

RECORD OF PROCEEDINGS
COUNCIL OF THE CITY OF NORTH CANTON

Minutes of

REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, June 14, 7:00 p.m. 20 04

CALL TO ORDER:

1. The meeting was called to order at 7:00 p.m. by President of Council Jon Snyder.
2. The opening prayer was delivered by Council Member Greg Sarbach.
3. All present recited the Pledge of Allegiance.

ROLL CALL:

4. The following members of council responded to roll call: Foltz, Lane, Lindower, Peters, Sarbach and Snyder. Also present were: Mayor Rice, Director of Administration Miller, Director of Law Pusateri, Director of Finance Herr, City Engineer Benekos and Clerk of Council Bittle.

Mr. Snyder: May I have a motion to excuse Member Kiesling please?

Mr. Sarbach moved and Mr. Lane seconded to excuse the absence of Council Member Kiesling.
 All members present voting:
 Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.
 No: 0

5. Consideration

Minutes of the Council Meeting: 5/24/04
 Minutes of the Public Hearing: 6/7/04
 Financial Statement: May, 2004
 Mayor's Court Receipts: May, 2004

Mr. Lane moved and Mr. Peters seconded to approve the minutes of the council meeting, minutes of the public hearing, the financial statement and mayor's court receipts as presented. All members present voting:
 Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.
 No: 0

6. Committee Reports

Mr. Snyder: May I have a motion to adopt the minutes committee for Community & Economic Development, 6/7/04; Finance & Property, as amended, 6/7/04; Ordinance, Rules & Claims, 6/7/04; Personnel & Safety, 6/7/04; Street & Alley, 6/7/04; Water, Sewer & Rubbish, 6/7/04 and the Executive Session under Finance & Property, 6/7/04.

Community & Economic Development Committee: Refer to the minutes on file in the Council Office of the Community & Economic Development Committee meeting held June 7, 2004.

Finance & Property Committee: Refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held June 7, 2004.

Ordinance, Rules & Claims Committee: Refer to the minutes on file in the Council Office of the Ordinance, Rules & Claims Committee meeting held June 7, 2004.

Personnel & Safety Committee: Refer to the minutes on file in the Council Office of the Personnel & Safety Committee meeting held June 7, 2004.

Street & Alley Committee: Refer to the minutes on file in the Council Office of the Street & Alley Committee meeting held June 7, 2004.

Water, Sewer & Rubbish Committee: Refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held June 7, 2004.

Executive Session (Finance & Property Committee): Refer to the minutes on file in the Council Office of the executive session (Finance & Property Committee) meeting held June 7, 2004.

Mr. Sarbach moved and Mr. Peters seconded to approve the committee report minutes as presented. All members present voting:
 Yes: Peters, Sarbach, Snyder, Foltz, Lane and Lindower.
 No: 0

7. Recognition of Visitors

Mr. Snyder: Is there anyone in the audience wishing to speak to the council this evening? If so step forward, state your name and address for the record. Sir...

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Casper DiFiori: My name is Casper DiFiori. Address is 310 Fairview SE, North Canton. Mayor, council people, I think I'm a normal person. You can see I'm dirty and I'm on my way from one job to another. But we seem to have a problem. Every time I pick the paper this council is being made a joke and I don't understand why nobody is standing up the person that's doing it. I don't understand why you're letting yourself and this town be dragged down to nothing to slow over his pity, self righteous indignations. All it is is plain and simple all he is is a citizen the same as I am, Mr. Osborne - I looked at Mr. ...inaudible... Mr. Osborne seems to bog this place down. As a person who voted in this town, has voted in this town for almost 30 years, we voted him out. Now I understand, Mr. President, that you have to let the people talk, but enough is enough. Every time I pick up the paper on Tuesday, all I hear about is this joker and his lame excuses and his vendetta. It's impossible for this town to go forward. You have problems with Hoovers, we have problems everywhere. And as soon as he was done with the mayor, now he's on me again. I'm for one have got an attorney for harassment. I have been nothing but harassed by this man as have four of my other neighbors. I can't understand why as a council on the whole you can't finally put it to rest. Put it to rest - by what I mean by that is the fact that you're allowing one person to bog this whole town down. One person to make this place a laugh. I say where I live up where I work or where I'm at during the day, people say oh that's that place where that joker that runs around. You guys can't get anything done down there. Well no, I've looked in the paper, I read the comments on the internet from the Repository and it's time to quit making a fool of yourselves, do something about this problem and bring our town ahead. You guys were elected to bring this town ahead and I think it's time to do it. Was - quit with the petal - petty little innuendos and well let's see what he's making a joke about in the paper this week. Now I don't know if you can ban him from talking, but I'll tell you there ought to be a limit to the few minutes that that guy is tying this committee up - this council as a whole. And I think something should be done about it. And I think we should bring ourselves as town forward. We've got so many problems in this town - the sewers, the rates for trash and what have you, that we need the common people, such as myself, to understand what's going on. All I see in the paper - if I believed everything I read in the paper you guys aren't doing anything. Well I believe you're not doing anything because you're being bogged down by some petty self righteous person that all he wants to do is slow this town down. He says he represents people. The people didn't want him to represent them, that's plain and simple, he was third out of three. That was plain and simple. We voted, there's the story right there. Now please stop this petty arguing about stuff that he wants to talk about. And you know he's like a little bulldog, once he gets ahold of something it's got to be his way or no way. In life the man barely pays any income tax in this town, doesn't pay real estate tax, his wife does. He should have very little to bog this council down, yet week after week all he does run it. I think something needs to be done time limit wise. He should have his talk, it's only fair, he's a citizen, but it should come to an end - a reasonable amount of time. Every week 20, 30 minutes, an hour, I'm sorry this is not right. Thank you.

Mr. Snyder: Thank you sir. Anyone else wishing to speak to the council this evening?

