

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, May 23, 7:00 p.m. 20 05

CALL TO ORDER:

- 1. The meeting was called to order at 7:04 p.m. by President of Council Jon Snyder.
- 2. The opening prayer was delivered by Rev. Michelle Schafer, Director of Campus Ministry, Walsh University.
- 3. All present recited the Pledge of Allegiance.

ROLL CALL:

- 4. The following members of Council responded to roll call: Foltz, Kiesling, Lane, Lindower, Peters, Sarbach and Snyder. Also present were: Mayor Rice (*arrived shortly after start of meeting*), Director of Administration Miller, Director of Law Pusateri, City Engineer Benekos and Clerk of Council Kalpac.

5. Consideration

Minutes of Council Meeting: May 9, 2005
 Financial Statement: April, 2005
 Mayor's Court Receipts: April, 2005

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

6. Committee Reports

Community & Economic Development Committee: Refer to the minutes on file in the Council Office of the Community & Economic Committee meeting held May 9, 2005 and May 16, 2005.

Finance & Property Committee: Refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held May 16, 2005.

Ordinance, Rules & Claims Committee: Refer to the minutes on file in the Council Office of the Ordinance, Rules & Claims Committee meeting held May 16, 2005.

Water, Sewer & Rubbish Committee: Refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held May 16, 2005.

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

7. Recognition of Visitors

Mr. Snyder: At this time, is there anyone in the audience wishing to speak to the Council this evening? If so, please step forward, state your name and address for the record. Ok, may I have a motion to read by title only the third reading of Ordinance No. 85-05?

OLD BUSINESS:

- 8. Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, third reading of Ordinance No. 85-05.** All members present voting:
 Yes: Lindower, Peters, Sarbach, Snyder, Foltz, Kiesling and Lane.
 No: 0

Ordinance No. 85-05 – Third Reading

Ordinance No. 85-05 amending Chapter 719, of the Codified Ordinances of the City of North Canton, Ohio, and repealing any and all legislation inconsistent herewith.

Mr. Snyder: Chairman Peters?

Mr. Peters: Yes, thank you. This is the trash collection ordinance that we amended last time to include the Curbside Recycling Program. And this is the third and final reading. Any last comments? With that, I move that we adopt the third reading, Ordinance 85-05.

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Mr. Peters moved and Mr. Foltz seconded to adopt the third reading of Ordinance No. 85-05. All members present voting: Yes: Peters, Sarbach, Snyder, Foltz, Kiesling, Lane and Lindower. No: 0

- 9. Mr. Sarbach moved and Mr. Peters seconded to read by title only, third reading of Ordinance No. 90-05. All members present voting: Yes: Sarbach, Snyder, Foltz, Kiesling, Lane, Lindower and Peters. No: 0

Ordinance No. 90-05 – Third Reading

Ordinance No. 90-05 authorizing the Director of Finance of the City of North Canton to make payment to McKinley Development in the amount of Nineteen Thousand Eight Hundred Forty-One Dollars and Ninety Cents (\$19,841.90) for reimbursement of the additional cost to upsize the sanitary sewer line through the Sanctuary Development.

Mr. Snyder: Chairman Sarbach?

Mr. Sarbach: Yea, this is, we want to increase the sewer lines so we can get rid of some lift stations. And this is one of the steps that will allow us to do that to get rid of the Holl Road lift station, I believe it is. And I believe the last time we refurbished that it was much more than what it's going to cost us to upsize this line through here. So with that, I move we adopt the third and final reading of Ordinance 90-05.

Mr. Sarbach moved and Mr. Peters seconded to adopt the third reading of Ordinance No. 90-05. All members present voting: Yes: Snyder, Foltz, Kiesling, Lane, Lindower, Peters and Sarbach. No: 0

- 10. Mr. Lane moved and Mr. Sarbach seconded to read by title only, second reading of Ordinance No. 91-05. All members present voting: Yes: Foltz, Kiesling, Lane, Lindower, Peters, Sarbach and Snyder. No: 0

Ordinance No. 91-05 – Second Reading

An ordinance changing the name of Alley No. 39, a fourteen (14') foot wide alley located approximately 200 feet west of South Main Street and parallel therewith and beginning at Bachtel Street S.W. and running in a north-south direction for approximately 1060 feet to Harmon S.W. and there terminating to Baker Court.

Mr. Snyder: Chairman Lane?

Mr. Lane: I believe that should be south-east.

Mr. Miller: There is a couple changes in that. I just caught that.

Mrs. Kiesling: Yes, east not west.

Mr. Miller: We're on the wrong side of the road.

Mrs. Kiesling: Exactly.

Mr. Lane: Yea.

Mr. Miller: Where it says west, it should say east.

Mrs. Kiesling: East of South Main.

Mr. Miller: Where it says Bachtel, it should say Glenwood. Where it says 1,060, it should say 1940. Where it says Harmon, it should say Bitzer.

Mr. Lane: You got all that Paul. Do you want to read that again?

Mr. Miller: Other than that, it's right.

Mr. Pusateri: How did we get this?

Mr. Sarbach: Details, details, ...

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Mr. Miller: I'm not sure. I'm trying to figure out where it got transposed from.

Mr. Lane: I don't remember it being that way the first time out.

Mrs. Kiesling: Inaudible.

Mr. Miller: I don't recall it that way either and I just looked at it again today and...

Mr. Lane: It goes all the way down.

Mr. Miller: ...actually the 200 should be about 180 foot east but I think for 20 feet we won't call anybody a liar.

Mr. Pusateri: Maybe we should table this until we get it exactly right.

Mr. Lane: I think that'd probably be a wise move. We got a lot of changes in there.

Mrs. Kiesling: Yea.

Mr. Snyder: We'll put that back on in two weeks.

Mr. Lane: Ok.

Mr. Pusateri: Move to table that.

Mr. Snyder: We'll move to table that Chairman Lane. Will you...

Mr. Lane: Yea, I move we table this and bring it back up in two weeks for the second reading.

Mr. Pusateri: Other than that, it's fine.

Mr. Peters: Second.

Mr. Lane: So it'll be like the first reading.

Mr. Snyder: Well I think the Baker Court was correct.

Mrs. Kalpac: That's about it.

