, for the...business, for the city an opportunity to work together for cleaner, better water...not better water, we do, I agree you know, our water's fine.

Mr. Foltz: Yeah, we have good water here.

Mrs. Magel: We have good water.

Mr. Foltz: ...inaudible...

Mrs. Magel: It's just...an opportunity to educate...and be a friendly, peaceful...

Mr. Foltz: Okay.

Mrs. Magel: program.

Mr. Foltz: With that, do I have a motion to adopt the second reading of Resolution No. 43-07?

Mr. Lane: Could I suggest before, because if this is still going to have an emergency, I don't think you have enough votes for emergency.

Mr. Foltz: I don't think, I don't think we have an emergency, we'll have to ...

Mr. Lane: Well it's on there.

Mr. Snyder: Well, you didn't suspend the rules, that doesn't....

Mr. Lane: not, not yet...

Mr. Foltz: We'll have to suspend the rules to do that.

Mr. Lane: but I'm just saying, when you read it, you might just want to take that out, as opposed to moving on to the third reading. That's just my suggestion.

Mr. Foltz: Yeah, Chairperson Magel, do you want...

Mrs. Magel: Yes.

Mr. Foltz: an emergency?

Mrs. Magel: No.

Mr. Foltz: You don't want an emergency?

Mrs. Kalpac: You could still give it three readings...

Mr. Foltz: We could still...

Mrs. Kalpac: with the emergency clause, the only thing that would do...

Mr. Foltz: Right.

Mrs. Kalpac: is...

Mrs. Magel: this is...a reminder to all second reading.

Mr. Foltz: This is second reading of Resolution No.43-07. Do I have a motion to adopt that?

Mr. Snyder: I'd like to make an amendment, Mr. Chairman, Mr. President. I'd like to amend it to say that we would not include a committee. Adopt it less the committee.

Mr. Foltz: Is there a second to that motion?

Mr. Lane: I'll second that.

Mr. Snyder moved and Mr. Lane seconded to amend Resolution 43-07 to say it would not include a committee. All members present voting.

Yes: Lane, Repace, Snyder,

No: Hines, Magel, DeOrio, Foltz.

Mr. Foltz: So that -- the...the amendment went down 4 - 3...count is correct?

Mrs. Kalpac: ...inaudible...



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|------|-----------------|-----------|----------|

Mr. Foltz: Going back, do I have a motion to adopt then just the second reading of Resolution No. 43-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the second reading** of Resolution No. 43-07. All members present voting.

Yes: Magel, DeOrio, Foltz, Hines.

No: Lane, Repace, Snyder.

18. Mr. Foltz: Very good. Next may I have a motion to read by title only the second reading of Ordinance No. 44-07?

Mr. DeOrio moved and Mr. Lane seconded to **read by title only the second reading** of Ordinance No. 44-07. All members present voting.

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines, Lane.

No: 0

**Ordinance No. 44-07 – 2<sup>nd</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 Water Revenue Fund to the Water Distribution Professional Services Account in the amount of \$20,000.00 for the current expenses during the fiscal year ending December 31, 2007.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Yes, Mr. President, this...Ordinance...was the result of a...budgetary adjustment in that the water distribution professional service in question was for a...modeling service provided by Arcadis and...I did not understand that at the time the budget was prepared. So we'd like to amend that, provide funding in this account...so that the engineer may continue to avail the department of those services.

Mr. Foltz: Very good. Do I have a motion to adopt the second reading of Ordinance No. 44-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the second reading** of Ordinance No. 44-07. All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane.

No: Magel.

**NEW BUSINESS:**

19. Mr. Foltz: New business. Do I have a motion to read by title only the first reading of Ordinance No. 45-07?

Mr. Lane moved and Mr. DeOrio seconded to **read by title only the first reading** of Ordinance No. 45-07. All members present voting.

Yes: Snyder, DeOrio, Foltz, Hines, Lane, Magel, Repace.

No: 0

**Ordinance No. 45-07 – 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 an amended Local Public Agency (LPA) Agreement by and between the State of Ohio, acting by and through the Director of Transportation, hereinafter referred to as ODOT, and the City of North Canton, hereinafter referred to as the City, for reimbursement of funds the City has expended for the construction of the South Main Street / Everhard Road Improvement Project (STA-CR-66-Main Street), and repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

Mr. Foltz: Chairman Lane.

Mr. Lane: I'm going to try and paraphrase our committee discussion. We thought we had this thing rolling along so we could get our money back, and then if I remember right, Mr. Benekos, ODOT changed the way the forms were done and some other things that we had to redo. That's in essence what we're doing here is the paperwork change.

Mr. Benekos: That is correct.

Mr. Lane: Okay, and so the sooner we get this done, the quicker we'll get our money back for the project that...this is pretty well behind us, this goes back a number of years, so I would move for adoption.

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Mr. Lane moved and Mrs. Magel seconded to **adopt the first reading** of Ordinance No. 45-07. All members present voting.

Yes: DeOrio, Foltz, Hines, Lane, Magel, Repace, Snyder.

No: 0

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 45-07?

Mr. Lane moved and Mr. DeOrio seconded to **suspend the rules** for Ordinance No. 45-07. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.

No: 0

Mr. Foltz: May I have a motion to adopt under the suspension of the rules for Ordinance No. 45-07?

Mr. DeOrio moved and Mr. Lane seconded to **adopt under the suspension of the rules** for Ordinance No. 45-07. All members present voting.

Yes: Hines, Lane, Magel, Repace, Snyder, DeOrio, Foltz.

No: 0

20. Mr. Foltz: New business. May I have a motion to read by title only the first reading of Ordinance No. 46-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Ordinance No. 46-07. All members present voting.

Yes: Lane, Magel, Repace, Snyder, DeOrio, Foltz, Hines.

No: 0

#### Ordinance No. 46-07 – 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 an Agreement by and between the City of North Canton ("City") and the Stark County Board of Commissioners ("County") for the Glenwood Street Sanitary Sewer Overflow Project, and declaring the same to be an emergency.

Mr. Foltz: Okay, Chairperson Magel.

Mrs. Magel: Alright first of all, this is meant to be the first reading only and second, Jim, there's not a...amount not to exceed? So on this contract, for the Glenwood Street Sanitary Sewer overflow, which we all agree's extremely important. This would entail the \$200,000 for the road, and the \$100,000 for the flow meter.

Mr. Benekos: I forget the budget amount for the Sanitary Sewer Project.

Mrs. Magel: I'll tell you what, this is...

Mrs. Herr: 250,000.

Mrs. Magel: It's 250? That's for the project itself?

Mrs. Herr: That was under a separate ordinance.

Mrs. Magel: yes. Now...it's a separate ordinance.

Mrs. Herr: Yeah, that was already passed through Council.

Mrs. Magel: Okay, so this one is strictly for the \$100,000 flow meter?

Mr. Benekos: No, this one is – has in the agreement that the City would expend, depending on available funding, 50,000 each year starting in 2008, for the next 5 years.

Mrs. Magel: That was the Appendix B?

Mr. Benekos: Correct.

Mrs. Magel: That was 2008 to 2011?

Mr. Benekos: 11 or 12. I think it was 5 years.

Mrs. Magel: Okay.

Mr. DeOrio: I think it was 12, Jim.

Mrs. Magel: 12? Okay. \$50,000 for those years.

Mr. Benekos: Correct.

Mrs. Magel: Minimum.

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Mr. Benekos: Correct.

Mrs. Magel: And that's what...

Mr. Benekos: depending on available funding.

Mrs. Magel: That's what this ordinance is saying?

Mr. Benekos: Correct.

Mrs. Magel: Strictly.

Mr. Benekos: Correct.

Mrs. Magel: For the purpose of flow meters?

Mr. Benekos: For flow meters and improvements to the system to...reduce the I &amp; I.

Mrs. Magel: That's right.

Mrs. Hines: Who determines, you know, whether the money's available or not...

Mr. DeOrio: We do.

Mrs. Hines: and then what and...and if you guys, or we do, then...

Mr. Benekos: Julie.

Mrs. Hines: what do...then what happens if we don't have the money?

Mr. Benekos: Then we don't expend that much funds towards the flow meters or improvements that year.

Mrs. Hines: And it's okay that we don't have this.

Mr. Benekos: Well, we have a meeting with Sanitary Engineer this week and we'll discuss this with them at that time. As I mentioned...

Mrs. Magel: The wording was, as the budget...

Mr. DeOrio: As funding permits is the...

Mrs. Magel: Yeah, as funding permits.

Mr. DeOrio: And as Chairman of the Finance committee I'd like to just address this for a minute....and - and - you know, have a good recollection for that. Is it something that I've been involved with a lot. And to answer Member Hines' inquiry in regarding, you know, what would happen if we didn't and what would they do, well, they, they know full well what will happen because they're agreeing to the language that if funding permits. I mean, they understand the risk that they take, that it is a possibility and they have not spelled out in the agreement that there would be any particular...repercussions that they want to...specify, so I mean, what we have is an agreement that they're agreeing with us, that if funding permits that we would do that, if funding doesn't permit, they've put nothing in this agreement suggested no language that would alter, you know, any type of relationship that we - that we have with them. As far as who would determine whether funding would permit, that would be this body. City Council would determine that...as the ultimate...arbiter in that decision, certainly when the budget is presented, a budget is presented to Council...the Administration may or may not have funding in there depending on their view of whether funding is available, and what they're looking to accomplish. But ultimately, when it comes here, that same decision would be made that whether or not funding would be taken out or restored. It's ultimately up to this body. And I - I have no...qualms about this...whatsoever, because it does have that - that stipulation in there as funding permits.

Mr. Foltz: Your point being that existing council at that time will decide if there's funds available to ...inaudible...more meters on that situation.

Mr. DeOrio: Exactly and - and you know is - there was some...

Mrs. Magel: Discussion?