Mr. Sarbach: Might I comment on the gentleman's remarks?

Mr. Snyder: Please.

Mr. Sarbach: If you recall we don't indulge anybody. This is public speaks, not public debates or argue with council. Very seldom do we have a dialogue with the people who come up here that might prolong what you feel is inappropriate. As far as the press, we cannot censure the press, if we could - if we wanted to we couldn't, that's the country you live in. Yourself or Mr. Osborne or anybody has any right to talk to a reporter out of this ... out of this body or not. But the bottom line is Mr. Osborne sells Repositories. He should be working should be working for the Repository because conflict sells papers in this county, as we all know. So as long as anybody is stirring any conflict, it will be reported in the paper for all to read.

Mr. DiFiori (speaking from the audience): I understand that and I can see where he's coming from, but this council doesn't need to be made a joke of through him.

Mr. Sarbach: Well if you look at...

Mr. DiFiori: We elected to move him out, he's out. Let's go on with city business.

Mr. Sarbach: Okay, if you look at our agenda for tonight and every time we have a regular council meeting, you will see it's not all things that Mr. Osborne brings up. We are moving forward with the business of the city. Maybe not as fast as we'd like to, but that's the nature of the beast. And I think this council has done an admirable job of putting some of these conflicts on the back burner and until they're brought to the front burner by our charter. And we're not going to dwell on it. We're not going to make innuendoes about the citizens or public officials until it's time to hear the facts. And we have the business of the city to do and I commend my colleagues for doing that and not taking shots at each other, as has been the past - there has been in the past. And we're going to continue to do that. We're going to continue to do the city's business and if people feel they need to say that then they need to be responsible for their actions. Thank you for your comments though sir.

Mr. Snyder: Anyone else? Okay.

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OLD BUSINESS:

8. Mr. Lane moved and Mr. Peters seconded to **read by title only, third reading** of Ordinance No. 80-04. All members present voting:
 Yes: Sarbach, Snyder, Foltz, Lane, Lindower and Peters.
 No: 0

Ordinance No. 80-04 - Third Reading

An Ordinance amending Chapter 927.07 of the Codified Ordinances of the City of North Canton for the purpose of increasing the user rates for sewer users of the sanitary sewer system of the City of North Canton.

Mr. Snyder: Chairman Sarbach.

Mr. Sarbach: Yea, this is the third reading for an ordinance that passes along approximately a 20 percent increase in the sewer rates, residential and commercial. And it brings us within a dollar of probably what it should be in some people's opinions, some people not. But it was a compromise on council. And I move that we adopt the third reading of Ordinance No. 80-04.

Mr. Sarbach moved and Mr. Peters seconded to **adopt the third reading** of Ordinance No. 80-04. All members present voting:
 Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.
 No: 0

Mr. Snyder: Chairman Sarbach, one privileged question if I might ask.
 Mr. Sarbach: Sure, yes sir...

Mr. Snyder: That ordinance does contain specific language that if there is an increase by the county that it's passed on...

Mr. Sarbach: That is correct.

Mr. Snyder: automatically. I thought that was. Thank you for that clarification.

Mr. Sarbach: The Finance Director is authorized to do that immediately upon receiving that information from the county.

Mr. Lane: Could I ask a question as well?
 Mr. Sarbach: Please.

Mr. Lane: Julie, a couple of readings ago or whatever I had suggested perhaps that we could break that down on the bill and point out, out of that sewer rate x number is going to the county and x number is coming here. Did you have any luck in looking into that?

Mrs. Herr: Well I guess I - one reason why I don't think we should do that is because of the fact that we have some people that their - the way that their - where their residence is it goes through county lines and some it goes through actually to Canton. So it's kind of misleading.

Mr. Lane: Oh, okay.

Mrs. Herr: Not everybody gets charged through the county. Some of it we charge we pay to Canton. So it's ...

Mr. Lane: Okay.

Mrs. Herr: kind of hard to you know - it's kind of misleading because it's not everyone we actually pay the county for. It depends upon what lines they're on.

Mr. Lane: Okay. It would be too hard to put that into the computer that this line would be county, this line would Canton? It's just a suggestion because if the county does raise their rates, that sewer rate is going to go up now and least somebody could look at that and realize where the increase is as opposed to being the city. Or if we decide to raise our...

Mrs. Herr: You know I guess it is possible. But to be honest I haven't really looked into it.
 Mr. Lane: Okay.

Mrs. Herr: It's just we might be causing more confusion with the residents if we do something like that.

Mr. Lane: Okay.

Mrs. Herr: But you know...

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Mr. Lane: I was just curious.

Mrs. Herr: I can check into it and see if it's feasible with our system.

Mr. Lindower: I would think that if that would occur Julie, probably the media is notified ahead of time on that then people reading that article in the newspaper probably would realize where ...inaudible... rather than putting it on each individual bill. In other words ..audible... there was going to be another county increase for certain individuals and that was printed, I think people would become aware ...inaudible...

Mrs. Herr: Sure.

Mr. Snyder: Okay.

Mr. Lane: Thank you.

9. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, second reading** of Ordinance No. 87-04. All members present voting:
Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.
No: 0

Mr. Pusateri: Just to bring this to the attention of council, this ordinance is 29 pages long and the title of it Special Purpose Flood Damage Reduction, Ordinance No. 87-04, North Canton, Ohio. And the portion I'll read is the first paragraph, the paragraph that gives authority to do what we'll do in this ordinance.

Ordinance No. 87-04 - Second Reading

ARTICLE XVIII, Section 3, of the Ohio Constitution grants municipalities the legal authority to adopt land use and control measures for promoting the health, safety, and general welfare of its citizens. Therefore, the Council of the City of North Canton, State of Ohio, does ordain as follows.

Mr. Pusateri: And what follows are the 28 pages of ordinance. That's it.