Mr. Lane: Yea, we got that part.

Mr. Miller: It was.

Mr. Benekos: Inaudible...terminates at Bitzer.

Mrs. Kiesling: But it ...inaudible...Bitzer, right?

Mr. Lane: You sure this isn't in like Jackson Township or something. I mean, did we get...

Mr. Miller: No, there's one on the other side.

Mr. Lane: Ok.

Mr. Sarbach: Don't start that.

Mr. Lane: I just didn't know.

Mr. Sarbach: Start passing laws at Jackson.

Mr. Lane moved and Mr. Peters seconded to **table** Ordinance No. 91-05. All members present voting:

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

No: 0

11. Mrs. Kiesling moved and Mr. Peters seconded to **read by title only, second reading of** Ordinance No. 92-05. All members present voting:

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

No: 0

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Ordinance No. 92-05 – Second Reading

An ordinance establishing the zoning classification of R-2F, Residential Two-Family as specified by Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, for the premises situated on the south side of Applegrove Street N.W., known as Lot No. 4555, House No. 420, Applegrove Street N.W., in the City of North Canton, Ohio, and requested by the City of North Canton, which is currently unzoned.

Mr. Snyder: Chairman Kiesling?

Mrs. Kiesling: Yes, this is a piece of property on Applegrove that was current, zoned Neighborhood Business before we changed our zoning classifications in June of '03. Therefore, it was unzoned for about two years now. So we need to establish zoning and that's what we're doing. I move that we accept.

Mrs. Kiesling moved and Mr. Sarbach seconded to adopt the second reading of Ordinance No. 92-05. All members present voting:

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

- 12. Mrs. Kiesling moved and Mr. Peters seconded to read by title only, second reading of Ordinance No. 93-05. All members present voting:

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

Ordinance No. 93-05 – Second Reading

An ordinance establishing the zoning classification of GB-A, General Business A, as specified by Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, for the premises situated on the south side of Applegrove Street N.W., known as Part of Out Lots 201 and 203 (Tower Terrace Park), in the City of North Canton, Ohio, and requested by the City of North Canton, which is currently unzoned.

Mr. Snyder: Chairman Kiesling?

Mrs. Kiesling: Yes, this is the exact same situation just different part of the City. Actually, same street and across the street. We're just rezoning, or actually zoning it because it's not currently zoned. I motion we accept.

Mrs. Kiesling moved and Mr. Sarbach seconded to adopt the second reading of Ordinance No. 93-05. All members present voting:

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

- 13. Mr. Snyder: May I have a motion to amend Ordinance No. 94-05?

Mr. Foltz moved and Mr. Peters seconded to amend Ordinance No. 94-05. All members present voting:

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

Mr. Snyder: I would request that we amend Ordinance No. 94-05 to read Lot 1, part of Lot 2, 229, 231 and 232 Portage Street. Can I have a motion to so do it?

Mrs. Kiesling moved and Mr. Foltz seconded to amend Ordinance No. 94-05 as stated above. All members present voting:

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

Mr. Foltz moved and Mrs. Kiesling seconded to read by title only, second reading, as amended, of Ordinance No. 94-05. All members present voting:

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

Ordinance No. 94-05 – Second Reading

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the properties situated in the general area as bounded or abutting Harmon Street S.W. to the south; Charlotte Street N.W. to the north; Hillcrest Avenue Northwest/Southwest to the west; and Ream Avenue N.W. to the east, known as Lot No. 1297, 1298, 1299, 1300, 1301, 1546, 1547, 1548, and part of Out Lot 3 Charlotte Street N.W.;

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Lot No. 342, 518, 519, 520, 521, 522, 523, 1381, 1382, 1383, 1384, 1385, 2021, 4574, 4575, 5116, 5763, 5794, 5795, 6212, 6213, Out Lot 40, and Out Lot 41 Harmon Street S.W.; Lot No. 237, 251, 259, and Out Lot 4 Hillcrest Avenue N.W.; Lot No. 8, 9, 249, 250, 252, 253, 254, 262, 263, 264, 265, 340, 341, 450, 451, 1065, 1066, 1266, 1267, 1268, 1269, 1937, 1938, 4573, and Out Lot 40 West Maple Street; Lot No. 1, 229, 231, 232, 233, 234, 235, 236, 237 and Part of Lot 2 Portage Street, N.W.; and Lot No. 232, 255, 256, 257, 258, 260, 261, 1067, 1546, 1547, 1548, 1549, and 1550 Royer Avenue N.W., in the City of North Canton, Ohio, and requested by the City of North Canton, from RMF-B, Residential Multi-Family district to R-50, Residential Single-Family district.

Mr. Snyder: Thank you. Chairman Kiesling?

Mrs. Kiesling: Yes, this is, we are rezoning all these lots from Multi-Family to Residential Single and we included the amended people from the public hearing. Doug?

Mr. Foltz: Yea, just for the record, thank you, Lot 1, Part of 2, 229, 231 and 232 Portage Street NW reflects the addresses of 300, 308, 320, 328 and 332 Portage Avenue NW, for the record.

Mrs. Kiesling: Thank you. I motion we accept.

Mrs. Kiesling moved and Mr. Foltz seconded to adopt the second reading, as amended, of Ordinance No. 94-05. All members present voting:

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

No: 0

14. May I have a motion to amend Ordinance No. 95-05?

Mrs. Kiesling moved and Mr. Peters seconded to amend Ordinance No. 95-05. All members present voting:

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

No: 0

Mr. Snyder: I would like to amend Ordinance 95-05 to remove Lot 1 and 2 Mohler Court NW, Lot 226 and 949 Pleasant Court NW and Lot 1, Part of Lot 2, 229, 231 and 232. Do I have a motion to do so?