Mr. DeOrio: concern with...there was some concern with - with tying the hands of - of future members of - of council, but with all - with all due respect to the members that - that have raised those concerns I mean, we do this every day. I mean, we - we - we bound the future hands of council with a \$750,000 fire truck that we're making lease payments on and \$190,000 bucket truck, and an \$85,000 ambulance, and all these things are obligations that go forward from here, not to mention the street project that might take multiple years...to do. Everybody...you know, understands that...that you have a decision has to be made by the group that's in - holding these seats at that time and they make the best decision that they can and then they move on.

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Mr. Foltz: Okay, Chairperson Magel.

Mrs. Magel: Okay, so...on to regroup, this is our first reading and...request was to have an emergency on the second reading. And what this Ordinance is specifically for, is for...\$50,000...as the money permits...for the years...for the...following pre...the next five years, and....for the flow meters and for any work that needs done on the I & I work.

Mr. Foltz: And do I have a motion to adopt the first reading of Ordinance No. 46-07?

Mrs. Hines moved and Mr. Repace seconded to **adopt the first reading** of Ordinance No. 46-07. All members present voting.

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines, Lane.

No: 0.

21. Mr. Foltz: Next, do I have a motion to read by title only the first reading of Ordinance No. 47-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Ordinance No. 47-07. All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.

No: 0.

#### Ordinance No. 47-07 – 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 General Fund to the Parks Department Equipment Account in the amount of \$3,850.00 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

Mayor Held: She won't ...inaudible...

Mr. Wise: ...inaudible...

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Yes, Mr. President, this Ordinance is....

M. Wise: ...inaudible...

Mr. DeOrio: before us in order to replace equipment that was lost in an automobile accident. The amount that you have and you would be approving tonight...augmentments...settlements from the insurance company and...in order to get this equipment in as quickly as possible, this body ought to...pass this and – and do so with an emergency clause. And I would so move for adoption of Ordinance No. 47-07.

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the first reading** of Ordinance No. 47-07. All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.

No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 47-07?

Mr. DeOrio moved and Mrs. Hines seconded to **suspend the rules** for Ordinance No. 47-07. All members present voting.

Yes: Snyder, DeOrio, Foltz, Hines, Lane, Magel, Repace.

No: 0.

Mr. Foltz: Next may I have a motion to adopt under the suspension of the rules for Ordinance No. 47-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt under the suspension of the rules** for Ordinance No. 47-07. All members present voting.

Yes: DeOrio, Foltz, Hines, Lane, Magel, Snyder, Repace.

No: 0.

22. Mr. Foltz: May I have a motion to read by title only the first reading of Ordinance No. 48-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Ordinance No. 48-07. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.

No: 0.

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20**Ordinance No. 48-07 – 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 Garbage Service Fund to the Operating Supplies Account in the amount of \$24,000.00 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

Mr. DeOrio moved and Mr. Snyder seconded to **adopt the first reading** of Ordinance No. 48-07. All members present voting.

Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.  
No: 0.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Yes, as you recall, in – in our meeting last week, we looked at a proposal...the Administration would like to proceed with securing additional recycling bins for residents...at that time many details were discussed and laid out to my satisfaction and just to recall so that we're on the record, that this item was taken out of the budget initially...in – in deference to members of this body, we're looking to explore other recycling opportunities and we wanted to make sure that funds would be available for that, as it turns out that appears to be the case. Apologize to the committee for missing the beginning portion of the special committee meeting that proceeded tonight's meeting. But unless there's something that I missed, I would be moving for adoption of this ordinance with the emergency clause.

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the first reading** of Ordinance No. 48-07. All members present voting.

Yes: Hines, Lane, Magel, Repace, Snyder, DeOrio, Foltz.  
No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 48-07?

Mr. DeOrio moved and Mrs. Magel seconded to **suspend the rules** for Ordinance No. 48-07. All members present voting.

Yes: Lane, Magel, Repace, Snyder, DeOrio, Foltz, Hines.  
No: 0.

Mr. Foltz: May I have a motion to adopt under the suspension of the rules for Ordinance No. 48-07?

Mrs. Hines moved and Mr. DeOrio seconded to **adopt under the suspension of the rules** for Ordinance No. 48-07. All members present voting.

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines, Lane.  
No: 0.

23. Mr. Foltz: Next may I have a motion to read by title only the first reading of Ordinance No. 49-07?

Mr. DeOrio moved and Mrs. Hines seconded to **read by title only the first reading** of Ordinance No. 49-07. All members present voting.

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.  
No: 0.

**Ordinance No. 49-07 – 1<sup>st</sup> Reading – Finance & Property**

Ordinance No. 49-07 authorizing the Mayor of the City of North Canton to apply for a grant from the Stark-Tuscarawas-Wayne Joint Solid Waste Management District and authorizing the Mayor to enter into a 2007 Recycling Program Grant Agreement by and between the City of North Canton and the Stark-Tusc-Wayne Joint Solid Waste Management District for the purpose of accepting and utilizing the grant to provide funding for portions of the recycling program, and declaring the same to be an emergency.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Yes, one of the questions that I had had last week during committee, and I apologize, I've been out of town for...almost a week and haven't really had a...chance to check in with the Council office, but I had requested information on the tonnages for 2006, did we – did the council...

Mr. Foltz: It's in the package  
Mrs. Magel: It's in the package.

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Mr. DeOrio: Thank you very much.  
 Mr. Lane: Very next page.

Mr. Foltz: I believe it's, yeah. It's the next page after the council meeting agenda. So it should be the first thing after the last page.

Mr. DeOrio: Thank you. When I looked at that earlier tonight, for some reason I had dollar signs in my...mind and I was thinking that we – that's how much we were getting per ton and I see now in looking at it that's how many tons...

Mr. Foltz: That's how many tons we....

Mr. DeOrio: we have. So thank you very much to the Administration for providing that information, I appreciate that. Then without delay I would...move for us to accept...this...

Mr. Foltz: First reading of Ordinance No. 49-07.  
 Mr. DeOrio: First reading. That would be it.

Mr. Foltz: Is there a second?  
 Mrs. Magel: Is this an emergency?

Mr. DeOrio: Yes it is.  
 Mr. Foltz: Yes it is.

Mrs. Magel: Could you tell me the amount? Is it 63?

Mr. DeOrio: Was it 62, 800?

Mayor Held: sixty one eight.  
 Mr. Wise: sixty one eight.  
 Mr. DeOrio: sixty one eight.

Mr. Wise: 61,800.  
 Mr. Foltz: We have it in last year's –

Mr. Wise: 61

Mr. Foltz: you know...inaudible...got it in the committee reports last week.  
 Mrs. Magel: Thank you.

Mr. Foltz: Okay, I believe we asked for second?

Mrs. Magel: Second.

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the first reading** of Ordinance No. 49-07. All members present voting.  
 Yes: Snyder, DeOrio, Foltz, Hines, Lane, Magel, Repace.  
 No: 0.

Mr. Foltz: Now we're going to come to the part of the meeting where we had our committee meeting as you can see...

Mrs. Kalpac: Did you want that on an emergency?

Mr. Lane: We still have to...

Mr. DeOrio: I think we wanted that on an emergency.  
 Mr. Foltz: I'm sorry. May I have a motion to suspend the rules for Ordinance No. 49-07?

Mr. DeOrio moved Mrs. Hines seconded to **suspend the rules** for Ordinance No. 49-07. All members present voting.  
 Yes: DeOrio, Foltz, Hines, Lane, Magel, Repace, Snyder.  
 No: 0.

Mr. Foltz: May I have a motion to **adopt under the suspension of the rules** for Ordinance No. 49-07?

Mr. DeOrio moved and Mrs. Magel seconded to **adopt under the suspension of the rules** for Ordinance No. 49-07. All members present voting.  
 Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.  
 No: 0.

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Mr. Foltz: Okay, now I'll make my comments. We've adopted the...Ordinance to provide additional containers, \$24,000 worth to our residents for the commingling...

Mayor Held: that's correct.

Mr. Foltz: recycling efforts and we've approved the...the grant that we received from Solid Waste District for...recycling programs this year in the amount specified earlier by Administrator Wise, so our previous committee re – meeting was about an additional program of recycling for yard waste, so I asked that there be a motion to amend the agenda to include Ordinance No. 50-07, and to waive the Rules of Council requiring a committee report.

Mr. DeOrio moved and Mrs. Hines seconded to amend the agenda to include Ordinance No. 50-07 and to waive the Rules of Council requiring a committee report. All members present voting.

Yes: Hines, Magel, Repace, Snyder, DeOrio, Foltz.

No: 0.

Abstain: Lane

Mr. McFarren: We're set?

Mr. Foltz: Yeah.

Mr. McFarren: Ordinance No.

Mrs. Kalpac: Wait, wait.

Mr. McFarren: 50-07

Mrs. Kalpac: No, got to make a motion and a second to read it.

Mr. DeOrio: Well, I'd – I'd be happy to make a motion to read...

Mr. McFarren: Oh, okay.

Mr. Foltz: Okay.

Mr. DeOrio: that by title only.

Mrs. Magel: I'd be happy to second it.

Mr. Foltz: Let's have a motion to read...okay,...inaudible...to second to read by...

Mrs. Magel: I'd be delighted.

Mr. DeOrio moved and Mrs. Magel seconded to read by title only the first reading of Ordinance No. 50-07. All members present voting.

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines.

No: 0.

Abstain: Lane

#### Ordinance No. 50-07 – 1<sup>st</sup> Reading – Water, Sewer & Rubbish

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Garbage Service Fund to the Contract Payments Account in the amount of \$52,002.00 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes. One would ask, where did we come up with that number? That's also in our package, that's the number...it was presented to us by...the gentleman who spoke here tonight. Rod Coyle. He was representing Republic Waste. If you'll see, it says cost per household, and then it...in bold, large letter it – it says total overall costs \$52,002, that's where that number came from. Now we had discussed...for those of you who were not here...Mr. Coyle had given us...his estimates...based on his many – his expertise in his many years running the program, and I believe he said phone calls, and the number...leaf bags that were out, there were – there were many things he based his factors on, and – and came up with these numbers. I believe...since...since Mr. Foltz had already met with...Mr. Coyle, and the Administration, I would...defer some of the...questions...to him. However, I – I guess my first – my question would be, this – this number is totally covered through...grants, is that correct?