Mr. Snyder: Chairman Peters.

Mr. Peters: Yes, thanks Jon. Yea, I really have nothing more to add. We did have a public meeting on this and no one spoke for or against it. So with that being said, unless you guys have anything else to add...

Mr. Lane: I'd like to hear all of the ordinance.

Mr. Sarbach: Is that 28 pages? Yea, could we do that at the end? Then we can have him read that into ...

Mr. Peters: I move that we adopt the second reading.

Mr. Sarbach: I'll second it.

Mr. Peters: Of Ordinance 87-04.

Mr. Sarbach: 97-04. Oh, I'm sorry, you're right, you're right.

All members present voting:

Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.

No: 0

Mr. Sarbach: Sorry about that, I turned the page.

10. Mr. Peters moved and Mr. Sarbach seconded to **read by title only, second reading** of Ordinance No. 88-04. All members present voting:
Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.
No: 0

Ordinance No. 88-04 - Second Reading

Ordinance No. 88-04 authorizing the Director of Finance of the City of North Canton to make payment of a moral claim in the amount of \$1,362.81 to Patrick M. Linet for reimbursement of expenses resulting from a sanitary sewer backup.

Mr. Snyder: Chairman Peters.

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Mr. Peters: Yes, moral claim - he had a backup from the sanitary main, the main line was broken. Michael Miller has something to add on that.

Mr. Miller: Yes, we did finally motivate all three major utilities to get out to the site today - AEP, SBC and Time Warner. Turned out that we got two out of three. There are two lines in there, one's Time Warner's, one's AEP. So we will be going after those two entities to reimburse us not only for this claim, but also for our repair costs to go out there and repair the line. It is something that we didn't discover the first time out and that's why we feel it's appropriate for us to pay it as a moral claim.

Mr. Snyder: Okay.

Mr. Peters: Well with that being said this basically is going to be a wash. It's not going to be money out of our pocket. So I move that we adopt the second reading of 88-04.

Mr. Peters moved and Mr. Sarbach seconded to **adopt the second reading** of Ordinance No. 88-04. All members present voting:

Yes: Peters, Sarbach, Snyder, Foltz, Lane and Lindower.

No: 0

11. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, second reading** of Ordinance No. 94-04. All members present voting:

Yes: Sarbach, Snyder, Foltz, Lane, Lindower and Peters.

No: 0

Ordinance No. 94-04 - Second Reading

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a two year Lease Agreement by and between the City of North Canton and The Knights of Columbus, Bishop McFadden Council 3777, Home Corporation, North Canton, Ohio, to lease Lot No. 3998 and part of Out Lot 177 in the City of North for various recreational facilities within the City of North Canton.

Mr. Snyder: This is an ongoing lease we've had for numerous years. The children use it for ball fields. The administration, to be a little more proactive and not having to pass it on emergency, has sent it over prior to the expiration of the existing lease. And this will allow them to roll from the existing lease right into the next lease without having any problems. If there are no questions on that...

Mr. Lane moved and Mr. Foltz seconded to **adopt the second reading** of Ordinance No. 94-04. All members present voting:

Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.

No: 0

12. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, second reading** of Ordinance No. 95-04. All members present voting:

Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.

No: 0

Ordinance No. 95-04 - Second Reading

An ordinance authorizing the Board of Control of the City of North Canton, through the Director of Administration, to advertise and receive bids according to specifications now on file in the office of the Director of Administration and the Mayor, through the Board of Control, to enter into a contract for chemicals for the Water Treatment Plant.

Mr. Snyder: Again, this is just moving it a little faster than normal to allow it to have its three readings, so that we don't pass them on emergency unnecessarily. If there are no questions...

Mr. Sarbach moved and Mr. Peters seconded to **adopt the second reading** of Ordinance No. 95-04. All members present voting:

Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.

No: 0

13. Mr. Sarbach moved and Mr. Lane seconded to **read by title only, second reading** of Ordinance No. 96-04. All members present voting:

Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.

No: 0

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Ordinance No. 96-04 - Second Reading

An ordinance authorizing the Board of Control of the City of North Canton, through the Director of Administration, to advertise and receive bids according to specifications now on file in the office of the Director of Administration and the Mayor, through the Board of Control, to enter into a contract for rock salt for ice control.

Mr. Snyder: Again, it seems at 90 degrees outside that we don't need rock salt, but it will allow us to go out and competitively bid this. Once again ...inaudible... timely manner when we do need the rock salt, probably December or January of next year. So if there are no questions to that...

Mr. Sarbach moved and Mr. Lane seconded to **adopt the second reading** of Ordinance No. 96-04. All members present voting:

Yes: Peters, Sarbach, Snyder, Foltz, Lane and Lindower.

No: 0

NEW BUSINESS:

Mr. Snyder: Before we read this next one, Mr. Lindower, Member Lindower, have you had time to consider that sir and that we can bring it off the table and discuss it?

Mr. Lindower: I've considered it and I've inquired a few people in my ward and the opinion as of today is nobody wants anything to do with it and I'm inclined to agree with that myself. I would rather not see a cell tower go up in the Price Park (Dogwood Park) area behind the EMS building. I understand that's where it's to be assembled.

Mr. Snyder: Sir, are you comfortable if I remove it from the - asked to have it removed from the table and defeat it?

Mr. Lindower: Yes, I'll vote no on it then.

Mr. Snyder: Okay. May I have a motion to removed from the table Ordinance No. 97-04?

Mr. Sarbach moved and Mr. Peters seconded to **remove from the table** Ordinance No. 97-04. All members present voting:

Yes: Sarbach, Snyder, Foltz, Lane, Lindower and Peters.

No: 0

14. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 97-04. All members present voting:

Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.

No: 0

Ordinance No. 97-04 - First Reading

Ordinance No. 97-04 authorizing the Board of Control of the City of North Canton, through the Director of Administration, to advertise and receive bids on a proposed lease for the placement of a cellular tower on city property.