Mr. Foltz moved and Mrs. Kiesling seconded to amend Ordinance No. 95-05 as stated above. All members present voting:

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

No: 0

Mrs. Kiesling moved and Mr. Foltz seconded to read by title only, second reading, as amended, of Ordinance No. 95-05. All members present voting:

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

No: 0

Ordinance No. 95-05 – Second Reading

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the properties situated in the general area as bounded or abutting Harmon Street S.W. to the south; Charlotte Street N.W. to the north; Hillcrest Avenue Northwest/Southwest to the west; and Ream Avenue N.W. to the east, known as Lot No. 240, 241, 242, 243, 244, 245, 246, 247, and 248 Hillcrest Avenue N.W.; Lot No. 5117 and part of Out Lot 41 Hillcrest Avenue S.W.; Lot No. 342, 445, 446, 447, 448, 449, 5114, 5115, 5763, 5794, and 5795 West Maple Street; Lot No. 3, 4, 79, 90, 91, 238, 239, 240, 819, 821, 925, 926 and 927 Portage Street N.W., in the City of North Canton, Ohio, and requested by the City of North Canton, from RMF-B, Residential Multi-Family B district, to R-2F, Residential Two-Family district.

Mr. Snyder: Chairman Kiesling?

Mrs. Kiesling: Yes, with the amendments, we're including, we're taking those lots out but the rest are going from Multi-Family to Two Resident Family. Doug, anything to add?

Mr. Foltz: No.

Mrs. Kiesling: Ok, I motion we accept.

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Mrs. Kiesling moved and Mr. Foltz seconded to adopt the second reading, as amended, of Ordinance No. 95-05. All members present voting: Yes: Sarbach, Snyder, Foltz, Kiesling, Lane, Lindower and Peters. No: 0

- 15. Mrs. Kiesling moved and Mr. Peters seconded to read by title only, second reading of Ordinance No. 96-05. All members present voting: Yes: Snyder, Foltz, Kiesling, Lane, Lindower, Peters and Sarbach. No: 0

Ordinance No. 96-05 – Second Reading

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the properties situated in general area as bounded or abutting Harmon Street S.W. to the south; Charlotte Street N.W. to the north; Hillcrest Avenue Northwest/Southwest to the west; and Ream Avenue N.W. to the east; known as Lot No. 6, 23, 928, and 5910 West Maple Street, in the City of North Canton, Ohio, and requested by the City of North Canton, from GB-A, General Business A district to P/I, Parks and Institutional district.

Mr. Snyder: Chairman Kiesling?

Mrs. Kiesling: Yes, this is rezoning this area. It's more likely that it's Parks and Institution not GBA. So we're changing the zoning. I motion we accept.

Mrs. Kiesling moved and Mr. Foltz seconded to adopt the second reading of Ordinance No. 96-05. All members present voting: Yes: Foltz, Kiesling, Lane, Lindower, Peters, Sarbach and Snyder. No: 0

- 16. Mrs. Kiesling moved and Mr. Foltz seconded to read by title only, second reading of Ordinance No. 97-05. All members present voting: Yes: Kiesling, Lane, Lindower, Peters, Sarbach, Snyder and Foltz. No: 0

Ordinance No. 97-05 – Second Reading

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the properties situated in the general area as bounded or abutting Harmon Street S.W. to the south; Charlotte Street N.W. to the north; Hillcrest Avenue Northwest/Southwest to the west; and Ream Avenue N.W. to the east, known as Lot No. 337, 338, 339, and 6214 West Maple Street, in the City of North Canton, Ohio, and requested by the City of North Canton, from GB-A, General Business A district to R-2F, Residential Two-Family district.

Mr. Snyder: Chairman Kiesling?

Mrs. Kiesling: This is the same as above. Just rezoning to make it more like what it actually sits in that area. And we're making it Residential Two-Family. I motion we accept.

Mrs. Kiesling moved and Mr. Foltz seconded to adopt the second reading of Ordinance No. 97-05. All members present voting: Yes: Lane, Lindower, Peters, Sarbach, Snyder, Foltz and Kiesling. No: 0

- 17. Mrs. Kiesling moved and Mr. Foltz seconded to read by title only, second reading of Ordinance No. 98-05. All members present voting: Yes: Lindower, Peters, Sarbach, Snyder, Foltz, Kiesling and Lane. No: 0

Ordinance No. 98-05 – Second Reading

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning district of the properties situated in the general area as bounded or abutting Harmon Street S.W. to the south; Charlotte Street N.W. to the north; Hillcrest Avenue Northwest/Southwest to the west; and Ream Avenue to the east, known as Lot No. 7 West Maple Street, in the City of North Canton, Ohio, and requested by the City of North Canton, from RMF-B, Residential Multi-Family district to P/I, Parks and Institutional district.

Mr. Snyder: Chairman Kiesling?

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Mrs. Kiesling: This is the final part of the rezoning that we've been working on. I motion we accept.

Mrs. Kiesling moved and Mr. Foltz seconded to **adopt the second reading of Ordinance No. 98-05.** All members present voting:
Yes: Peters, Sarbach, Snyder, Foltz, Kiesling, Lane and Lindower.
No: 0

18. Mr. Peters moved and Mrs. Kiesling seconded to **read by title only, second reading of Ordinance No. 103-05.** All members present voting.
Yes: Sarbach, Snyder, Foltz, Kiesling, Lane, Lindower and Peters.
No: 0

Ordinance No. 103-05 – Second Reading

Ordinance No. 103-05 authorizing the Director of Finance of the City of North Canton to make payment of a moral claim in the amount of \$1,000.00 to Dennis Weaver for reimbursement of expenses resulting from damage to the catch basin and storm line on his property.

Mr. Snyder: Chairman Peters?

Mr. Peters: Yea, has anyone had a chance to go down there and take a look at this yet?

Mr. Lindower: I've seen it.

Mr. Peters: Have you seen it?

Mr. Foltz: Yea, a couple weeks ago.

Mr. Peters: Ok, I haven't had a chance to get down there. Do you guys have anything more to add now that you've seen?

Mr. Lindower: He's, he's put a good amount of money into that reconstruction of that area down there.

Mr. Peters: Ok.

Mr. Lindower: I think this is still a fair amount.

Mr. Foltz: I haven't changed my view so you can look at it.

Mr. Peters: Yea, ok. Well I'll have a chance to get down there before the third reading so. Anybody else? Alright, with that, I move that we adopt the second reading, 103-05.

Mr. Peters moved and Mrs. Kiesling seconded to **adopt the second reading of Ordinance No. 103-05.** All members present voting:
Yes: Snyder, Kiesling, Lane, Lindower, Peters and Sarbach.
No: Foltz.