Mr. Foltz: I believe so, defer to our Finance Director, don't we have \$100,000 in the account now that...

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Mrs. Herr: Yes.

Mr. Foltz: were previous grant dollars from the Solid Waste District that could be used for this...program? That's correct? Okay.

Mrs. Magel: Alright. Keep that in mind, this is – this would be 100% funded through the...recycling grant money. And from there...Mr. President, if you would like to state – I do have the statistics as I had...told all – all of you and I wouldn't bore you, but if there's anything that any of you would like to ask, I can give you pretty much all percentages.

Mr. Lane: Could I just ask what the hurry is? Why we can't go to at least a second reading and let us digest some of this? Or is there a – a timeline to this?

Mr. Foltz: Well, the time, time limit...

Mr. Lane: I do apologize for missing the – the committee meeting and that's why I'm abstaining, but I'd like to at least – I'm curious about that.

Mrs. Hines: ...inaudible...

Mr. DeOrio: ...inaudible...

Mr. Foltz: As Mr. Coyle indicated to us...and I'm not here to...rush anything through, it's just my intentions from last year of trying to put a program together, and Mr. Coyle took a little longer because this is a very extensive thing to research and put together. You – you use calculations and when he felt he had the data...inaudible...earlier to make a good, quantified estimate so that...it would reflect the actual costs, the costs involve, I believe, two employees and a truck to pick this up four days a week. The reason for the urgency, if there is one, is that the growing season is very heavy in – in spring. So May 15<sup>th</sup> is roughly about 5 weeks away from us and to do this right, we need to get out notification to our public that we're going to proceed with this pilot program and to...you know, allow the word to be spread that...this is available and we're looking to try to, you know, stop a lot of tonnage from going to the landfill and – and collect additional grant dollars on that tonnage for future use. That was the one reason, Member Lane. Now, if I could, I'll just go over a few other things and I'd – I'd like to see some other discussion, obviously some of the members were here for the entire committee meeting, but basically it was been brought up here, whether through public speaks or just through discussions, recycling's not cheap. I'm – I'm sure Mayor Held can attest to that. If we're doing something here, we're doing it as a proactive community, a community that wants to respond to the green issues that are out there at the time. I think that's very important now in our society. And we right now charge our residents \$2 additional a month to pick up newspaper and commingled recyclable bottles and cans and...so forth. And another seventy five cents a month for our leaf program which runs six weeks. And...if you look at those overall costs, I believe just the recycling costs our residents \$129,000 plus a year. And our leaf program costs our residents \$48,600 a year.

Mr. Lane: That's whether they participate or not, correct?

Mr. Foltz: That's whether they...

Mrs. Magel: Yes.

Mr. Foltz: participate or not.

Mr. Snyder: Shame...inaudible...

Mr. Foltz: And...we got an estimate of \$52,000 to provide 60% of the tonnage that we're already picking up through commingled news – plastics and newspaper and leaves. I mean, this is a very, very...high tonnage collection. We're not going to know until we run the program but estimates are from Republic Waste Services, from Mr. Coyle that, I think he feels that we're progressive enough to try to do something here. And it's going to cost us money, but the good thing is, it's not costing our residents any money, it's going to – it's going to cost us grant dollars that we already have in place for recycling programs. We're not adding this to their refuse bill every month, as we are now. So, that being said, I'm very much in favor of this. If I looked at the tonnage available, if – if Mr. Coyle is somewhat accurate, and we're not going to know until we run a pilot program, if 547 tons, and I'm not counting the bags, I know there's additional costs with that, hopefully they're going to – you know, they're going to...request the bags, they use them. Our costs are going to be \$95 a ton, to save the landfill additional tonnage of grass. It's going to go to landscapers and so forth. Our Yard Leaf Program costs us \$154 a ton, and our commingled plastics and newspapers cost us \$213 a ton. So that in itself is a better pay back than the other two programs. I'm for the other programs. I think we've been successful with that and we've supported the Mayor's initiative to provide additional...containers for use. And I think that is reflected here on the information that Member DeOrio asked for last week. We take a look at, ...inaudible...bearings here, recycling comparison. That was my question, are we going up, and I think we are going up, the first quarter with newspaper and commingled...plastics, was...an increase of almost, what, 20-27



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plus tons from the first quarter of 2006. That means, people are participating and we have a progressive community and I don't want to short change them on this issue. I think we – we owe it to our constituents to be progressive. Everybody got the *Recycling News*, I'm sure in the mail. You look through there, it's very informative. There's only two curbside programs in the...Stark County, Alliance and North Canton. Right now we're at 925 tons a year, as reflected on the recycling comparison. Well why not do better? Why not...why not challenge our Wayne County neighbors, friendly – friendly challenge to see if her constituents are up to it. But Rittman...Orrville with 448 tons, 752 and Wooster's 1 - 1, 792 tons. New Philadelphia's 1, 358 tons. I'm not quite sure if they have curbside...grass pilot program's there, but I'm willing to bet they're doing something to - to obtain that tonnage. I don't think it's just commingled and newspapers, and I'm – I shouldn't say that, 'cause I don't know, but...some – something Mayor Held can...inaudible...with us but, I guess what I'm saying is, I don't see a down side to this. If we run it, it doesn't work out, we use grant dollars for it, we tried. And there might be other avenues we can look at this with, but we need some data from our residents to see if this can happen. So the reason for the urgency on this, Member Lane, is it takes time to put this program together, to get estimates and I apologize for not starting...earlier, but it seems like all the recycling and grant dollars are coming to us right now and if we're going to do this, educational-wise, it...might as well go with the containers saying some publication that's – comes from the Administration and Council that other containers are available for commingling and newspapers, we're going to try this also and – and other bags'll be available for you to participate in that program. Do I like to pass things on emergency like this? No. But do I see a necessity of it 'cause it's spring? And – and it's our best tonnage opportunity? I'll be in favor of that. So with that, I'll – I'll be quiet now, let somebody else discuss the issue.

Mrs. Herr: President Foltz, can I make a mention?

Mr. Foltz: Sure.

Mrs. Herr: It was discussed earlier that the City would...provide the bags for...that's another cost that's not incorporated into this, and from what E.J. was saying as far as the estimate, over that six week period it could be as much as...

Mr. Wise: Forty to fifty thousand dollars.

Mrs. Herr: Forty to fifty thousand dollars.

Mr. Wise: For the bags.

Mrs. Herr: Just for the bags. That's in addition to the 52,000. So if – if that's the intent that Council wants to do that, that's something else that we're going to have to appropriate in addition to the 52,000 because we only have enough money appropriated for bags for the leaf program which is approximately \$15,000 for bags. So, I...

Mr. Foltz: How many bags is that?

Mr. Wise: Ninety six to a hundred thousand bags, based upon the estimate in the...

Mr. Foltz: I mean, for this pilot program?

Mr. Wise: Correct, for the six weeks.

Mr. Foltz: How many bags do we use for the leaf program?

Mr. Wise: We used...40,000 I believe, or roughly 40,000.

Mr. Foltz: Which cost us what?

Mayor Held: Twenty grand.

Mr. Wise: Twenty, twenty thousand. About forty cents a bag.

Mr. Foltz: Okay, so realistically, the leaf program then is...

Mr. DeOrio: Are those, those are paper bags though, is that correct?

Mr. Foltz: Right.

Mr. Snyder: Same bag.

Mr. DeOrio: For our leaf program? And these'll be the same?

Mr. Wise: Same bags. If...

Mr. Foltz: The leaf program then costs us \$68,000 a year.

Mr. Wise: Mr. President, if I – if I may, I don't know if it's appropriate at this point...for me to speak, but unless someone has an objection...with regard to, I mean there's a number of issues...this program would start under the program set out by Mr. Coyle 5 weeks from tomorrow. This program doesn't exist at this point. I think the bags exist, we called last week

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and they have a number of bags, 16 pallets which is – is not I don't think anywhere near what we're going to need. If we run out of bags, this one particular supplier won't have any until the fall. We would have to put out some type of news release, preferably a newsletter for which there's currently no money appropriated, I – I don't believe for a Recycling Newsletter to go out. We would have to create the newsletter, get it out in the mail to the people, I would think we'd want to do that pretty, you know, before May 22<sup>nd</sup> or certainly shortly thereafter. We – we do the distribution of the bags in the fall, most of that is done by the two individuals in the...under Kim Cooksey. At that point they have less to do in the fall, we can always at least get one of them there or Mr. Cooksey fills in. Right now those three individuals, Mr. Cooksey, Bobby and Bill, this is their busy time. They're out doing fields, they're – a number of things. We would certainly have to dedicate...some part-time employees to that...so I don't know how many we are planning on hiring that soon, I don't know if we have any lined up that soon...those part-time employees for which we are budgeted we're counting on around that time frame to be doing work with the street and the parks department. There are quite a number of issues beyond the simple cost...of this program. I think it's a tremendous idea. I – I really do. Whether or not we can gear it up and get it ready for May 22<sup>nd</sup>, I have a serious question about. The money that we're talking about using for this is in the count, I don't think there's any problem with doing this next year at this same time frame. The argument about getting data, if this program goes tremendously well, we are still under a contract with Republic through 2008, or...portions of 2008. If we spend all that money, which I think we'll spend every, if it goes well, we'll spend almost every dime of that money. I – I don't see any money to use for it next year, for a six week period. If we get information from it next year or this year, we can then talk about maybe implementing it into a – a portion of the trash hauling contract. But with regard to the timing and implementation, I think it's going to be very, very difficult to get it publicized, get the bags, get the bags out, and then whether or not there are enough – that many bags to go through a six week period, I just simply don't know at this point. I mean, the information I had from Mr. – it's not Mr. Mohler, at Mohler Lumber, is – that they can get 16 – we asked for 16 pallets, and they can get that amount right now, but if there's none left from the distributor, then there wouldn't be any until fall, 'til the end of summer, towards the fall, towards the leaf time.