Mr. Snyder: Again, Member Lindower, have you any other comments sir?

Mr. Lindower: No. I would just say that I really think this - that issue was discussed a few years back as far as assembling a cell tower and I don't recall what the location was there, but...

Mr. Sarbach: Behind Ermanno's Pizza on North Main.

Mr. Lindower: Yea ...inaudible... that's where it was behind Ermanno's. I don't see any advantage to the city personally as far as assembling that tower where they want to put it right now and I'm still against it.

Mr. Snyder: Well sir, if my memory serves me, I believe it requires to be placed in industrial zoning. If I'm not - isn't that ...

Mr. Lindower: Yea...

Mr. Snyder: Isn't presently our zoning require any type of cell towers be in industrial zoning?

Mr. Miller: I believe ... can go in park and institutional as well. I'd have to double check.

Mr. Snyder: Oh does it? Where that's - that's a either an R - that's an R-50 area...

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Mr. Lane: I know the one behind Ermanno's, because I was on planning at that time, the only thing to ... - we approved it and it got defeated when it went to zoning because they needed to have a variance for that tower to fall and there wasn't enough room for it to fall. But it was in a business area.

Mr. Lindower: My point on that is if in fact they are adamant about building a cell tower in the city, I'm certain there are other locations where they could be considered. The elevation in the city doesn't vary that much that they'd have depend on the elevation up there at the park. So I'm still against it. I don't want it in my neighborhood.

Mr. Snyder: Okay.

Mr. Sarbach: Could I ask ...

Mr. Snyder: Sir, please.

Mr. Sarbach: Could I ask what the remuneration would be or what the payment to the city...

Mr. Snyder: I thought it was around 1,500 a month.

Mr. Miller: It's between 1,500 and 2,000 a month.

Mr. Sarbach: For the one - for the one carrier and then if they had other carriers...

Mr. Miller: For the one carrier and then we had talked about if it went forward that we would put into the lease that if they added carriers that we would get additional remuneration for each additional carrier that went on there up to two more.

Mr. Lane: Weren't they also paying for the flag too?

Mr. Miller: Pardon, yes, they were going to put the flag. It was one of those things that at this point was just open for discussion. Whatever we wanted to put in basically they were open to putting into the lease agreement. So it hadn't been anywhere close to being finalized, it was just a proposal at this point in time.

Mr. Sarbach: Might I just confirm that the ward councilman is not in favor of this?

Mr. Lindower: I'm sorry ...inaudible...

Mr. Sarbach: I want to confirm that the ward councilman is not in favor of this.

Mr. Lindower: Right.

Mr. Sarbach: Okay, so I'm going to do what I did before, if the ward council - I'm going to vote with the ward councilman on this issue because the ward councilman should be more in touch with residents than the rest of us. So I will vote no on this.

Mr. Snyder: Okay. Just for clarification purposes, we need a positive to bring out to vote upon it. You can vote negatively, but it does - we do need a vote to adopt it - a positive...

Mr. Foltz: I thought we did that already.

Mr. Sarbach: I think we've got it off the table.

Mr. Snyder: Yea, now we need a motion...

Mr. Sarbach: And we've read it.

Mr. Snyder: to adopt the first reading of 97-04.

Mr. Sarbach: Right, right. So if we vote no we will not adopt the first reading...

Mr. Snyder: That's it.

Mr. Sarbach: and it dies if we get four negatives.

Mr. Snyder: That's right.

Mr. Pusateri: Yea.

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Mr. Snyder: Four...

Mr. Sarbach: Three negatives. If we don't get four pluses it's done.

Mr. Snyder: Yea, it's done. That's right.

Mr. Foltz: It's done.

Mr. Sarbach: Alright, everybody...

Mr. Foltz: If we don't get a second it's done, isn't it?

Mr. Snyder: Yea.

Mr. Sarbach: That's true.

Mr. Snyder: We need a second. Now we can vote.

Mr. Sarbach: That's true.

Mr. Snyder: You're the second Mr. Foltz?

Mrs. Bittle: Do we have a motion?

Mr. Foltz: No.

Mr. Snyder: Oh, I'm sorry.

Mr. Sarbach: We moved to read it. Now we're looking for a motion to ...

Mr. Snyder: To adopt.

Mr. Sarbach: To adopt it. Okay.

Mr. Pusateri: To adopt it, yea.

Mr. Snyder: Okay, now does it fail? It dies for a motion to adopt - to adopt the first reading. Okay, thank you gentlemen.

15. Mr. Lane moved and Mr. Sarbach seconded to **read by title only, first reading** of Ordinance No. 98-04. All members present voting:
 Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.
 No: 0

Ordinance No. 98-04 - First Reading

Ordinance No. 98-04 amending Ordinance No. 45-99, as amended, to provide for the additional part-time classification of Special Project Inspector and a hourly rate of compensation for the position of Special Project Inspector and declaring the same to be an emergency.

Mr. Snyder: Chairman Lindower.

Mr. Lindower: Yes, this is the addition of a Special Project Inspector part-time, at the salary of \$14.80 per hour according to the ordinance. Mr. Benekos has clarified some of the issues that concerned us prior to that putting this ordinance on. I would ask and move that we pass this on an emergency tonight so that we can get this person in place and move on with a lot of the projects that we have moving in the city right now.

Mr. Snyder: Thank you sir. May I have...

Mr. Sarbach: Is that a motion?

Mr. Lindower: That's a motion.

Mr. Sarbach: I'll second that motion.

All members present voting:

Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.

No: 0

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Mr. Sarbach moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 98-04. All members present voting:

Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.

No: 0

Mr. Peters moved and Mr. Lindower seconded to **adopt under suspension of the rules** Ordinance No. 98-04. All members present voting:

Yes: Peters, Sarbach, Snyder, Foltz, Lane and Lindower.