NEW BUSINESS:

19. Mr. Foltz moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 110-05.** All members present voting:
Yes: Foltz, Kiesling, Lane, Lindower, Peters, Sarbach and Snyder.
No: 0

Ordinance No. 110-05 – First Reading

An ordinance authorizing the Director of Administration of the City of North Canton to seek quotes on life insurance for the period December 1, 2005 through November 30, 2007 for the City of North Canton and for the Mayor of the City of North Canton to be authorized, through the Board of Control, to enter into a contract for said life insurance.

Mr. Snyder: This, our insurance on the employees, life insurance on the employee is coming up for re-quote. And those are things that we're bound, it's a two edge sword. We're bound by contractual obligation to the employees to provide that. And we're bound by the person issuing our health insurance to carry that. That is a portion that they do require that we carry per capitation on all our employees. So they're asking for quotes on that and that's what we're looking for. And we're getting ready so that we do not have to pass it on an emergency basis. Is there any questions on that? If not, may I have a motion to adopt the first reading of Ordinance 110-05?

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Mr. Sarbach moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 110-05.** All members present voting:
Yes: Kiesling, Lane, Lindower, Peters, Sarbach, Snyder and Foltz.
No: 0

20. Mrs. Kiesling moved and Mr. Foltz seconded to **read by title only, first reading of Ordinance No. 111-05.** All members present voting:
Yes: Lane, Lindower, Peters, Sarbach, Snyder, Foltz and Kiesling.
No: 0

Ordinance No. 111-05 – First Reading

An ordinance authorizing the Director of Administration of the City of North Canton to seek quotes for administering a self-insured health insurance program for the employees of the City of North Canton, and for the Mayor of the City of North Canton to be authorized, upon concurrence by Council, through the Board of Control, to enter into a contract for said health insurance.

Mr. Snyder: Again, this is for the employees that are, we're bound by certain bargaining groups to provide. That's what we're getting a handle on going out now and seeing what we can get.

Mr. Lane: Can I ask a question Mr. President? The life insurance was for a couple year period there and this has no time period on it. Is there a reason for that?

Mr. Snyder: Uh yes. Originally, they ran concurrently. We are presently with Aultcare, as you know, and they did offer us a two year window. And that, actually, at this point, I don't know I'm not a real student of the health insurance, but I don't think anybody will bid more than a year at this present time.

Mr. Miller: We're, we're going to try to bid more than one year but there's no guarantee that we'll be able to get that. So at this point in time, we haven't put a period on it...

Mr. Lane: Leaves us the option.

Mr. Miller: ...until, because obviously it's got to come back for concurrence of Council at that point in time. When we come back for concurrence, also come back with a period of time that it will be good for.

Mr. Snyder: Right. And as it being self insured, I mean the first year with Aultcare we had tremendous losses to be very honest with you. Really, had we not been committed for the second year, we would have probably been looking elsewhere. Now, through some things the Administration has put in place, the costs have come down to a more acceptable manner. As you know, now the employees are now paying a portion, I believe ten, ten percent they pay. Something like that.

Mrs. Kiesling: And then co-pay.

Mr. Miller: Depends on whether they're in or out of...

Mr. Snyder: They have co-pays, all get put into place through the efforts of the Administration and it has lessened our actual costs. So now we're becoming a little more favored nation, as they would say. So they're a little more willing to talk to us again with three hundred and some heads I think we insure, plus families.

Mr. Miller: If you include families.

Mr. Snyder: Yea, we get quite a few. So that's the reason on that right now.

Mr. Lane: Yea, thank you.

Mr. Snyder: You're welcome. Any other questions? May I have a motion to adopt Ordinance 111-05?

Mrs. Kiesling moved and Mr. Lane seconded to **adopt the first reading of Ordinance No. 111-05.** All members present voting:
Yes: Lane, Lindower, Peters, Sarbach, Snyder, Foltz and Kiesling.
No: 0

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21. Mrs. Kiesling moved and Mr. Sarbach seconded to **read by title only, first reading of Ordinance No. 112-05.** All members present voting:
Yes: Lindower, Peters, Sarbach, Snyder, Foltz, Kiesling and Lane.
No: 0

Ordinance No. 112-05 – First Reading

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 for the purchase of rock salt for use by the Street Department, 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 purchase of said rock salt.

Mr. Snyder: Chairman, was that under my Committee? Yes, it was under mine. Yes, thank you. Again, this is the salt that we put down on street. Last week, I think it was under water...inaudible. We put it out on the street to control the ice. We're getting a little jump on that for two reasons. One, so that we have it in place, it doesn't have to be done. And we can also get a little more favorable bid. The demand isn't quite as great in July as it is in January. So that's why. Is there any questions on that? If not, may I have a motion to adopt the first reading of Ordinance 112-05?

Mr. Foltz moved and Mrs. Kiesling seconded to **adopt the first reading of Ordinance No. 112-05.** All members present voting:
Yes: Lindower, Peters, Sarbach, Snyder, Foltz, Kiesling and Lane.
No: 0

22. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 113-05.** All members present voting:
Yes: Peters, Sarbach, Snyder, Foltz, Kiesling, Lane and Lindower.
No: 0

Ordinance No. 113-05 – First Reading

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 for the purchase of Water Treatment Plant chemicals for use by the Water Treatment Plant, 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 purchase of said Water Treatment Plant chemicals.

Mr. Snyder: Chairman Sarbach?

Mr. Sarbach: Yea, this is self explanatory. We need to have certain chemicals to run the plant. This will allow us to get the lowest and best bid and get those chemicals in-house so we can operate seamlessly. With that, I move that we adopt the first reading of Ordinance 113-05.

Mr. Sarbach moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 113-05.** All members present voting:
Yes: Sarbach, Snyder, Foltz, Kiesling, Lane, Lindower and Peters.
No: 0

23. Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading of Ordinance No. 114-05.** All members present voting:
Yes: Snyder, Foltz, Kiesling, Lane, Lindower, Peters and Sarbach.
No: 0

Ordinance No. 114-05 – First Reading

An ordinance authorizing the Akron/Canton Airport Deicing Facilities (Phase I) Waterline Extension, located in Summit County, City of Green, Ohio, in an easement on airport property, 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: This is a waterline extension that will sell water outside the City at the outside rate for the Airport. And I believe this is at the Airport's expense. Is that correct?

