

## RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON

SPECIAL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Wednesday, December 6 5:00 p.m. 20 06

## CALL TO ORDER:

1. The Special Council meeting was called to order at 5:00 p.m. by President of Council Doug Foltz.

## ROLL CALL:

2. 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, City Engineer Jim Benekos, Director of Finance Herr, and Clerk of Council Gail Kalpac.
3. Mr. Foltz: With that, may I have a motion to read by title only, the first reading of Resolution No. 135-06?

Mr. Snyder moved and Mrs. Magel seconded to **read by title only, the first reading of Resolution No. 135-06**. All members present voting:

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

No: 0

Mr. Snyder: I don't think that recorder's on.

Mrs. Kalpac: Yeah, it is.

**Resolution No. 135-06 – 1<sup>st</sup> Reading – Personnel & Safety**

Resolution No. 135-06 accepting the Fact Finding Report dated December 1, 2006 styled City of North Canton, Ohio, Employer and Ohio Patrolmen's Benevolent Association, Union, Case No. 06-MED-05-0695, by John T. Meredith, Fact Finder, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Hines.

Mrs. Hines: Well, I was told last time that really they wanted to....accept this one, but then E.J. had some...

Mr. Wise: I - I beg your pardon, this is...

Mrs. Hines: He...

Mr. Wise: This is the Patrolmen's.

Mr. Foltz: This is the Patrolmen's.

Mrs. Hines: This is Patrolmen's.

Mr. Wise: Right.

Mrs. Hines: That one...

Mr. Wise: This is – this is the recommend...

Mrs. Hines: you're still okay with?

Mr. Foltz: Yes.

Mr. Wise: Right. The – our recommendation is to accept the Patrol ...

Mrs. Hines: Okay.

Mr. Wise: and reject the Dispatch.

Mrs. Hines: That – so that's one I recommend at this time.

Mr. Foltz: Okay. Do - do I have a motion to adopt the first reading of Resolution No. 135-06?

Mrs. Hines moved and Mr. Lane seconded to **adopt the first reading of Resolution No. 135-06**. All members present voting.

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

No: 0

## RECORD OF PROCEEDINGS

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Wednesday, December 6

5:00 p.m.

06

Held

20

Mr. Foltz: May I have a motion to suspend the rules for Resolution No. 135-06?

Mrs. Magel moved and Mrs. Hines seconded to **suspend the rules** for Resolution No. 135-06. 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 Resolution No. 135-06?

Mr. Lane moved and Mrs. Magel seconded to **adopt under the suspension of the rules** for Resolution No. 135-06. All members present voting.

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

No: 0

4. Mr. Foltz: Next, may I have a motion to read by title only, the first reading of Resolution No. 136-06?

Mrs. Magel moved and Mr. Lane seconded to **read by title only, the first reading** of Resolution No. 136-06. All members present voting.

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

No: 0

#### Resolution No. 136-06 – 1<sup>st</sup> Reading – Personnel & Safety

Resolution No. 136-06 rejecting the Fact Finding Report dated December 1, 2006 styled City of North Canton, Ohio, Employer and Ohio Patrolmen's Benevolent Association, Unit Full-Time Dispatchers and Chief Dispatcher, Union, Case No. 06-MED-0694, by Gregory J. Lavelle, Esq., Fact Finder, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Hines.

Mrs. Hines: Well, again we've been...recommended to reject...this fact finding report...interesting how different the two of them are...E.J. do you have something?

Mr. Wise: I beg your pardon?

Mrs. Hines: Do you have anything to say about this particular?

Mr. Wise: No...we're recommending that we reject it...at this point...I don't believe either of the unions has either accepted or rejected, so we still don't technically have a contract until both sides...accept. So based upon our discussions the other night, in Executive Session, which I don't want to elaborate on now, we would still make that recommendation to reject.

Mrs. Magel: Do they have seven days to respond as we did, or?

Mr. Wise: Tomorrow is the last day.

Mrs. Magel: Tomorrow is the...

Mr. Wise: I know the Patrolmen are meeting tomorrow at 2:30...and I – I just don't know when the...Dispatchers are meeting.

Mrs. Magel: Thank you.

Mr. Foltz: Okay. With that, do I have a motion to adopt the first reading of Ordinance – or Resolution No. 136-06?

Mr. Lane moved and Mrs. Magel seconded to **adopt the first reading** of Resolution No. 136-06. All members present voting.

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

No: 0

Mr. Foltz: Next, may I have a motion to suspend the rules for Resolution No. 136-06?

Mr. Lane moved and Mrs. Hines seconded to **suspend the rules** for Resolution No. 136-06. All members present voting.

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

No: 0

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Mr. Foltz: And may I have a motion to adopt, under suspension of the rules for Resolution No. 136-06?

Mrs. Hines moved and Mr. Lane seconded to adopt under suspension of the rules of Resolution No. 136-06. All members present voting.

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

No: 0

## ADJOURN:

Mr. Foltz: Now do I have a motion to adjourn?

Mr. DeOrio moved and Mr. Lane seconded to adjourn the special council meeting.

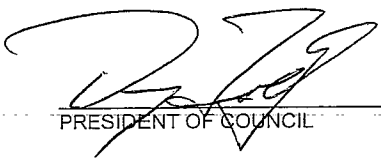
Mr. Wise: Thank you.

All members present voting.

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

No: 0

The meeting ended at 5:08 p.m.

  
PRESIDENT OF COUNCIL

## ATTEST:

  
CLERK OF COUNCIL

12/7/06-ev