No: 0

16. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 99-04. All members present voting:

Yes: Sarbach, Snyder, Foltz, Lane, Lindower and Peters.

No: 0

Ordinance No. 99-04 - First Reading

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

Mr. Snyder: Chairman Sarbach.

Mr. Sarbach: Yea, this is a planned waterline replacement on Bachtel to the tune of, I think we have \$325,000.00 budgeted for that. And we discussed this in - at our last meeting. Just continue to upgrade the distribution system. And I move that we adopt the first reading of Ordinance No. 99-04.

Mr. Sarbach moved and Mr. Lane seconded to **adopt the first reading** of Ordinance No. 99-04. All members present voting:

Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.

No: 0

Mr. Sarbach moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 99-04. All members present voting:

Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.

No: 0

Mr. Sarbach moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 99-04. All members present voting:

Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.

No: 0

17. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 100-04. All members present voting:

Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.

No: 0

Ordinance No. 100-04 - First Reading

An ordinance authorizing the Highland Creek Subdivision (Phase 1) Waterline Extension, located in Lake Township, Stark County, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said waterline extension, and declaring the same to be an emergency.

Mr. Snyder: Chairman Sarbach.

Mr. Sarbach: Yea, as I understand we had planned to do a similar project a year or two down the road. Correct me if I'm wrong Jim. And this subdivision they want to expand the waterline to it now and it will cost us approximately \$25,000.00; the difference between an 8 inch line and a 12 inch line that we require there for future customers yet to be named. So it's an expense that we hadn't budgeted for, but it will save us a substantial amount if we would of done it a year or two down the road. So the contractor will take the bulk of the expense and we'll come up with the difference in the price of the pipe from 8 to 12 inches. That's basically the story.

Mr. Benekos: That is correct.

Mr. Sarbach: Okay. If anybody has any questions? If not, I'll move that we adopt the first reading of Ordinance No. 100-04.

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DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, June 14, 20 04

Mr. Sarbach moved and Mr. Peters seconded to adopt the first reading of Ordinance No. 100-04. All members present voting: Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane. No: 0

Mr. Sarbach moved and Mr. Lane seconded to suspend the rules for Ordinance No. 100-04. All members present voting: Yes: Peters, Sarbach, Snyder, Foltz, Lane and Lindower. No: 0

Mr. Sarbach moved and Mr. Peters seconded to adopt under suspension of the rules Ordinance No. 100-04. All members present voting: Yes: Sarbach, Snyder, Foltz, Lane, Lindower and Peters. No: 0

Mr. Sarbach: Thank you, Mr. Chairman. Mr. Snyder: You're welcome.

- 18. Mr. Sarbach moved and Mr. Peters seconded to read by title only, first reading of Ordinance No. 101-04. All members present voting: Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach. No: 0

Ordinance No. 101-04 - First Reading

An ordinance declaring the necessity of submitting to the electors of the City of North Canton the question of preserving the municipality's right to impose a municipal income tax on a shareholder's distributive share of the net profits of an S Corporation and declaring the same to be an emergency.

Mr. Snyder: The legislature in its wisdom has chosen to now require us to - if we'd like to continue to tax shareholders of S Corporations versus common C Corporations, we must go to the electorate to have it approved. And the reason that we have an emergency in this and that we're pushing it, the deadline for the November ballot I believe is the 18th or 19th of August and this will allow us time to prepare it and place it on the ballot to the electorate. So that we can continue, this is not a new tax, this is an existing tax, but it will allow us to continue to tax S Corporations the distributive share of the profits to the corporation to ...inaudible... Yes sir.

Mr. Sarbach: Could you define or could someone difference between and S Corporation and a C Corporation?

Mr. Snyder: A C Corporation you know is a normal corporation which most people - depending the profits ... to the corporation itself. There are stockholders and they receive - and in an S Corporation they are actual shareholders, not stockholders and the distributive profit is distributed equally to the shareholders. They take it as ordinary income on their regular 1040. Where C Corporations are taxed at corporate level and also the stockholder has a dividend after \$25,000.00 that is. So depending - most people do it for simply tax purposes because it allows you to take the loss as well as the gain, which most - seemed to be most corporations have more loss than they do gain. So it allows them to share the actual loss of the corporation personally.

Mr. Sarbach: They're not all Maytag. Okay.

Mr. Snyder: No, they're not all that way. My apologizes to the Finance Director, I did not try to take your authority there.

Mrs. Herr: You did fine.

Mr. Snyder: Thank you.

Mr. Sarbach: You're just happy you knew the answer.

Mr. Snyder: Well I've been - I've been stuck in a couple of them. I know how they work.

Mr. Sarbach: So you're looking for an ... a motion to ...

Mr. Snyder: Motion to adopt the first reading.

Mr. Sarbach: to adopt the first reading of Ordinance 101-04? I'll move that.

Mr. Snyder: Alright sir...

Mr. Peters: Second.

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All members present voting:

Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.

No: 0

Mr. Lane moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 101-04.

Mr. Sarbach: Keeping you up?

All members present voting:

Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.

No: 0

Mr. Sarbach moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 101-04. All members present voting:

Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.

No: 0

Mr. Snyder: You know it's always quiet before the storm here ...

Mr. Sarbach: The sun is shining now.

19. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 102-04. All members present voting:

Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.

No: 0

Ordinance No. 102-04 - First Reading

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 Facilities - Raw Water Lines account in the aggregate amount of \$225,000.00 for the current expenses during the fiscal year ending December 31, 2004 and declaring the same to be an emergency.

Mr. Snyder: This is an additional appropriation for the line that will run to the East Maple water field. It will allow them additional funding for expenses that possibly could occur at that point and a - as we did in the last two jobs. Is there any questions on that? If not...