Mr. Foltz: These bags can be purchased at Home Depot or Marc's, I've seen them various grocery locations, so. I don't think I'm – I'm hung up on providing bags for – for every week. I think we have some bags to start with, or a major portion of leaf bags. I think people, you know, if they're going to buy garbage bags for their grass, I don't see why they wouldn't buy – purchase – down the road for a few weeks paper bags. Just ...inaudible...

Mr. DeOrio: Well, may I ask then, will the...will Republic – it's Republic, right?

Mr. Wise: Yes.

Mr. Foltz: Right.

Mr. DeOrio: Will – will Republic pick up if it's in a different bag?

Mr. Wise: It has to be, it's my understanding...

Mrs. Magel: Biodegradable.

Mr. Wise: a biodegradable or a paper type bag.

Mr. DeOrio: So if – if the residents put it out in a – in a black plastic bag...

Mr. Wise: Correct.

Mr. DeOrio: that's just going to end up going into the refuse.

Mr. Foltz: Landfill.

Mr. Wise: Correct. That will go right...

Mr. DeOrio: Is that right?

Mr. Wise: in the trash truck.

Mr. DeOrio: So having the bags is...

Mr. Wise: Right.

Mr. DeOrio: is key.

Mr. Foltz: Is key, understand that.

Mr. Lane: But couldn't we just buy stickers for those? And – and use the regular bags and just put stickers on with a big L on them or something? Or a Y or something for yard?

Mayor Held: They'll break them open.

Mr. Wise: The plastic bags?

Mr. Lane: Yeah, in other words....

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Mr. Wise: Yeah, plastic bags will not work...

Mr. Lane: They will not work. Okay.

Mr. Wise: and – and I don't think they'll honor the – the price. They just can't pick up the plastic bags.

Mayor Held: Okay...inaudible...

Mr. Wise: They have to take the plastic bags to a separate location, and break them open...

Mr. Lane: Okay.

Mr. Wise: separate them from the – the trash, or the clippings, which are going to be a big pile that they'll dump out.

Mrs. Hines: But there must – must be other bags. My - sister in Westerville, they did this year 'round and they have their you know, the regular recycle – recycling bags, the brown paper bags, for their leaf and grass...inaudible...

Mr. Wise: That's – that's a source and he's talking about when he's done, whether or not his source will have them. I mean up until just a very short time ago, I had no idea there'd be this many bags...but I mean, that's – that's concern that I have.

Mr. DeOrio: Is the number of bags estimate – that is estimated needed based on the estimated participation rate?

Mr. Wise: Correct.

Mr. DeOrio: And then it's...assuming so – what, two bags each time somebody mows, or...

Mr. Wise: Four bags a week...

Mr. DeOrio: or what?

Mr. Wise: per residence was the – the estimate, for a period of six weeks, which comes out to about 96,000 bags, based upon the estimate.

Mr. DeOrio: And if we begin this – and if we begin this program...we would be committed to the six weeks, is it six weeks?

Mr. Wise: Correct.

Mr. DeOrio: We would be committed to the six weeks, so after four weeks we could – we could not terminate, is that...

Mr. Wise: That'd be a question for Mr. Coyle, but the proposal was six weeks at 52,000 which I'm sure some of that 963 is based upon the six weeks, as opposed to we start it and then cutting it off would be more expensive for them, I would think.

Mr. DeOrio: Well, I guess that's kind of what I – what I'd like – what I'd like to know...I guess I'm...going to be a little bit, you know, I appreciate...all the professionalism that and research that – that Mr. Coyle and – and others have put into it, I'm still a bit of a skeptic as far as the participation rate. But even if it's, you know, if it's not 75%, and it's 40% or 50%, I'm not sure what it would be, but you know, it'd be kind of be reasonable to expect that the first time that you're trying to put together a program that your participation rate isn't going to be ideally what you want, and I imagine that when the leaf program was initiated there were probably comments...at that time that, well, what...

Mr. Foltz: Yeah, who's – who's going to change the way they do things.

Mr. DeOrio: success is it going to be and right. So I think it does have a lot of merit, but it – what I was wondering, is if – if we didn't have so many bags...you know, because I would really hate to buy that many bags based on that...participation and then the participation isn't right, are these bags usable for anything else? Would we be able to use them for the leaf program?

Mr. Wise: Oh, absolutely.

Mr. DeOrio: We would.

Mr. Wise: and...

Mr. DeOrio: So we've – and we've allocated \$20,000 for the leaf bags for later, but in the event that we ended up ordering too many now, we just wouldn't have to order them later.

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Mr. Wise: Right, I don't think there's any problem with – with using the bags. You know, if we order 100,000 and we only use 10, then we've got a lot of years for leaf recycling. I – I mean...I don't think that's an issue. I – I guess getting them I have an issue about, let's assume we can work that out, if it – if it goes well, and I – I – it would be great, to get all that – those grass clippings and – and we're talking about more than grass clippings, correct, it's yard waste.

Unidentified: Yes.

Mr. Wise: Anything that would...you know, twigs, branches, those types of things that would fit in the bag. My – my...another one of my concerns is, what do we do next year? If we say okay we're going to do that this year, and we get a certain amount of money from the Solid Waste next year, which we'll, best case scenario sixty one eight, it's – they're going to be transitioning to a tonnage amount per – per tonnage. Best case scenario if we get the sixty one eight, how do we pay for, even if it's only 50,000 for the yard waste for six weeks, how do we pay for the educational purposes or the other things that we have to do for the commingles each year. The – the tonnage, and there's no – I – I don't believe there's any guarantee that on yard waste we get \$45 a ton. It might – might be \$25 a ton, I – I think that's an open question, I believe that's up to the EPA. But let's assume it goes very well, and we get...a massive amount, and everything works well. We don't – then when we go to the amount of tonnage, we don't get the sixty one eight plus whatever tonnage we collect. We have to get to 1300 tons or 1400 tons to get to the 62,000. We don't get...a grant amount in 2009, is my understanding they way they're going, we won't get an amount in 2009 plus the tonnage. The – the most we get will – will be the tonnage. So my concern is being able to pay for what we need to do to – to continue with the EPA required recycling program which is the commingling and then how will we pay for this Yard Waste Program, which while very good, at this point is very expensive and as I understand it, that is not an EPA required program. Okay, those – those are my concerns with regard to – to rushing this through...at this point in time. I mean, we're in the middle of May – April, I'm sorry...

Mr. DeOrio: That's okay.

Mr. Repace: What – what – what do you think the residents – is this going to cost – if this program goes forward someday down the road, \$9.63 per household onto their bill? Don't you think the people in this community will flip out when they see that?

Mrs. Magel: No, no, no, no, no.

Mr. Foltz: That's for a year.

Mrs. Hines: Well, my sister pays under \$14...

Mr. Repace: That's for the year?

Mr. Foltz: for the year.

Mr. Repace: Oh, for the year.

Mrs. Hines: a month for everything.

Mrs. Magel: It's eighty cents.

Mr. Repace: okay.

Mrs. Hines: So if they can do it, it's a bigger city, it – I don't – I don't see where if we were doing this, that it would cost us this much. You know, we've got to think of the future. We can't put everything in these landfills. And this is – this is kind of proactive it's – it's taking some of the stuff that can be used and in a sense, recycling it. That's why....

Mr. Repace: Should be about a dollar a month.

Mr. Foltz: Member Repace, to address your...not to...Councilperson Hines but, we pay 7.95 a month now, for – for commingle and newspaper, we pay additional \$2 a month. That makes it...9.95, and then we pay additional seventy-five cents a month for our Leaf Program. Those programs are funded by our residents paying for it.

Mr. Repace: Right.

Mr. Foltz: This isn't.

Mr. Repace: I recall he said a dollar....

Mr. Foltz: So 9.63 divided by 12 is the actual cost of this for six weeks, same – same period of time as the Leaf Program.

Mr. Repace: That's...inaudible...

Mrs. Magel: ...inaudible...

Mr. Foltz: Okay.

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Mr. Repace: Okay.

Mr. Foltz: I'm sorry, Member Hines, you had something else to say?

Mr. DeOrio: If I could just follow up on the...Director's comments, maybe, while Mrs. Hines formulates another question. But did you say that...the...they're changing to a new formula, somebody's changing to a new formula?

Mr. Wise: Yes.

Mr. DeOrio: And it's going to be based on the number of tons, is that correct?

Mr. Wise: Correct.

Mr. DeOrio: And that 1400, is -- is that being bandied about as the -- the number...

Mr. Wise: At 40 -- at \$45 a ton...

Mr. DeOrio: To get to \$45 a ton, you got to have 1400 tons?

Mr. Wise: 1300 tons is 58,500, so it's 1300 almost 1400 tons probably.

Mr. DeOrio: Okay, so the grant that we get now...is -- is very benevolent.

Mrs. Magel: Yes.

Mr. DeOrio: Okay, so...thinking we -- you know, we're going to have to be thinking more than just this, we're going to have to be thinking about the whole leaf recycle, the whole recycle thing in general, because in 2009, you know, if we're -- if we're pulling in 900 tons now a year, and with the -- with the recycle bins we can increase that 25%, we're still not going to make it to 1400.

Mayor Held: That's correct.

Mr. DeOrio: Which, still then, how are you going to get to 1400...you need some, you need some items that weigh a lot and -- and the grass clippings are certainly something that gets you there. Now, if what you're telling me is that, and Member Repace was bringing up, if I'm correctly understanding this then if this nine dollars and sixty sum cents was spread out over the course of a -- a year, on a residents bill, it's...

Mr. Repace: About eighty cents.