Mr. Miller: Yes.

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Mr. Sarbach: And we will maintain the line once it's in and we'll have the easements based on this ordinance. With that, I move we adopt the first reading of Ordinance 114-05.

Mr. Sarbach moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 114-05.** All members present voting:
Yes: Foltz, Kiesling, Lane, Lindower, Peters, Sarbach and Snyder.
No: 0

Mr. Sarbach moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 114-05.** All members present voting:
Yes: Kiesling, Lane, Lindower, Peters, Sarbach, Snyder and Foltz.
No: 0

Mr. Sarbach moved and Mr. Peters seconded to **adopt under suspension of the rules Ordinance No. 114-05.** All members present voting:
Yes: Lane, Lindower, Peters, Sarbach, Snyder, Foltz and Kiesling.
No: 0

24. Mr. Sarbach moved and Mrs. Kiesling seconded to **read by title only, first reading of Ordinance No. 115-05.** All members present voting:
Yes: Lindower, Peters, Sarbach, Snyder, Foltz, Kiesling and Lane.
No: 0

Ordinance No. 115-05 – First Reading

An ordinance authorizing the Gateway Corporate Park (Phase One) Waterline Extension, located in Summit County, City of Green, Ohio, and being part of the Southeast Quarter of Section 36, and part of the Southwest Quarter of Section 36, of the formerly Green Township, 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, this is an additional customer that we've gained from the Administration extending these waterlines to the Airport. And I believe this is Phase 1 so we will expect more outside customers at a later date. With that, I move we adopt the first reading of Ordinance No. 115-05.

Mr. Peters: Second.

Mr. Snyder: Chairman Sarbach, I think it's important that we articulate the fact that both of these ordinances are not at the expense of the City of North Canton.

Mr. Sarbach: That's correct.

Mr. Snyder: That we're not spending money from the Water Fund. This is, these are both going to, hopefully, make money with no actual, now there will be legislation to be considered at a later date pertaining to Ordinance 115-05 which will, in fact, cost money. But right at this present time, there's no costs to the City.

Mr. Sarbach: That's correct and all this does is accept the easements so we can go on other people's property to maintain these lines for our customers that we're charging an outside rate to.

Mr. Snyder: Thank you for that.

Mr. Sarbach: I believe it's been moved and seconded.

Mr. Snyder: Uh huh.

Mr. Sarbach moved and Mr. Peters seconded to **adopt the first reading of Ordinance No. 115-05.** All members present voting:
Yes: Lindower, Peters, Sarbach, Snyder, Foltz, Kiesling and Lane.
No: 0

Mr. Sarbach moved and Mr. Peters seconded to **suspend the rules for Ordinance No. 115-05.** All members present voting:
Yes: Peters, Sarbach, Snyder, Foltz, Kiesling, Lane and Lindower.
No: 0

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Mr. Sarbach moved and Mrs. Kiesling seconded to **adopt under suspension of the rules** Ordinance No. 115-05. All members present voting:
Yes: Sarbach, Snyder, Foltz, Kiesling, Lane, Lindower and Peters.
No: 0

25. Mr. Foltz moved and Mr. Peters seconded to **read by title only, first reading of** Ordinance No. 116-05. All members present voting:
Yes: Snyder, Foltz, Kiesling, Lane, Lindower, Peters and Sarbach.
No: 0

Ordinance No. 116-05 – First Reading

Ordinance No. 116-05 amending Section 1(b) of Ordinance No. 136-04 to reduce the sewer connection fee charges by Four Hundred Fifty Dollars (\$450.00) for the property located at 557 Fair Oaks in the City of North Canton, and declaring the same to be an emergency.

Mr. Snyder: Chairman Sarbach?

Mr. Sarbach: Yea, I'll turn this over to Member Foltz. This is a resolution to a situation we had out there that Mr. Foltz was involved in. And I agree with it but I'll let him explain it.

Mr. Foltz: Yes, thank you Mr. Sarbach. Basically, it's as it reads. The residents here had a problem with their sewer while, actually, we were passing Ordinance 136-04. So what I'd like to do is just waive the additional fees put in place which is 450 more dollars. They are still responsible for their entire main line that they're bringing up through to Fair Oaks and then they're lateraled into the house. So this kind of helps them along the way. They're still paying for their sewer fees by the County also. That's not waived.

Mr. Sarbach: And this brings us inline with another sewer project we bid on the southeast end.

Mr. Foltz: Yes.

Mr. Sarbach: So it's, if we do it there in order to get them moving, we did it here. With that, I move we adopt the first reading of Ordinance No. 116-05.

Mr. Foltz: So moved.

Mr. Peters: Second.

Mr. Sarbach moved and Mr. Peters seconded to **adopt the first reading of** Ordinance No. 116-05. All members present voting:
Yes: Foltz, Kiesling, Lane, Lindower, Peters, Sarbach and Snyder.
No: 0

Mr. Foltz: What'd we do third that one?

Mr. Lindower: Yea, ...inaudible.

Mr. Sarbach moved and Mr. Foltz seconded to **suspend the rules** for Ordinance No. 116-05. All members present voting:
Yes: Kiesling, Lane, Lindower, Peters, Sarbach, Snyder and Foltz.
No: 0

Mr. Sarbach moved and Mr. Foltz seconded to **adopt under suspension of the rules** Ordinance No. 116-05. All members present voting:
Yes: Lane, Lindower, Peters, Sarbach, Snyder, Foltz and Kiesling.
No: 0

26. Mr. Snyder: Any report Director of Law?

Mr. Lane: Uh, Mr. President?

Mr. Pusateri: We have this.

Mr. Snyder: Oh, excuse me.

Mr. Lane: We need to amend the agenda...

Mr. Snyder: Oh, I beg your pardon. We do have one more. Thank you.

Mr. Lane: ...if we could please for Ordinance No. 117-05.

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Mr. Snyder: I'd need to, yea, I'd like to amend the agenda to include item number 117-05. First, I would like to have a motion to waive the rules of council pertaining to committee minutes relative to an ordinance.