Mr. Lane moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 102-04.

All members present voting:

Yes: Peters, Sarbach, Snyder, Foltz, Lane and Lindower.

No: 0

Mr. Sarbach moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 102-04.

All members present voting:

Yes: Sarbach, Snyder, Foltz, Lane, Lindower and Peters.

No: 0

Mr. Sarbach moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 102-04. All members present voting:

Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.

No: 0

20. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 103-04. All members present voting:

Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.

No: 0

Ordinance No. 103-04 - First Reading

Ordinance No. 103-04 authorizing the North Canton Police Department to apply for, accept and utilize State of Ohio funding for the D.A.R.E. Program for the period from August 1, 2004 through June 30, 2005 and declaring the same to be an emergency.

Mr. Snyder: Again, we were very fortunate that we're continuing the funding of the D.A.R.E. Program here in the city and this will allow them - I believe maybe this is the fifth or sixth year, something like that we've applied and been successful on that grant. And this will, by passing on emergency, will give them the time before it closes in to file the proper paperwork to obtain that grant. Is there any questions on that? If not...

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Mr. Sarbach moved and Mr. Lindower seconded to **adopt the first reading** of Ordinance No. 103-04. All members present voting:

Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.

No: 0

Mr. Sarbach moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 103-04. All members present voting:

Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.

No: 0

Mr. Sarbach moved and Mr. Peters seconded to **adopt under suspension of the rules** Ordinance No. 103-04. All members present voting:

Yes: Peters, Sarbach, Snyder, Foltz, Lane and Lindower.

No: 0

Mr. Sarbach: Mr. Chairman, may I make a comment?

Mr. Snyder: Sir...

Mr. Sarbach: I'd like to recognize Mike squared. That's two Mikes, Mike Foltz and Michael Grimes the Chief and the D.A.R.E. Officer, for being dedicated to their work and understanding the value of it. They do a great job and this city is reaping the benefits of that with their - our youth. And I just you know sometimes we don't think about it, we just get them the money and approve them. And a - but, Mike Foltz does a great job, he's dedicated to it. And like I say, Chief Grimes knows the value of it and there's other things going on in the Police Department and with other departments cutting their D.A.R.E. programs I'm glad that we can continue ours and hopefully can long into the future. And I want to thank those two gentlemen for their efforts in this. Inaudible... my comment.

Mr. Snyder: Inaudible... sir, thank you for your comments.

21. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 104-04. All members present voting:

Yes: Sarbach, Snyder, Foltz, Lane, Lindower and Peters.

No: 0

Ordinance No. 104-04 - First Reading

Ordinance No. 104-04 establishing guidelines, procedures and criteria for use by the Board of Control as it pertains to procedures to determine lowest and best bid for construction of public improvements, local bidder preference and materials to be purchased locally.

Mr. Snyder: As you recall from last week this is a request from administration. It gives them and the members - the other members of the Board of Control, the ability to look at placing the bid with a local vendor or contractor, whatever the case may be. Secondly, somebody within the municipality or the general vicinity of Stark County, it also allows them to specify that materials are to be purchased locally. Again, it's a little push by the administration to help the people who do pay city income tax within the municipal corporate limits of the city. It gives them somewhat of a preference, even though they may be a few dollars higher on the bid. You know it's something that that I know - I think is good for our own vendors here in the city. And a...

Mr. Lindower: That's a 10 - that's a 10 percent offset in it.

Mr. Snyder: Yes sir. At the maximum, I believe, to \$10,000.00.

Mr. Peters: 10,000

Mr. Pusateri: That's correct.

Mr. Snyder: Yea, 10,000 in the - so that it would not impair their ability to do so. And I think the state revised code permits them to do that. And this will allow them to locally do it, which I think is a good jester on their part. Is there any questions on that? If not - Mr. Miller, you have any comments sir that you'd like to add to that?

Mr. Miller: No...

Mr. Snyder: Alright.

Mr. Miller: You've summed it up very well.

Mr. Snyder: Thank you.

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Mr. Peters: Jon, I do have a question.
 Mr. Snyder: Yes.

Mr. Peters: Just say for example, say it's a little more than 10 percent, would we have the ability to go back to that one?

Mr. Miller: No, 10 percent would be the maximum under this.

Mr. Peters: Okay.

Mr. Pusateri: You got to draw a line somewhere.

Mr. Peters: I mean go back and ask them to resubmit or rebid, couldn't do anything like that?

Mr. Pusateri: If the bids are open you can't ask that.

Mr. Miller: Well you can reject all bids and rebid it. I think is what he's asking. You can do that any bid.

Mr. Pusateri: Sure.

Mr. Miller: Whether you would do it specifically because one's just a little bit higher than the 10 percent ... remains to be seen. You can't prejudge before the bid comes in. But any point in time you can, for a number of different reasons, you can reject all bids and start from scratch.

Mr. Peters: Okay.

Mr. Snyder: Of course this, I think, truthfully, would encourage local vendors to sharpen their pencil a little more knowing that they have - That usually works in reverse that the local bidder is generally just a little bit lower than the - for a couple reasons, the equipment is right here, their manpower is here and it knows that if they sharpen their pencil somewhat they can normally end up with the job. Because - and I think that's what - that we were very fortunate the administration on this water treatment they used a local man and his equipment was on the job and ended up saving us several hundred thousand dollars. So I think that's - so it does work in the favor of the city. Any other questions? If not...

Mr. Sarbach moved and Mr. Lane seconded to **adopt the first reading** of Ordinance No. 104-04. All members present voting:

Yes: Snyder, Foltz, Lane, Lindower, Peters and Sarbach.
 No: 0

22. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading** of Ordinance No. 105-04. All members present voting:
 Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.
 No: 0

Ordinance No. 105-04 - First Reading

An ordinance providing for the issuance and sale of \$1,800,000 notes, in anticipation of the issuance of bonds, for the purpose of paying a portion of the costs of acquiring the premises known as Arrowhead Country Club, located at 1500 Rogwin Circle SW in the City of North Canton, Ohio, and declaring an emergency.