Mr. DeOrio: About eighty cents a month

Mayor Held: Same thing, right.

Mr. DeOrio: to keep the program going...

Mayor Held: that's for two months though.

Mr. DeOrio: if it -- if it would pan out.

Mayor Held: That's for two months though

Mr. DeOrio: Am I...I want to make sure...

Mr. Foltz: Member -- Member Hines you said it was \$3 more a month....

Mrs. Hines: Roughly, 'cause I -- you know, I said well how much does it cost you? And it was...I believe, under 14. And they do, you know, it is putting more trash out there, so you have like today, she missed, she forgot to put her -- her package out so she'll have to wait 'til next week. Now tomorrow is her day for recycles, and they do that, and then there's a third day so yes, there is stuff out there. But it doesn't all go in the landfill, and I think that helps promote it when you're doing more things, and there's more things for people to think about because, you know, I have seen bags and bags, plastic bags of leaves, that sit out in front of people's houses and I've almost ready to you know, knock on the door, I myself have always had to buy more, you know...

Mr. Foltz: Paper, paper bags.

Mrs. Hines: Yeah, and my neighbor...

Mrs. Magel: Me too.

Mrs. Hines: who had lawn service allowed me...inaudible...her leaves, that I'm actually collecting, allowed me to sign up for her bags, because I don't have any deciduous trees in my front yard, except for one little Fringed Japanese Maple.

Mayor Held: I'm sorry, oh I know.

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Mrs. Hines: I – I think that we need to be proactive in something, we have the money now and I know we have concerns about all this and yes, it will cost us money, and right now, if we could do a pilot program where it wouldn't, in a sense, cost us too much money because it is going to cost us money. But sometimes we have to put a few cents ahead, and if it goes well, then maybe the people would want to make it part of our system. You know, 'cause if then we would, you know, negotiate differently and do it, you know, that's why when I found out that they did this I wanted to ask...maybe our Council Clerk to call you know, to get through to Westerville, to e-mail to see how they do what they do.

Mayor Held: Right.

Mrs. Hines: I mean, we – that's how we do our – our Main Street you know, with the bricks and the lights, that all comes from Westerville. Maybe they have another good idea for us.

Mr. Repace: I – I have a question...

Mr. Lane: I'm just curious though, how many people really are going to participate in this? I mean, out – out of all us that mow our lawns, how many pick up the grass? I don't do it.

Mrs. Hines: But I have...

Mr. Lane: I put it back down.

Mrs. Hines: I have sticks, I have limbs.

Mr. Lane: Well, sticks and limbs are one thing, but I mean the grass is where you're going to get the tonnage.

Mr. Repace: Sometimes I do, sometimes I don't.

Mr. Lane: Yeah I – I just...

Mrs. Hines: Billy...inaudible...

Mrs. Magel: Don't do all the time.

Mr. Lane: I guess what I'm wondering, is in light of some of E.J.'s comments, if there's a way to take some of this grant money, and do a survey of our existing customers, find out, may - maybe do a smaller program this year. I don't know, but find out how many would participate in it, and if we know that we're going to get 4,000 households doing this, then we know going into next year we need \$100,000 for this. If we find out there's only going to be 100, that's a whole different ball game, but we don't know that right now.

Mrs. Magel: I do do it, and I wouldn't respond. I mean, you're - we're either going to put the bags out or we're not.

Mr. Foltz: I think....

Mr. Repace: David, going forward, would the City have to pay, would the City continue to pay for the bags?

Mayor Held: That's a good question. When – when you look at...and maybe I can your question this way...Jim. First off, I'm very proud of this Council because...you know, pushing ahead with a program like this, there's really not very many political subdivisions that have a curbside Yard Waste Collection Program. And it would be great to be one of the first cities in the State of Ohio to implement a program like this. And...this – I think the big challenge that we have right now is...if everything else was correct, that the program, we knew it was going to be a success...we knew that we were going to have an excellent participation, if we have the money available, logistically because of the timing, we may not be able to implement it properly. And I have pushed our Administrator for the past couple of weeks as we were discussing this, to review every aspect to make sure that we would be able to pull this off and do it. And he was nice and polite about it this evening but...it appears that implementing it could be a problem. Because when you look at just promoting it to the residents, and we would have money available through the grant to do a newsletter to inform the residents, but that in itself, we're working on the State of the City right now and – and working on a lot of other...information that we plan on distributing to the public, just getting a newsletter, if we had it done today, it would take at least two weeks. Best case scenario. Typically it's about 30 days to get a newsletter out. That's one challenge. Then the other thing just as Mr. DeOrio pointed out, you know the participation. If you look at the people that recycle right now in North Canton, we have approximately 18% that are recyclers. And how do we know that? because 18% roughly, made a request for these recycling bins. That's with just one promotion. So they're die hard recyclers. If you look at that percentage, I would feel that it would be safe to say, that out of those people that we know are going to recycle or participate in our programs, do not collect their grass clippings. More than likely, they mulch, because they're environmentally sensitive, they're – they're green so to speak, residents...they're not

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collecting their – their – their leaves. And so, and you know, and I appreciate Mr. ...Rod Coyle and his assessment when he's estimating the participation, he has to estimate that he's going to high participation, because that's his cost going up. I mean, the best thing for Mr. Coyle is that he estimates high and then nobody participates...because it's a – it's a – you know, profitable for Republic. When we're looking at our participation, of course, we're looking on the other end. We hope that a lot of people...that...you know, if we're going to be paying that amount, we would like to get the amount up, but we may not be able to do it because they simply don't...they mulch their grass, they don't – they don't collect it. So, I guess what I would offer, or what I would submit to Council is I would like to see this program go through. I just cannot confidently say that we would be able to implement it based on the information I received from our Administrator that we'd be able to do in time, or do it properly. And I can tell you, that when we had the leaf recycling program, and we didn't have sufficient bags, we ran out of bags at 40,000, it was not a pleasant week at City Hall, when the residents continued to make requests for bags. And...and...which – it's a nice problem to have.

Mr. Foltz: That's – that's what I was going to say, Mayor, isn't that what we want?

Mayor Held: Yeah, that's....that's right, that's what we want.

Mr. Foltz: Doesn't that mean we got a great program going here.

Mayor Held: Right, it was so successful we used what we had...

Mr. Foltz: Or we're going to...inaudible...is this a challenge for us to...

Mayor Held: more participation than we had planned. But the problem is, that they're not happy residents.

Mr. Foltz: Maybe I live in the middle-class, the lower middle-class in North Canton, but I look down my street and I guarantee you, I could fill a one ton truck up driving up throwing grass clippings on it every Wednesday. I mean, I could fill a truck up. Maybe that's my street. But I use my street as an indicator what the City can do. You know, I...Mayor, I – I know you're not looking at anything, but I look at Plain Township here, with...the drop-off program, how much of that is grass and...do you have any idea?

Mayor Held: No, it's hard to tell.

Mr. Foltz: And how much is grass and leaves, I mean 5,000 tons? I mean...these landscapers are dropping something off there, it has to ...inaudible...

Mr. Snyder: Well, they have also a extensive Christmas –

Mr. Foltz: And they have a place to put it.

Mr. Snyder: Christmas tree recycling, they have facilities, those trees, those limbs add up.

Mayor Held: Oh, there's logs, there's tree stumps...

Mr. Snyder: Yeah they – they collect wood, they – they been at it – same with Jackson.

Mr. Repace: But they can't be a – a....they can only be a certain diameter.

Mayor Held: That's right.

Mr. Foltz: Yeah, see, my point is they're...

Mr. Repace: Plain Township.

Mr. Foltz: six times our tonnage

Mayor Held: That's right.

Mr. Foltz: I – I'm just throwing this out there. Grass is going there. It has to be.

Mayor Held: Oh yeah, it is.

Mr. Foltz: To be collected. It's not just...newspaper and commingled plastics. I mean we have to, you know.

Mayor Held: The – the one – the one thing that we can consider, when you look at the tonnages there's no doubt, when you have a – a Yard Waste Collection Program, your tonnage is going to go up. The – the problem is that when you have a curb side Yard Waste Collection Program, the cost is very high as we know. Ideally, we'd like to have it six months out of the year, seven months out of the year, eight months if possible of yard waste collection. We're looking at a two month program. If we're – if we are successful with it, the next thing the residents are going to ask, is why aren't we doing it for six months? Or longer? And so...the one thing that we could consider also is a – is a drop-off location for the residents in the City.

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Which Jackson has a very successful drop-off location and Plain Township has a very successful drop-off location. That would be a great program. The challenge that we have right now, and Mr. Repace might be able to help us with this, is – is a location. It's a location.

Mr. Repace: I knew you were going to say that.

Mayor Held: I'm sorry.

Mr. Foltz: I – I'm not really...

Mayor Held: What – what's that?

Mr. Foltz: That's alright, finish your comments...inaudible...

Mayor Held: Yeah, if – if we can – if we can find a location for our Yard Waste Collection Program, that would be a great success.

Mr. Snyder: Well, Mayor...

Mayor Held: yes.

Mr. Snyder: I'll caution you, my memory serves me right, we did that once before and those bags are still laying, oh, excuse me. Oh, we went through two tapes?

Mr. Lane: Holy moley.

Mr. DeOrio: Wouldn't want anybody to miss your comments.

Mr. Snyder: no, my profound, you wouldn't want to miss them.

Mrs. Magel: Oh, Elaine's going to be typing again.

Mr. Foltz: ...vehicles with grass clippings to take them somewhere, I mean, it's either going to be curbside or I really don't want to...

Mr. Snyder: We did a curb – we did a drop-off and they are still laying in Oster in the bags.

Mr. Foltz: Okay, I guess would offer this, and maybe we can make the motion and have Mr. Coyle come back up here, if – if we're worried about expending all the grant dollars because this is going to be so successful, that's a challenge I want, basically. 'Cause it's not costing our residents anything other than if we run out of bags, they got to go buy them themselves to participate. But if – if we're willing to maybe make this a month versus six weeks or push it back a couple weeks so there's proper notification to our residents, I don't have a problem. I'm not – I think we can get a letter out there talking about the additional...containers available and this program to people in two weeks. It can just be on some a letterhead something like this.