Mr. Sarbach moved and Mrs. Kiesling seconded to **suspend the rules** requiring a committee report. All members present voting:
Yes: Lindower, Peters, Sarbach, Snyder, Foltz, Kiesling and Lane.
No: 0

Mr. Snyder: Now, I'd like to amend the agenda to include item number 117-05.

Mr. Sarbach moved and Mr. Lane seconded to **amend** the agenda to include Ordinance No. 117-05. All members present voting:
Yes: Peters, Sarbach, Snyder, Foltz, Kiesling, Lane and Lindower.
No: 0

Mr. Sarbach moved and Mr. Peters seconded to **read by title only, first reading of** Ordinance No. 117-05. All members present voting:
Yes: Sarbach, Snyder, Foltz, Kiesling, Lane, Lindower and Peters.
No: 0

Ordinance No. 117-05 – First Reading

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into 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 the South Main/Everhard Improvement Project (STA-CR-66-Main St), repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

Mr. Snyder: Chairman Lane?

Mr. Lane: This is where they found Baker Court in the City of North just so we...

Mr. Pusateri: That should read the City of North Canton.

Mr. Lane: North Canton, correct. I'm going to let Jim explain this but basically, in a nutshell, this is yet another amendment to something we've already amended twice before. Or at least one other time and it, twice before, it's going to give us more money, which is great, for the South Main project but this is more of a housekeeping issue. But Jim, go ahead.

Mr. Benekos: You explained it well. The agreement with ODOT, the LPA Agreement which defines the funding that comes from the Federal Highway Administration for the project. When we opened the bids, we asked SCATS to allocate additional funds, which they did. There were two different accounts and they needed to switch some funds from one account to another. And this just basically puts the funding in the right accounts that we need to cover our costs, or the eighty percent costs from the feds for this project. I found out about this at three o'clock this afternoon that they needed this. Essentially, they would like to have it signed tomorrow but we still have to do a Board of Control. Their fiscal year ends at the end of May. So they need all the money in the right accounts by the end of May. So we need to get it signed so they can send it down to central office, get it back and everything will be copasetic. So I appreciate your diligence and speed on this.

Mr. Lane: Inaudible...no questions...

Mr. Snyder: I have one question. If my memory serves me, and I could be mistaken on my numbers, but we changed the appropriation from South Main increasing it by approximately two hundred and some thousand dollars. 290 if my memory serves me. That 290 will now be returned back to us, is that what we're doing here now?

Mr. Benekos: That's correct.

Mr. Snyder: So we will not have to expend that additional \$300,000?

Mr. Benekos: We should not have to. There is still a portion of the twenty percent that's being covered by Ohio Public Works that is short and they won't increase their funding amount.

Mr. Snyder: Ok, so we're going to leave that 300,000 set there in an encumbered account until the project is completed and at that time we'll at least have the majority of it returned to us?

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Mr. Benekos: That's correct.

Mr. Snyder: Ok, thank you sir. That's all I have.

Mr. Lane: Sure. No other questions, I would move we'd adopt 117-05.

Mr. Lane moved and Mr. Foltz seconded to **adopt the first reading** of Ordinance No. 117-05.

All members present voting:

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

No: 0

Mr. Lane moved and Mr. Foltz seconded to **suspend the rules** for Ordinance No. 117-05.

All members present voting:

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

No: 0

Mr. Foltz moved and Mr. Peters seconded to **adopt under suspension of the rules**

Ordinance No. 117-05. All members present voting:

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

No: 0

REPORTS:

Mr. Snyder: Director of Law?

Mr. Pusateri: I do not have a report. Thank you sir.

Mr. Snyder: Director of Administration?

Mr. Miller: Just two quick things to remind Council that on Thursday a video team will be here trying to arrange times with each of the Council people to sit down with individually. Again, it's a program that hopefully will be on PBS, Stark County Alive and also something we can use in marketing. And also want to pass something out to Council here at the end of the meeting. There's a petition being circulated. Just some corrections to that. There was some responses, there's some inaccuracies in what's being said and I want to have Council to have a copy of that.

Mr. Snyder: Ok, thank you sir. Mr. Mayor, do you have anything this evening?

Mayor Rice: Just quickly for the record here. I want Council to be aware that I did send, by Federal Express Friday afternoon, a letter of introduction and a request for a meeting to the Ripplewood CEO, Mr. Tim Collins and a copy to his CFO, Peter Berger. We're awaiting a reply. They probably, hopefully, got that packet today from us. But we are attempting to be in contact with those folks. In addition, there's obviously been numerous discussions and, with several parties, since the Thursday night announcement that we all learned about. And there's a lot of research and activity surrounding that announcement. That's one of the reasons why I was late this evening. So we are working to analyze the situation and try, and making determinations of what our next steps will be. And I expect that activity to continue for quite some time and we'll keep Council apprised of any new information that we come upon. That's all.

Mr. Snyder: Thank you. Thank you for your proactive...inaudible...Mayor. We appreciate that. Mr. Engineer?

Mr. Benekos: No report.

Mr. Snyder: Madam Clerk?

Mrs. Kalpac: No report.

REPORTS – COUNCIL:

Mr. Snyder: Mr. Foltz?

Mr. Foltz: Yea, thanks Jon. A couple things. A couple residents on Werstler, we're happy with the progress but I checked with Mr. Miller earlier, anything we can do to keep the dust down? I know it's rained lately so that hasn't been a big problem but as we all know we have our cut through streets through our different wards or different parts of the City and Werstler is one of them because it goes all the way to Woodrow. So I was pleased with the road closed sign, local traffic only on Portage. It does lead to a little bit of a problem. I don't know if the Police Department has looked at that. When I usually leave my home, and a lot of my

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neighbors, they go down to Portage, they go south. If we're there in the intersection of Werstler and Portage, no one can turn in off of Portage. Most of time, they're not local traffic. They're use, it's cut through. So there hasn't been any accidents there that I'm aware of but people usually recognize they can't turn because the sign's there in the northbound lane or side of road so they just go further down or go about their way a different route. I guess that's ok. I haven't heard anything happen at the Police Department but for one, I'd like to get a sign up on 7th Street, if I could? They did have the big track meet Saturday and I guess busses were trying to get through down there. And we have equipment on the road. Of course the west side of the road is torn up and you got some additional parking on either side ...inaudible...neighbors. So that was their only route in, I guess, coming from Jackson or different communities. But maybe we can get a road closed sign on 7th Street or facing 7th. The corner of Werstler and 7th.

Mr. Miller: You want that at Pierce so that they don't go all the way to Werstler and then try to back a bus up.

Mr. Foltz: Yea, yea that would be great.

Mr. Miller: So you want it the next street...

Mr. Foltz: So they don't have to turn down and use that for a cut through. It's already busy enough with equipment. It's going to bottleneck there because they're getting towards the south part of Werstler.

Mr. Miller: Ok.

Mr. Foltz: And this could be for Mr. Miller or Mr. Benekos, I asked the inspector a few times, I brought it up before. I just want to make sure that Dominion East Ohio has done all the repairs they need to on that line, if they haven't replaced it. I get conflicting information and we sure don't want this project to be finished and ...inaudible...and they're out there messing around digging up the street again. You know, so could we just follow up with somebody there. Any contacts you might have or your inspectors. I appreciate that. And welcome them to come in and make repairs now if they feel it's needed while we got the road torn up. I know we have to finish the main line and tie in the laterals so it's going to be a little while yet before that street's ready to be paved so. That's all I have then. Thank you.

Mr. Snyder: Thank you. Mr. Lindower?

Mr. Lindower: No report.

Mr. Snyder: Mr. Lane?

Mr. Lane: Yea, I have a little potpourri here I want to publicly thank Walsh University for loaning me their Founder's Room. I had one of my neighborhood meetings a couple weeks back. In fact Mr. Sarbach stopped by towards the end of that and had a pretty nice attendance considering how nice it was outside. I just want to publicly thank them. Also congrats on this folder, I think everybody got this from, Tom Montgomery did this right?

Mr. Miller: Yes.

Mr. Lane: With your guidance and all that?

Mr. Miller: Well, they've put it together but there was a lot of work by a lot of people.

Mr. Lane: That's what I was going to say. It was a whole group effort and a wonderful, wonderful brochure so hopefully this got to, got to Ripplewood so.

Mayor Rice: Yes it did.

Mr. Lane: And I know Easthill, we had the construction meeting today. I was not able to attend. Did everything go alright? Do you have a start date?

Mr. Benekos: Yes, they're anticipating to start June 6th. I believe that's Monday.

Mr. Lane: Ok. It'll be C-day instead of D-day, I guess.

Mr. Snyder: Yea, it is Monday.

Mr. Lane: Ok, 6/6. And anything new on Knoll at all?

Mr. Benekos: Not yet.

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Mr. Snyder: Cars, plenty of them.

Mr. Sarbach: Chuckholes.

Mr. Lane: Not that part of Knoll. I'm working on the other half. We're going to shut it down one...

Mr. Snyder: One section at a time.

Mr. Lane: ...one street at a time. Thank you sir.

Mr. Snyder: Member Kiesling?

Mrs. Kiesling: Yes, I just have a couple questions. I know, Mike, you and I talked once or twice about the Kent Stark proposal and, determining whether we want to go any further with that or if we're going to look to other places or people to get proposals from, for an economic development plan. Where are we at on that?

Mr. Miller: We're still reviewing the proposal from Kent Stark. We're also, I've talked to one or two other firms and I know that also do it that are in the State of Ohio. One is Poggemeyer, who did some work. Looking at some other ones that have a good reputation and also not only for doing a good project, but also for keeping costs down. So that's still being looked at.

Mrs. Kiesling: Ok, great. Thank you. Nothing else.

Mr. Snyder: Mr. Peters?

Mr. Peters: Yea, just a question for the City Engineer. Rumor has it we have a start date, a hard date on 9th and Overland?

Mr. Benekos: Not yet.

Mr. Peters: Mr. Fano started that rumor. I just wanted to know. Not yet, can you give us anything?

Mr. Sarbach: Nope.

Mr. Peters: Didn't think so.

Mr. Benekos: No, we had to redesign the storm line because of the gas pipe.

Mr. Peters: Ok.

Mr. Benekos: And we had, we're still in the process of acquiring the last easement associated with that storm pipe.

Mr. Fano(*Identified by Clerk/Speaking from Audience*): I don't want to talk out of order. Councilman Lane over there, it took about four weeks for him to get a project done on Easthill and you gave him a date tonight to start the thing. And I've been waiting for fourteen years to have something done on that street. Now, I know I'm out of order but I want you to know my feelings.

Mr. Peters: We're optimistic on a date. Alright, that's it.

Mr. Snyder: Ok. Mr. Sarbach?

Mr. Sarbach: Yea, question. Any, Mike, any changes in the East Maple raw waterline since the last good news we had? Is that being...

Mr. Miller: We're still using the water.

Mr. Sarbach: We're still using water through that line and everything's working properly. It's been purged?

Mr. Miller: Everything's working properly.

Mr. Sarbach: Very good, thank you. Also, we talked before about Council visiting down there. If there's any interest in going down there as a group...

Mrs. Kiesling: You mean the plant?

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Mr. Peters: The plant?

Mr. Sarbach: The plant, excuse me. Not the raw waterline because we pass that every time we go down the street, but the plant. And it's progressed quite handsomely since this spring so...

Mr. Foltz: Greg, we're alright to do that? I don't want any problems with the press.

Mr. Snyder: We have to invite the press. If we meet, we have to invite the press.

Mr. Foltz: So they're more than welcome to come along and ask questions, look at that. That's fine.

Mr. Snyder: Yea, they're more than welcome to come look at it.

Mr. Foltz: We're not having a meeting. We're just looking at...

Mr. Sarbach: No, we're just, those of you who are interested...

Mr. Foltz: ...just so, you know, everyone's aware of that.

Mr. Sarbach: ...if you want to go as a group, we have to invite the press.

Mr. Foltz: That's fine. Why don't you set something up...

Mr. Sarbach: If you want to go individually, I think you can just make those arrangements and go individually. So whatever your preference is.

Mr. Foltz: When are you thinking about doing that?

Mr. Sarbach: Pardon me?

Mr. Foltz: When do you think we should do that? We don't have a meeting next week, right?

Mr. Sarbach: I would suggest because of everyone's schedule if you just can get a hold of Mike and let him set it up with down there that. I mean, it's not a social event. It's just an informative thing.

Mr. Foltz: Ok.

Mr. Snyder: Mr. Sarbach, I may suggest if I may...

Mr. Sarbach: Please.

Mr. Snyder: ...you're better to go as a group because as you go individually you disrupt the whole system seven, eight different times. And I think one time they can make adequate preparation to address us all at once and be done with it.

Mr. Miller: The one thing I'm going to want to do is make sure that, because there's homeland security issues, I want to make sure that we comply with that. And make sure that us complying with that doesn't somehow conflict with the public meeting aspect of it. And make sure that we can have a public aspect, have the press along and then have a public meeting so that anybody that wants to come through at that point in time can.

Mr. Snyder: Oh, I see.

Mr. Miller: So we're going to have to take a look at that. Paul and I will talk about that this week.

Mr. Foltz: Could we make it like either six o'clock before a meeting or if we knew we weren't going to have a long meeting, which you never know. You'd want to go when it was still daylight, wouldn't you? So you could see. I'm sure you got adequate lighting there but...

Mr. Miller: There's adequate lighting but it's, it's, you can see the outside and some of the other stuff there.

Mr. Foltz: Yea, you can see everything come together a little easier. How does that grab everybody? Like at six o'clock? Would an hour be sufficient? If not an hour, forty-five minutes. There down the road, it'll take us...

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Mr. Miller: It depends on how much you want to see and how many questions you want to ask.

Mr. Foltz: It depends how good the tour guide is too, I guess. Food for thought, maybe we can discuss it later.

Mr. Sarbach: Mike, would you and Paul get together and...

Mr. Miller: Yes.

Mr. Sarbach: ...and, and set that up so we can do that without any problems.

Mr. Miller: Absolutely.

Mr. Sarbach: Appreciate it. That's all I have Mr. Chairman.

Mr. Snyder: Thank you. A couple things, next week is the fifth Monday so there is no meeting. It's a holiday also so there will be no meeting on Tuesday. The next scheduled meeting would be on, appears to be June 6th, which is a Monday. We just said that, didn't we? But that will be the next, is that right?

Mrs. Kiesling: Yea.

Mr. Snyder: June 6th geese. And I think you all know that Monday is the parade and Mr. Sarbach is the Chairman of that parade, I think, if you're going to enter a car. I think, there's adequate, they have to let you know, do they not, sometime?

Mr. Sarbach: Yea, the Lion's Club is, is organizing the parade and I'm with that organization. So if you would like to be in that parade, please notify me tonight, this week, as soon as practical. I think you have to furnish your own car. But they're available different places. Let me know as soon as possible.

Mr. Snyder: Ok. The other thing I have, I told Mr. Miller I appreciate this information. I've had people approach me over the last say a week to ten days, not to be like Rick McLaughlin, former Member McLaughlin, but I only had one phone call. But there seems to be a lot of misunderstanding, Mayor, and I say that because you and I have had some very long conversations what the intent of this CIC is. And I wonder if it wouldn't behoove us, if you'd be kind enough to send out a letter from your office, like your little newsletter you do in letting the people understand the philosophy behind the intention of this CIC. I think a lot of people think that we've taken a million and a half dollars of the City's money and gonna spend it on Main Street. Where in fact, we're not, have taken and will not take any money from the City's reserves, period. And I think a letter coming from you explaining that it's not the intention to lend money to businesses and do a lot of things that are permitted under the Ohio Revised Code but I don't think that was ever your intention nor is it the intention of the people that are on the Board. And I just wondered if, and I know time is pressing to everybody but possibly a letter from your office sir would, explaining what's going on and where the intentions are. That there hasn't been one penny spent nor will be spent from the reserves of the City. And the City is in excellent financial situation. With all the news media, as you said, across the street and so forth, I think people begin to get a little nervous. I don't know how the rest of Council feels on that but...

Mr. Sarbach: I agree. I'd like to see something on the, a similar thing if not the same thing, on the website.

Mrs. Kiesling: I think this is great. I've already read and ...inaudible...very helpful.

Mr. Snyder: Yea, I mean...

Mayor Rice: Yea, unfortunately you've got, typically, some misinformation going out there. I think there are a lot of people that have a lot of misconceptions about what's going on because it's been represented to them in some form or fashion that it's different than what it is. For example, I mean, this money basically is going into a revolving fund, as we've talked about. It's not like we're going to go out and give away a million and a half dollars and never see it again. The whole idea is to use it as seed, capital, money to invest and then recoup that money. So it's going to go in, it's going to go out. It's the same premise that the Stark Development Board and a lot of different people work off of on a routine basis, day to day, in every municipality across the Country. It's being presented by, to some people of a total waste of a million dollars. Like we're all going to take a million bucks out on the square and burn it. That's just not, it's not reality but unfortunately you do have, when you have misinformation being spread out there, that is a difficult thing and we can certainly talk about

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that and maybe try to develop something jointly that we send out from Administration and Council or something like that to try to get more facts out into the public's hands over, over what the real deal is.

Mr. Snyder: I appreciate that because I think, you know, there's, I think people are just, are a little concerned. And rightfully so, it's their money. We're their representatives. And I think we have to let them know that we will field any questions, day or evening at home or where, whatever they need to know. And if it needs to be, we'll have a meeting here and let them know and they're more than welcome to ask any questions because it is their money and we are their representatives. But I do appreciate if you'd entertain that.

Mr. Sarbach: I think it'd be, be beneficial to have who the Board is. I know the Board isn't complete yet but the Administration has changed it from four to eight. And they are mostly by title but some by name and, you know, if we could have that information there that. The myth is, it's Mayor Rice's CIC. And that couldn't be further from the truth and I think those things need to be out there. And the people involved that are in this community need to, we need to let the rest of the community know who those people are.

FINAL CALL FOR NEW BUSINESS:

Mr. Snyder: Thank you. Ok, final call for business. Anybody wishing to speak to the Council this evening? Please step forward, state your name and address. Alright, anybody from the Council? If not, I'll entertain a motion to adjourn.

ADJOURN:

Mr. Sarbach moved and Mrs. Kiesling seconded to adjourn the Council meeting. All members present voting:

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

No: 0

The meeting adjourned at 8:07 p.m.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

05/27/05-ALG