Mr. Snyder: Our existing notes will mature. The next group of notes we will retire the debt by \$300,000.00. Therefore, leaving a balance on our debt on that property at 1,800,000. However, for us to issue notes, again it is a leased property, it does require the notes to be issued as taxable notes. They are not municipal tax free notes. So the bidding changes a little bit because the yield changes. The purchaser must pay federal, state and local income tax. At the suggestion of the Finance Director and Bond Counsel, we will most probably, we being the city, will purchase our own notes and retain them in our portfolio along with our other investments. Again, they are anticipatory notes, they'll yield and they'll be right in our portfolio. So just to transfer from one set of books to the other. And then the reason again that's on an emergency is the maturity date is coming forth and there is some work that has to be done to issue those to comply with both state and IRS regulations. Is there any questions on that? If not...

Mr. Lane moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 105-04. All members present voting:
 Yes: Foltz, Lane, Lindower, Peters, Sarbach and Snyder.
 No: 0

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Mr. Sarbach moved and Mr. Peters seconded to **suspend the rules** for Ordinance No. 105-04.
All members present voting:
Yes: Lane, Lindower, Peters, Sarbach, Snyder and Foltz.
No: 0

Mr. Peters moved and Mr. Lane seconded to **adopt under suspension of the rules** Ordinance No. 105-04. All members present voting:
Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.
No: 0

REPORTS:

Mr. Snyder: Director of Law, any comment?

Mr. Pusateri: Yes, Mr. President. Members of Council have asked me to give an opinion concerning this most recent petition/referendum concerning the Resolution No. - whatever number that number is, I don't ...

Mrs. Bittle: 89.

Mr. Pusateri: Excuse me.

Mrs. Bittle: 89.

Mr. Pusateri: 89-04, okay. The resolution that's instructing the Law Director to prepare charges and prepare the hearing as far as the Mayor is concerned, in my opinion is that that petition/referendum is exempt from referendum being as it's an administrative act of council to pass a resolution. Therefore, not subject - making it subject to referendum. It's not as if council is creating a new law or establishing a new program that would be subject to referendum. It's simply administration of an existing law, that being the Charter. If there is any questions I ... want to answer those questions. In a nutshell that's the - that's the answer to that.

Mr. Lane: Thank you.

Mr. Pusateri: You're welcome.

Mr. Lane: What would be the - I'm just trying to think ahead, if there's enough signatures on this petition ...

Mr. Pusateri: I'm sorry Doug, I'm...

Mr. Lane: if there ends up being enough signatures that will come to us, right?

Mr. Pusateri: It will come to ...

Mr. Lane: Or it will come to ...inaudible...

Mr. Pusateri: the City of North Canton.

Mr. Lane: Right.

Mr. Pusateri: At which point ... would not transfer to the Board of Elections, being that it's not subject to referendum.

Mr. Lane: But we would have to act upon not transferring it or we would do this based on your opinion?

Mr. Pusateri: Based on my opinion.

Mr. Lane: Okay.

Mr. Snyder: Director of Finance.

Mrs. Herr: Just wanted to mention that I've provided you the estimated expenditures for 2005 and I gave each of you a copy of that. That's it.

Mr. Snyder: Okay. Director of Administration.

Mr. Miller: Nothing this evening.

Mr. Snyder: Mr. Mayor.

Mayor Rice: No report.

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Mr. Snyder: Mr. Engineer.
Mr. Benekos: No report.

Mr. Snyder: Madam Clerk.
Mrs. Bittle: No report.

REPORTS - COUNCIL:

Mr. Snyder: Member Foltz.

Mr. Foltz: Jim, I don't know if you know at this point, but Bel Air, do we know when we're going to get started down there?

Mr. Benekos: They started this week. This evening Bel Air and Valley View the intersection is closed down ...

Mr. Foltz: Oh great.

Mr. Benekos: They were doing some construction there.

Mr. Foltz: Okay, glad to hear that. Thank you.

Mr. Snyder: Member Lindower.
Mr. Lindower: I have nothing.

Mr. Snyder: Member Lane.

Mr. Lane: I had talked with Jim prior to the meeting and he informed me that pursuant to our discussion last week regarding a PRD or PUD that there have been some calls made to D.B. Hartt and he's going to followup with Gene Hemminger when he gets back. Is it tomorrow or Wednesday? So hopefully next week we'll have a bit of - further discussion on that and hopefully can proceed accordingly to try and get something like that enacted or at least on the books so we can take it whatever the next step is. So looking forward to it.

Mr. Snyder: Good. Member Peters.

Mr. Peters: Yea, just one question. On the engineering project status report I noticed that 9th Street/Overland design contract is awarded.
Mr. Benekos: Correct.

Mr. Peters: What's the next step now? What...
Mr. Benekos: They just have to go through the design process.

Mr. Peters: Now have - are you guys - cause in order to design you're going to need to know what kind of issues we're facing underground down there. Are they going to go more in-depth with cameras to see ...

Mr. Miller: That's already been done to a certain extent. We've already done a study or in the process of doing a study of the sanitary system and just reviewed that last week.

Mr. Benekos: Right. The preliminary results of that that will be ongoing. They're doing the preliminary design, the layout is getting surveyed for the 9th Street project while we're continuing to do the analysis on the sanitary sewer system.
Mr. Peters: Okay.

Mr. Benekos: Before they can design the underground improvements we need to have that analysis completed. Hopefully that will come together here in a few months and then they'll be able - they'll know how the sanitary system is responding and then they can go ahead and design the improvements. As you know there's no funding for construction this year. We're hoping to have that ready for construction early 2005.