Mayor Held: Well, one – one thing that Miss Magel brought up, if I may add, and also Councilman Snyder, is that if we are looking at – we – we want to look at our ability to replicate this program also. I mean, if we're going to have it and it'll be a success, and we hope it would be a success, number one, the implementation I still believe would be a problem for this year, but secondly, our ability to replicate the program year after year after year...It has been brought up about the City purchasing a yard waste collection truck and bins along with that. And if we were able to do that, we were able to...utilize our present manpower to collect the Yard Waste Collection Program, that would be a program that we could have year after year after year. It would be no additional expense other than the operational end which is utilizing our work – workers. That's the same thing that the City of Canton is doing right now. Solid Waste District buys the trucks, Solid Waste District buys the bins through a grant, and it's up to the City to utilize the workers to do the collection. And that's a program hopefully that they'll have for years to come. Same thing here, if we utilize the money that we have available, we purchase a truck, we purchase bins...that...and it's successful, we take a worker and put them on. One worker, let's say we have...we give all the residents a 90 gallon container, they put the yard waste in there, and we have one of those arms that comes out, grabs it, dumps it in, we don't have the workers compensation problems, because they're not lifting the bins, and...it's just another thing to consider. Unfortunately, given the timing, and given the fact that there's not many programs in the State of Ohio, it's hard to make that assessment right now. We're – we're coming up with ideas, and unfortunately ! just don't have enough information to say yes, this is the route to go or – or no it's not.

Mr. Foltz: I'm not disagreeing with – maybe some – trying to do some of this in-house, but let's get some data through what we can do now. I mean...we have a contract in place with Republic for 2 years. He's given us a quote that's similar to the leaf program. I don't understand why we can't do this along with the leaf program later in the fall also. I – I mean, I want to explore all those avenues here. I mean, I'm sure you get grass and leaves when they pick them up in the fall. I'm sure they're not all straight grass. People are using – or are running their mowers.



## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

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Held

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Mr. Repace: Yeah, but you know what Doug, don't you guys laugh out there when I say this, but you know what, when you have you have your lawn mower bag, and you – you have a paper bag that's got an opening about like that, how do you empty your lawn mower bag into an opening about like that? You're going to have grass all over the place.

Mr. Foltz: No...that's fine. I've done it.

Mr. Repace: I'm serious, right? Come on you guys.

Mr. Foltz: No, I've done it.

Mr. Repace: It's – it's hard to do.

Mr. Snyder: Well, we give everybody Rice Landscaping...

Mr. Repace: So how many people are really going...

Mr. Snyder: number let them pick up the grass and haul it.

Mr. Repace: how many people are really going – going to use that? I like the idea of having a drop-off area, like some of the neighboring communities have, you know, that would be a nice thing 'cause I'll tell you, when people clean up their yards they take that stuff to Plain Township, they take it to Jackson Town – Township.

Mrs. Magel: What's your backyard look like?

Mayor Held: Mine?

Mrs. Magel: Yeah.

Mayor Held: Oh, you mean...

Mrs. Magel: Drop-off.

Mayor Held: that City property right behind my house?

Mr. Foltz: Any other comments? I think everyone knows where I stand on this, so.

Mrs. Magel: Well, one thing I – I would like to say is, I – I got a – some information from Mr. Coyle where he had given me the \$45 number for the leaves and...perhaps the grass. So I had to re-multiply here, which I've been doing.

Mr. Repace: Like a calculator?

Mrs. Magel: I didn't have any problem.

Mr. Repace: If you'd like a calculator....

Mrs. Magel: So don't forget, what's not only cost, we get grant money in per ton. Now our number one goal was to make fourteen hundred, and I – and I know I'm repeating what Pat said, 'cause he already said it. Right now, we're nine twenty-five tons. But that would be the newspaper, the commingling, and the leaf. You add this 547, we're up to fourteen hundred, and that's what we need, so that's an answer right now. That's because the leaves are heavy, I mean the grass is heavy.

Mr. Foltz: right.

Mrs. Magel: Second of all, let – let's go, you get \$45 per ton for - for grant money, and I'm using 2006 numbers, and I know 2007's going to be higher, isn't it? It is. The leaf was 316 times 45, they – 547 times 45, and the amount of grant money that we have now, you know you have to add the newspaper and the commingling is 200 – 609. Now you add up those numbers and that's \$72,000 income in grant. And so, you know, we – we can't just say this is what's outgoing. As I understand the more – the more we work with the leaf program, the more we work with the commingling, the more we work with the newspaper, the more we work with the grass, working together, North Canton wins. You know it's...let's broaden this and...the key is tonnage.

Mr. Snyder: That math becomes somewhat fuzzy though, when your cost of doing it is 100,000 and you bring in 72. That's the old adage, you sell at a less price, you lose money, you sell more, you make more.

Mrs. Magel: Well I don't think we...

Mr. Snyder: That's a little hard to do.

Mrs. Magel: need 100%...bags, 'cause we don't have it with leaves.

## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

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Mr. Snyder: No, but I'm saying that, bring in 72 but you have to lay out 96, that's not good math.

Mrs. Magel: No, it's that 50 I think.

Mr. Foltz: No Member Snyder, our residents are paying close to \$180,000 a year now to recycle. That's not counted in that grant. We – we're providing the bags for the leaves, that's it.

Mr. Snyder: No, I know. No, but you're going to expend, you're going to expend \$52,000 for 6...

Mr. Foltz: Grant dollars spent

Mrs. Magel: Correct.

Mr. Snyder: plus the cost of bags which is guesstimated between forty and fifty thousand dollars. That's 92 to 102 thousand. The – they – the residents are still going to pay the hundred and some thousand, and get six weeks of grass pick-up for 100 plus thousand dollar. If you go to pay that kind of money, I'll go buy a truck tomorrow and drive it myself.

Mr. Foltz: Well,

Mrs. Magel: yeah, except you save us two...inaudible...Jon.

Mr. Snyder: I mean that's – that's ludicrous.

Mr. Lane: Jon's Recycling.

Mr. Snyder: I mean I'm going to get in the trash business.

Mr. Foltz: Jon, it's – recycling's not cheap, I made that comment.

Mr. Snyder: No, I know, but I get into trash, but I can understand why they don't worry about anything. I – that's pretty good money.

Mr. Foltz: You know, then - then we just fill – fill the landfills up and who cares, I guess. I mean, I mean, what...there's a middle ground here you got to reach.

Mr. Snyder: Well, you know, maybe, the thing is, everybody's caution us, again, I will have to say, in this case we have an expert it's in – it's in recycling business. Everybody's telling us, to – to walk cautiously, maybe we start out this season with a drop-off point, and then gradual – the money isn't going to go anywhere we haven't had an account. They're not going to penalize us and take it back, are they? If we're making an attempt to – to use it in a meaningful way. Using that, we expend all the funds, we have nothing left for education, we have nothing – I would like to see them hire somebody to do education in the community with some of that money. There's so many things to guarantee the possibility that we get a grant next year. We're not even guaranteed if we don't again, fulfill, what everybody you know, four people voted against us here on educating the people on – on another ordinance. So now, we're doing the opposite, we're taking the other side of the coin. We have to be consistent in what our – in our philosophies I think. I would say drop it off for the first season, see how it works, and then go on.

Mr. Foltz: It's not going to work.

Mrs. Magel: Wow.

Mr. Foltz: 'Cause people aren't going to take their grass...

Mrs. Magel: Talk about stretching things.

Mr. Foltz: People aren't going to take their grass in bags and drop it off. They're not going to do it. It's curbside or don't do it at all. There's other avenues for – for drop-off in the area. I mean, our residents are going to pay for trash bags anyway, to – for their grass, the ones that do mow and – and collect it. I mean, that's the bottom line. We're going to provide some bags, we run out, they can – I'll purchase bags, that's me, but you know, whoever else is going to get involved with it. There's no difference in price, really, what you get out of it, in my opinion.

Mr. Repace: Can we justify \$50,000 for bags?

Mr. Foltz: We justified 20 for the leaf program, Member Repace. That comes out of our grant. What the people paying for us to take it away.

# RECORD OF PROCEEDINGS

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Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

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Mr. Repace: And maybe again I'm thinking stupid here but, to me the – the leaf program it – it – it's – it's different. You know, people rake their leaves; they put them in a bag. Again, you're going to struggle to empty a doggone lawn mower bag into a little...into those paper bags. You're going to struggle doing that. And I'm not sure people are really going to do that. 'Cause they're not going to want to try and dump grass into a bag and have to clean it up and put it back in a bag.

Mrs. Hines: But they put it...

Mr. Repace: I'm telling you.

Mrs. Hines: in a plastic bag.

Mr. Repace: Yeah, plastic bags got an opening like that.

Mr. Lane: The plastic is much easier. Well you wrap it around the – the container and then you flip it over, it's a lot easier.

Mayor Held: That's exactly right.

Mr. Snyder: and it ain't going to cut...inaudible...either way.

Mr. Lane: I mean I was green...I mean I drive my family nuts with as much as I want to recycle, I mean they – I'm grabbing cereal boxes and folding them up and putting them in the recycling bin but I just – I think with the Mayor and – and – and the Administrator's concerns on this thing, with trying to turn it around so fast, I think that's – that's my – my big concern too. You know, whether or not we can get this done properly, and if we're not going to do it right then I don't think we ought to be looking into it.

Mr. Foltz: We have a media source here, Member Lane. A letter to our residents in two weeks, giving them a month's notice, I don't – you don't think that's adequate time? You're going to collect it anyway. It's not – you're not asking them to do something they're not already doing, the ones that are going to participate.

Mrs. Magel: The leaves started out slow. The newspaper and the commingled mix started out slow, and look it's built so, this is just a third thing...

Mr. Wise: I'm just thinking about anything...inaudible....as opposed to something....

Mrs. Magel: that I think this will advertise the other two. The other two will advertise this. It's – it's a...

Mr. Lane: I think if we had a ready supply of bags, I'd feel differently but, again, if we run out, you know, we're spending forty – fifty thousand dollars for bags for this thing.

Mayor Held: If I can – if I can add something, I'd really appreciate everybody's desire to do this, but the thing that I'm concerned about is that Council goes ahead and passes this, and we're not able to properly implement it.

Mr. Lane: Right.

Mayor Held: That's what – that's what our concern is and if anybody would like to see it implemented, I certainly would like to because it's a plus for the City, it's a plus for the district, it's – it's a – a plus all the way around. But it's just at the same time, we certainly don't want to fail.

Mr. Lane: I mean, it's not the seven of us that are going to go out there and – and hand out the bags and educate and everything, it's these guys and their crew, and then...they're saying they can't do it. Or do it properly, I should say.

Mr. DeOrio: Well...

Mr. Lane: At least that's what I'm hearing. And I might be hearing wrong.

Mr. DeOrio: Well if I might just – let's just kind of cut to the – to the end game, I guess. The end game is, if this doesn't pass on an emergency, it ain't going to happen, because you know, the – it won't – we won't be done with three readings and approval and 30 day wait and all the other stuff that we have to do, and I guess you know, I hear everybody wants to do it, but I'm – I'm not sure that you – that there's six votes here to make happen on an emergency. So I think that's really what we really ought to focus on. And based on what the Mayor said, you know, they feel that their – their – they may not be in a position to implement this to the best of their ability at this time to give it their best shot and it sounds like they want to do it, but, the timing is – is an – is an issue here. So unless we're willing to – to move forward with six, it just isn't going to happen, this week.

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Mr. Foltz: Can I ask one last thing for a middle ground then? Mr. Coyle could come back if Council will allow it, can I have a motion then to bring Mr. Coyle to...inaudible...

Mr. Lane: Sure.

Mr. DeOrio moved and Mr. Lane seconded to allow Mr. Coyle to come before Council.

Mrs. Magel: When, you mean...

Mr. Foltz: Right now. Will you call the roll, Gail?

Mr. Lane: We got to wake up Gail, hold on.

Mrs. Kalpac: Oh, I'm sorry.

All members present voting:

Yes: Magel, Repace, Snyder, DeOrio, Foltz, Hines Lane.

No: 0

Mr. Foltz: If you'd be so gracious to come up, we're going to ask you a question. Is there a way that you can adjust your costs to reflect a month program, to go out June 1<sup>st</sup> through the, you know, just the four weeks of June?

Mr. Coyle: I'm sure there is. What – what we'd have to do is go back to the drawing board, 'cause as you may or may not realize, our business is predicated on X number of trucks doing trash, X number doing recycling. When we first started talking about this, we had to make other arrangements to get a vehicle, and make arrangements for drivers. So that's what we did on the six-week program. I'm sure we could do it, but it – it's going to take me to go back and you know, take a look at where we're getting the trucks from and...

Mr. Foltz: It would – it would add one week in June and just – just start June, the first week of June, whatever that is.

Mr. Coyle: And – and do a four week program?

Mr. Foltz: Yeah, June, it'd start June 4<sup>th</sup> and run through the week of the 25<sup>th</sup> so, you're adding a week to your six....

Mr. Snyder: Well divide six into that, you could figure that out.

Mr. DeOrio: That might be more.

Mr. Snyder: Oh.

Mr. Foltz: I – I don't think it exactly would be divide by six and multiply times four.

Mr. Snyder: It'll be costs be a little higher because there's less time involved.

Mr. Coyle: I – in – I'm not the operations guy that does the – the hiring and the – the...

Mr. Wise: ...inaudible...on a Saturday.

Mr. Coyle: logistics of getting the vehicles in here from Cleveland and one from Columbus.

Mr. Wise: ...inaudible...until whenever.

Mr. Coyle: So we got to go back to them and say, program's going to be a little bit different, we're going to start it a little bit later, and do four weeks.

Mr. Wise: Exactly.

Unidentified: It's not a...inaudible...

Mr. Foltz: Yeah, so you're just going to add a week on the length, from June 22<sup>nd</sup> to finish....

Mr. Wise: But you can get a lot of tonnage.

Unidentified: Absolutely.

Mr. Coyle: May 22<sup>nd</sup>?

Mr. Foltz: The original program started May 15<sup>th</sup> ran through June 22<sup>nd</sup> on your quote. I'm looking at it starting May 4<sup>th</sup>, I mean June 4<sup>th</sup> and running through June 29<sup>th</sup> so I'm pushing it back a week, but starting it later. Extending it a week I should say, and starting it first week of June.

Mr. Coyle: I – I could get the numbers, I – I can't do them tonight, 'cause I have to consult other people but, I can get them in the next day or so.

Mr. Foltz: Does Council have to look at that scenario? Just to have a pilot program in place.

Mr. Wise: Forty cents a ...inaudible....

Mr. DeOrio: I'm willing to look at it.

# RECORD OF PROCEEDINGS

0319

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

|      |                                |          |
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Mr. Lane: Does the Administration feel that...

Mr. Foltz: that'll give us two more weeks for advertisement...

Mr. Lane: with that lead time, that would help?

Mr. Foltz: Is there anybody emphatically no against that? I mean, is there going to be an emergency situation next week...

Mr. Lane: Unless we hit a draught sometime here - between here and there.

Mr. Foltz: Excuse me?

Mr. Lane: Unless we hit a draught after we've passed this and we find out we ain't got...

Mr. Foltz: That grass isn't growing now, we got a little advantage right now.

Mr. Repace: You know, what I'd like to know what the Administration feels about this too, going that direction. You know, I - I like your input on this.

Mayor Held: I mean I - I - I want to just be very....direct on this. I would love to see this program succeed. I think it's a great idea and I'm glad that Doug is pushing it like he is, and I'm glad Council's supportive of it. But I certainly do not want to have something approved and then it's - doesn't work the way that it's supposed to. I mean, even when we had our first Leaf Recycling Program, there was an education process, just to convince the residents that they indeed and Miss Magel, I know you're aware of this because, when you were - you were actually one of the first people to put the leaves in the bag.

Mrs. Magel: Yes I was.

Mayor Held: We had residents coming up saying, how could you possibly put leaves in a brown paper bag? Because they're used to the plastic, and as Mr. Repace is mentioning, now you're going to have - there's a certain level of...of...a promotion of the program to get those people that do cut their grass, to go from taking that plastic bag to stretch it over the wide end of their...lawn mower bag...

Unidentified: Right.

Mayor Held: and now use a paper bag. And now...myself and Mayor Rice, we were going out door to door with our rakes and showing how people can transfer the leaves from the pile to the brown paper bag as it stands open. And - and people are like oh, okay, then it picked - picked up and we had a lot of members of Council at the time, but I'm not sure, I've never tried to dump...a...

Mr. Repace: Lawn mower

Mayor Held: grass, yeah, lawn mower bag into one of those bags. I've never done it myself, so it's a - it's a good point.

Mr. Repace: Well, if you want to come over and mow my lawn, and try it, you're welcome to do that.

Mr. Snyder: Yeah, for about six months.

Mayor Held: Test it out on Mr. Repace.

Mr. Snyder: Practice...

Mrs. Magel: You'll get a better sampling on my yard.

Mayor Held: Yeah.

Mr. Lane: Then - then Jon will get his truck and come over and pick up...inaudible...

Mr. Snyder: Yeah, I'll be there.

Mr. Foltz: No, I - I can say we've done it with the leaves, with the mower.

Mr. Lane: Dave and Jon's Haul...inaudible...

Mr. Foltz: I've - I've seen it first hand...

Mr. Snyder: That's a lot of money.

Mr. Foltz: the bag will fit, I don't - I don't - I don't think that's going to be a problem.

Mayor Held: But you work for the Park Department.

Mr. Foltz: Doesn't matter, we don't collect our grass down there.

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COUNCIL OF THE CITY OF NORTH CANTON

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Meeting

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Mr. Wise: The...city that I spoke with, Willoughby, which does do a program, they – they require, well they don't require but, most everyone uses a container, and they have a container that they put a sticker on, and that again is just grass clippings. They – they can use the bags, but it's...I don't remember the price, it's 20 bucks for a sticker, for the period that the program runs, and then you can buy 5 bags for 5 bucks. So you – you would end up using, spending much more money with the bags, but, again the container makes it – it's solid, it's stable, you dump the – the grass hopper right into the bag, or into the container and there's no issue there. I know that's the way it works in Willoughby. So I think there's probably is some...

Mr. Lane: And they buy the containers, their container. It's like their garbage can.

Mr. Wise: The residents...

Mr. Lane: Yeah.

Mr. Wise: buy the containers, theirs, my understanding, and pay for the sticker.

Mr. Lane: Right.

Mr. Repace: Sirs, is it your recommendation not to proceed with this?

Mayor Held: Yeah, right now I'm not confident that we're going to be able to properly implement it. That's the challenge that we have, because of two reasons. Number one, the timing of it, and number two, because we don't – there's really no, very little information that we have to go off of, as far as other communities that do this. For even, to even forecast how we would – how successful we might be. I mean, we could look at it and say well, we collect this much for leaf recycling, we have this much participation for commingled recycling, and therefore, we're going to come up with this number to say this is how many people will participate in the...leaf...

Mr. Magel: Grass?

Mayor Held: or in the grass collection, 'cause we really don't know that. And – and at some point it would be really discouraging to have 16 pallets worth of bags and...and then it just not succeed. I mean, that's, well, that's one concern that I would have, and because of course, we'll be getting the phone calls as far as...you know, if there's problems. I mean just – just having our Leaf Recycling Program end one week early, I can't tell you the number of calls that we received in this office, as to why we didn't have more bags. And that was success. That was 40,000 bags. Forty plus thousand bags and we ran out.

Mrs. Hines: But so did everywhere else.

Mayor Held: Right, and the one good thing about the program I guess, is that – is that you're not the person picking up the phone on the other end, saying that there's no more bags.

Mrs. Hines: But, but Lowe's didn't have them, I mean...

Mayor Held: Right, and see that's another....

Mrs. Hines: Wal-Mart didn't have them,

Mayor Held: that's another, that's exactly right.

Mrs. Hines: I mean, it wasn't just North Canton.

Mayor Held: And see, that's another problem, because we don't have a purchase order, we don't have a guarantee that we can ship that many bags in. It would be awfully embarrassing if we order all these – or if we put the order in, the residents – it takes off and then we say, oh sorry, no more bags. We ran out, Lowe's doesn't have them, and – and Home Depot doesn't have them, and – and it's sounds like a simplistic concern, but I can tell you, when – when it happens, it's not pleasant. And we've been there before.

Mr. Foltz: Okay, this Council, I don't see six votes here, am I correct on that? Without putting to vote? Let me ask you one thing - more thing, Mr. Coyle, and I appreciate your – your time you've given us. I'm not giving up on this. Can we do something in the fall? Can we do something where we do leaves and grass in the fall? 'Cause there is a second growing season.

Mr. Coyle: Absolutely. And...

Mr. Foltz: Can we expand it? I want to go after this, I – I'm not going to commit money to hire a person to go around to the schools or – or do anything else. I want that money set aside, this Council to look at this yet, to try to put some pilot program together, leaves and grass, 'cause – and – and see what we can work out, with the logistics of that. And that'll give us

## RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, April 9

7:00 p.m.

07  
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plenty of time for the educational aspect that everyone's concerned with. But I'm not, and I think we're going to be proactive and get it done regardless, but I'll defer to this Council and Administration on that. We put something together this fall, maybe even expand the program from six to eight weeks.

Mayor Held: Well, you know, that - that's actually an excellent idea because I can't see why, I mean, you're workers would still pick up the grass clippings if they put them in a brown paper bag because it's really, we call it a Leaf Recycling Program, but it's really a Yard Waste Collection.

Mr. Foltz: We'll call it Yard Waste Recycling and do it for eight weeks.  
Mayor Held: I mean that - that's really a great idea because our...

Mr. Foltz: Middle of September or beginning of September through...  
Mayor Held: Right.

Mr. Foltz: first week in November, whatever we want to do.  
Mr. Snyder: won't cost us any money, just the bags.

Mayor Held: we can promote it...  
Mr. Foltz: Okay, is that fine?

Mayor Held: just be a matter of promoting it as...  
Mr. Repace: Oh, absolutely, people mow into December anymore.

Mayor Held: Sure.  
Mr. Foltz: Believe me, I know more than anybody about the mowing season.

Mr. Lane: they haven't started yet.  
Mayor Held: Yeah, because even right now, when Republic comes out, residents could put...

Mr. Foltz: They could put grass in those bags now.  
Mayor Held: Right, as long as it's yard waste.

Mr. Foltz: And you're not going to know until you put it on the truck and it's mixed in with everything else you drop off really.

Mr. Coyle: No, we know that there's grass with the leaves.  
Mr. Foltz: 'Cause I know, I know when...

Mayor Held: Yeah, there is, right.  
Mr. Foltz: when you use a lawn mower to pick up the leaves you're picking, you're cutting some of the grass too.

Mr. Coyle: Sure.  
Mayor Held: And there will be no additional cost to the City, too..

Mr. Foltz: And that's - and that'll increase our tonnage, let's work on that then Mayor.

Mr. Benekos: Should expand it.  
Mayor Held: What's that?  
Mr. Benekos: If you expand the program.

Mr. Foltz: Mayor, do I have your commitment?  
Mayor Held: It'll really be an expansion of the program and really the only...

Mr. Foltz: We have your commitment on to expand it to maybe 8 weeks and ...  
Mayor Held: Yeah, we could do that.

Mr. Foltz: and do grass and leaves...  
Mayor Held: That'd be a great idea.

Mr. Foltz: that's what I want to do.  
Mayor Held: That's a - that's a great idea.

Mr. Foltz: This Council...will -  
Mayor Held: That's a great idea.  
Mr. Lane: Absolutely.

Mr. Foltz: will look at that...  
Mr. Repace: Actually, I think it's a better - better idea.

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Mr. Foltz: with me...inaudible...we'll take this off the table and...  
 Mayor Held: The more bags, the more weeks.

Mr. Foltz: do it right I guess.  
 Mr. DeOrio: Kum Ba Yah, baby.

Mayor Held: Sounds good.  
 Mrs. Magel: Well, just one last thing, you said we – we have no way of anticipating the tonnage for the grass? That came from an expert and...

Mayor Held: Well, that's right, I know.  
 Mrs. Magel: I – I know it's just an estimate but we do...

Mr. Foltz: Thank you Mr. Coyle.  
 Mrs. Magel: appreciate everything you did.

Mr. Foltz: We will get back to you very soon on that proposal...  
 Mr. Coyle: You're welcome.

Mr. Foltz: so we have enough time to address it.  
 Mrs. Kalpac: Are we going to move to table that Ordinance then? Table both of them and bring them back at a later date?

Mr. Foltz: I think we're going to have different numbers so, I'll just make a motion that...  
 Mr. Snyder: to defeat it.

Mr. DeOrio: Could we just table it.  
 Mayor Held: That's a good, that's a...good compromise. Very good.  
 Mr. Foltz: Table it?  
 Mayor Held: I feel more confident...inaudible...

Mr. Foltz: Is there a motion to...table Ordinance 50-07?  
 Mr. DeOrio moved and Mr. Lane seconded to **table Ordinance No. 50-07**. All members present voting.  
 Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane, Magel.  
 No: 0

Mr. Foltz: And we don't have to read the other title right now...  
 Mrs. Kalpac: Nope.

Mr. Foltz: okay, to accompany it. Okay, is there a motion to adjourn?  
 Mayor Held: Very good thank you.

Mr. DeOrio: So moved.

Mr. Foltz: Oh I'm sorry...I have to go through business yet.  
 Mr. DeOrio: Retracted.

Mr. Foltz: Thank you.  
 Mr. Lane: Just a practice.

Mr. Foltz: One quick comment, if I may then, Resolution of Support, I'm going to read this, hopefully everybody signs it: "....expressing North Canton Council's support of the Blue Star Mothers of America, Inc. Department of Ohio ("Organization") in their work with our veterans. WHEREAS, The Blue Star Mothers of America was founded on January 22, 1942 in Flint, Michigan as an organization meant to unite all mothers who had sons or daughters in the Armed Forces; and, WHEREAS, in June of 1960 the Organization was chartered by Congress; and, WHEREAS, the Organization is responsible for and work with legislation for military personnel and veterans issues; work at VA hospitals and homes; assist the USO with ceremonies for military personnel and veterans; send care packages and letters to our soldiers and veterans; and advocate for fair military." I'm asking that everyone sign this as indicated so, I'll sign this first and pass it on through Council. With that I'll go around the...the forum here...

## REPORTS:

Mr. Foltz: Any comments from our Law Director?  
 Mr. McFarren: Next meeting.

Mr. Foltz: Next meeting? Julie asked to be excused, she had another commitment.  
 Administrator Wise?  
 Mr. Wise: No further report.



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Mr. Foltz: Mayor Held?

Mayor Held: Yes, I think it was nice, nice compromise on our Yard Waste Collection Program. Healthy discussion, debate, I appreciate that, and also our State of the City will take place April 24<sup>th</sup>, 7 p.m., hold it in the evening, and...any members of Council that have any - any information that they would like to...inaudible...please pass it on to our office and Councilman DeOrio is going to be working with us on the portion of the finance report, correct? And I think we're good to go. Thank you.

Mr. Foltz: Engineer Benekos?

Mr. Benekos: One quick item, on - on the Hoover Memorial Bridge on South Main Street, the County Engineer...has approved...the sign to go on there. As you recall, Miss DeMuesy is going to pay for the purchase of the sign, however...the agreement was that the City would install the sign. We have a cost of \$750 to install the sign by Akers Signs...I just wanted to let Council know about that, that we're going to use the money from the Hoover Pedestrian Bridge, the left over money to pay for that. Then any future maintenance of that sign, the County Engineer will not maintain the sign, that the City would be responsible to maintain that sign. And I just wanted to get that on the record, and that's all I have, and I'll proceed unless I hear otherwise. Thank you.

## REPORTS - COUNCIL:

Mr. Foltz: Okay, thank you City Engineer. Gail, any comments?

Mrs. Kalpac: No, no report.

Mr. Foltz: Member Lane?

Mr. Lane: No.

Mr. Foltz: Member Snyder?

Mr. Snyder: No.

Unidentified? Did you sign it?

Mr. Foltz: Member DeOrio?

Mr. DeOrio: No.

Mr. Foltz: no? Member Hines.

Mrs. Hines: Just that there's a Charter Review Commission meeting Thursday night at 7 here.

Mr. Foltz: Okay, thank you. Member Repace.

Mr. Repace: No.

Mr. Foltz: Member Magel.

Mrs. Magel: No.

## ADJOURN:

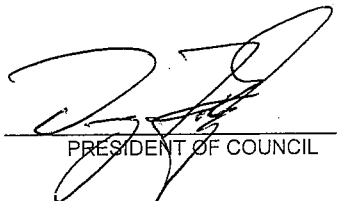
Mr. Foltz: No other comments? Motion to adjourn?

Mr. DeOrio moved and Mr. Lane seconded to adjourn the meeting. All members present voting:

Yes: Repace, Snyder, DeOrio, Foltz, Hines, Lane.

No: 0

Meeting adjourned at 10:06 p.m.

  
 PRESIDENT OF COUNCIL

ATTEST:

  
 CLERK OF COUNCIL

4/20/07 ev