Mr. Peters: Alright. The reason I asked is I've talked to few people that live right there on 9th Street that have lived there forever.
Mr. Benekos: Sure.

Mr. Peters: Bill, can't remember his last name now, but he had told me that at one point there was - he had dug down and capped a raw line or some sort of line that was in his backyard that was basically going no where. I'll get you the guy's name Michael and maybe you could go down and ask him exactly what he was talking about. I know that's a pretty old system up there. So okay, that's all I have.

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Mr. Snyder: Thank you. Mr. Sarbach.

Mr. Sarbach: Same topic, Dogwood basin, we were doing the design internally and there was a couple ways ... going to do it. Has that been resolved yet?

Mr. Benekos: No.

Mr. Sarbach: Okay. Second item ...inaudible... Second item is the PA system. Do we have any ...

Mrs. Bittle: The gentleman was going to get me some information on options. I've not heard from him. That's why we still have that, he said he would pick that up

Mr. Sarbach: Okay.

Mrs. Bittle: when he was able to get back with me with the other information.

Mr. Sarbach: Okay. And just as a comment for the Engineer, you can tell Gene Hemminger we miss his smiling face on this dias...

Mr. Benekos: Okay.

Mr. Sarbach: But understand that he won't be here unless he's needed.

Mr. Benekos: That's correct.

Mr. Snyder: Thank you. I was going to inform council after last week's meeting I met with the property owners there on Summit facing the tree situation in the alley. I talked to them at length. The following evening I met Miss Schaufele, I think her name is, and her cousin who is a councilman in another municipality and her mother and father. We seemed to have come to an agreement. Probably I will be asking council next week ... the consideration of that, that is on the table, that we give Miss Schaufele a revokable land lease on that property which allow her all the rights as if she owned the property. However, the city will maintain the actual ownership of the property to perpetuity to - should we choose. She would - could then again later petition for vacation or it will - and then the tree will remain the property of the city. So the tree will be protected by the fact that city does own the tree. And it seems it will allow her the ability to plant her magnolias and her flowers and the other fellow to back his car up and the neighbors to have theirs. It's a - fortunately with the counsel of both the Director of Administration and the Law Department that led me down this avenue and I appreciate both of them servicing me that, I was able to reach a resolution. It was a little tough on my part how to decide as a 12 to 1. I was leaning one way. But I got a little more open minded now. But - Member Lindower ...

Mr. Lindower: Let me ask you a question about that and maybe Paul can intervene. In regards to that revokable lease, does the city still retain liability for that property there?

Mr. Snyder: That would be up to the way we draw the lease. We can draw the lease any way we will - we would probably not. We would - although the tree portion I would not know. I would think we would probably still have some type of - if it would blow over on somebody I don't know.

Mr. Pusateri: That's a good point. We could put liability into it. Shirk that burden of potential liability to the resident.

Mr. Snyder: To the leasee.

Mr. Pusateri: Sure. But you know if there's - litigation to arise I'm sure we'd be included as partial.

Mr. Peters: Well if the tree did go down, now that she's holding title to the revokable lease, then she would be responsible for the tree she doesn't want.

Mr. Pusateri: That tree is in the middle of - it's my understanding it's in the middle property. Right Mr. Benekos?

Mr. Benekos: It's on the property line.

Mr. Pusateri: It's right on the property line.

Mr. Snyder: But the majority - about 60 percent is on one side, 40 percent is on the other I think or something...

Mr. Pusateri: It would be an interesting legal debate as to who would actually be liable for that tree. I don't know.

Mr. Sarbach: Let's go take the tree down.

Mr. Snyder: Now to be quite honest with you I did not pursue that venue or look to see who is going to be responsible. I was trying to get myself past next November. I don't worry about the storm coming in January. So - but anyway that's what we'll be doing. And I explained to all parties concerned that it would probably be several weeks prior to us having that because it's going to take a little research on the part of the city's attorney to figure out how to do that. But anyway that's all I have to report on that.

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FINAL CALL FOR NEW BUSINESS:

Mr. Snyder: Is there a last call for new business? Anybody wish to speak to the council? Mrs. Burnett...

Suzanne Burnett: I'm Suzanne Burnett from Pierce Avenue in North Canton. And I am here to commend Julie Herr for the wonderful work that she did in dealing with the Repository reporter who wanted to see records. And if you all read the reports in the paper, she is an outstanding person. She did the very best job of any recorder around as far as I could tell and I think she deserves recognition for that.

Mrs. Herr: Thank you.

Mr. Snyder: Thank you for your kind comments. Anyone else wishing to speak? Mr. Osborne.

Chuck Osborne: My name is Chuck Osborne. 307 Fairview Street SE - North Canton, Ohio. Jeff, that name is Bill Colaner.

Mr. Peters: Yes. Thank you.

Mr. Osborne: The recent announcement by the Maytag Corporation to move the headquarters of the Hoover Company from the City of North Canton, along with the announcement that this will result in the loss of 500 salaried jobs, is devastating to the economy of North Canton. The comments by Mayor Tom Rice in the press that this announcement could have long term benefits to the City of North Canton is ... to the extreme. I hope your comments to the press were not synonymous with your economic development plan for this city. I only heard your comments at the noon WHBC news on Saturday, June 5th and perhaps WHBC did you a favor by not repeating your comments in later news reports. The loss of the Hoover headquarters is a devastating loss to this city and cannot be characterized in any other way. Thank you.

Mr. Snyder: Thank you. Anybody else wishing to speak? Seeing none, may I have a motion to adjourn?

ADJOURN:

Mr. Sarbach moved and Mr. Peters seconded to adjourn the council meeting. All members present voting:

Yes: Lindower, Peters, Sarbach, Snyder, Foltz and Lane.

No: 0

The meeting adjourned at 8:00 p.m.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL