

DAYTON LEGAL BLANK INC. FORM NO. 10148

Monday, October 22

7:00 p.m.

07

Held

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CALL TO ORDER

1. The meeting was called to order at 7:00 p.m. by President of Council Doug Foltz.
2. The opening prayer was delivered by Michele Schaffer, Walsh University.
3. All present recited the Pledge of Allegiance.

ROLL CALL:

4. Mr. Foltz: Gail, would you please call the roll?

The following members of Council responded to roll call: DeOrio, Foltz, Hines, Magel, Repace, and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Herr, Director of Economic Development Bowles, and Clerk of Council Kalpac. City Engineer Benekos was not present for the meeting.

Mr. Foltz: May I have a motion to excuse Councilmember Doug Lane?

Mr. DeOrio moved and Mrs. Hines seconded to **excuse the absence** of Council Member Lane. All members present voting.

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

No: 0

5. Consideration

Council Meeting: October 8, 2007

Public Hearing: October 8, 2007

Financial Statement: September, 2007

Mr. Foltz: I ask Council to consider and approve the Council meeting minutes of October 8, 2007; the Public Hearing Minutes of October 8, 2007; and the Financial Statement of September, 2007.

Mr. DeOrio moved and Mrs. Magel seconded to **approve the minutes of the council meeting, public hearing minutes and financial statement as presented.** All members present voting:

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

No: 0

6. Committee Minutes

Mr. Foltz: Request approval as presented the following committee report minutes of Finance & Property, October 15, 2007; and the Street & Alley, October 15, 2007.

Finance & Property Committee: Please refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held October 15, 2007.

Street & Alley Committee: Please refer to the minutes on file in the Council Office of the Street & Alley Committee meeting held October 15, 2007.

Mr. DeOrio moved and Mrs. Magel seconded to **approve the committee report minutes as presented.** All members present voting:

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

No: 0

7. Mr. Foltz: With that, we have a special presentation this evening before we get into recognition of visitors from Robert W. Fisher from Sky Insurance for our health insurance proposals.

Mr. Fisher: Thank you very much. Each year, with the assistance of the Director of Finance, we go out to request proposals on the city's health insurance and each year Sky Insurance comes forward, makes a recommendation to you. This year we put together an analysis that had been sent out to you, I think in late last week, and what we have essentially is a few local health insurance companies who have expressed interest in the city's plan. First of all, what we normally do is look back over the last few years on the actual experience of the plan and what we found is that from 2006 to 2007 the overall cost to the city for health, dental, vision, prescription, is basically flat. That's a little misleading, some of the benefit categories are up and some are down. For example, prescription drug cost is up approximately 20%; 21% in dental claims; 17% increase in fixed costs; but vision claims are down 13% and overall medical claims are down 16%. The misleading part is that the medical claims are down 16%

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but they're protected – the city's protected by reinsurance or stop loss coverage on any individual claim and we've had a significant number of those large claims. So the city has been protected due to that, but at the same time the overall gross claims incurred by the city have gone up significantly. However, overall, it's a pretty good picture; costs are flat from this year – from last year to this year. We have four different options to – we had four different options to review. Really the only two options that seemed to make any sense were a renewal with AultCare or a dual option between AultCare and SummaCare. The renewal with AultCare, the – includes a fixed cost increase of about 22% due mostly to the reinsurance premiums because of those large claimants. The option, the other option that the city has to consider would be a dual option, keeping AultCare in place and offering SummaCare, which would be a Mercy based plan as another alternative for the employees to choose from. Benefit would be the same but what we found over the last few years is that city employees really would like to have a Mercy based option. We've done everything we can over the last 2 to 3 years to bring one of those options to the table. Each year we found that you can offer a Mercy based option in addition to AultCare, but the reinsurance piece that we talked about a minute ago seems to be a stumbling block. In order to offer a Mercy based plan through Summa, in addition to the AultCare current plan, your reinsurance premiums go up \$42,000 over the renewal increase from AultCare. We would keep AultCare in place as an administrator, we would bring Summa in through their Apex administration firm and we would buy an outside stop loss coverage through a company called RBS, Resource Base Services. The reinsurance is the piece that – that turns out to be higher there – so that there's a \$42,000 additional cost in reinsurance to buy the – or take – to offer the dual option. Ohio Health Choice, Mercy, SummaCare have all come to us and made a very strong presentation indicating that they firmly believe and they have information supporting the fact that Mercy Medical Center has become a much more competitive organization, they believe, and they have given us statistical data that shows that a typical in-patient stay at Mercy Medical Center now has a lower cost than AultCare. I can't stand before you today and tell you that if you offer those two plans, you will save enough money to offset the \$42,000 increase in premium. There is a good chance that would happen, but it depends on a lot of factors. How many people are hospitalized, what hospital – what hospitals they use, how serious the illness is, whether they are shipped out of the area to higher cost facility and don't use Mercy or Aultman. But I'm – at this point, I'm suggesting to Council that if you would like to pursue this alternative, I'm willing to go to SummaCare and AultCare and work out the details to get that arrangement. You have to have a – approval from both AultCare and SummaCare to coexist as administrators. The reinsurance company has already agreed to coexist with the two of them. If that can't be accomplished, then my recommendation to you would be to renew with AultCare as the lowest fixed cost provider that has proposed coverage to us. If you would like us to pursue the dual option with Apex, SummaCare and AultCare, I'd be happy to do that over the next couple of weeks and come back to you or come back to Julie with a final answer as to whether that can be accomplished. We've tried it in the past, the two administrators don't necessarily like to coexist with one another because the information they have is proprietary, however, never say never. We may be able to accomplish it this year or next year, one of these days. So my recommendation to you would be, if you would like us to pursue that, we'll go do that on your behalf and then come back with final recommendation to you. If that is not an option you'd like to pursue, or if we can't accomplish it, then my recommendation to you is to renew with AultCare which is a – actually a very good opportunity – off – offer for you.

Mr. Snyder: Mr. Fisher, I have a question. Approximately – I – I apologize...

Mr. Wise: Just...inaudible....

Mr. Snyder: I'm not trying to put you on the spot, but you say there's an initial \$42,000 difference going over it.

Mrs. Herr: Inaudible...this is because the revenue...inaudible...

Mr. Fisher: Correct.

Mr. Snyder: And then what type of expense to pursue this negotiation, is that an additional 4 or 5...

Mr. Wise: It's a 31,000...inaudible...42 there...inaudible....

Mr. Fisher: No, that's not an additional cost.

Mr. Snyder: Oh, that's – that's 42,000. And what's the probability to recover that \$42,000? Is it – I realize you're not an actuary but I...

Mr. Fisher: Yeah, it's – it's based on a number of factors...

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Mr. Snyder: But what – ballpark it in percentage-wise, is it a 50% chance? Is it 70%?
Mr. Fisher: I think it's better than 50%...

Mr. Snyder: But not 60.
Mr. Fisher: It's probably in the 70% range.

Mr. Snyder: 50%.
Mr. Fisher: It's probably better, probably in the 70% range.

Mr. Snyder: That we would recover it?

Mr. Fisher: To – that you would recover that and again it depends on a lot of factors, but I think last year we found 30 or 40 percent of the employees really would like to use the Mercy network and if that were the case, we may be able to demonstrate savings to offset that \$42,000 difference.

Mr. Foltz: Member Snyder, we had two options for awhile, didn't we?
Mr. Snyder: Right.

Mr. Foltz: 'til about 5 or 6 years ago. No?
Mrs. Herr: No.

Mr. Snyder: I – I remember when we switched...
Mr. Foltz: Okay, maybe I...inaudible...

Mrs. Herr: ...Inaudible... Ohio Health Choice.
Mr. Snyder: when we first came off of American...

Mr. Foltz: Ohio Health Choice was Timken or Mercy.
Mrs. Herr: Was Mercy, yeah.

Mr. Snyder: Well, we could use anybody we want, we had a different third party provider at that time.

Mr. Foltz: You – you could've went with AultCare or Mercy at that time.
Mr. Snyder: Yeah.

Mrs. Herr: You could go to Aultman or...
Mr. Foltz: And I think that – that became a situation...

Mr. Snyder: Yeah, we used a different person.
Mr. Foltz: we had to decide.

Mr. Snyder: Wasn't that American...?
Mrs. Herr: American Benefits...inaudible?

Mr. Snyder: Right.
Mr. Foltz: American Benefits.

Mr. Snyder: But the problem when we switched over, we – we're almost in an anarchy when we went...

Mr. Foltz: 'Cause they had a lot of...inaudible...
Mr. Snyder: Are we going to have that again?

Mr. Fisher: Well, if you have the two alternatives...
Mr. Foltz: No, they can go to....

Mr. Fisher: you should have everybody's needs covered...
Mr. Foltz: covered.

Mr. Fisher: if we're able to – to make that happen.

Mr. Snyder: And that's a commonality with most self insurers, to offer two programs?
Mr. Fisher: It's a commonality for a lot of the public entities in this area and some of the larger employers to offer two options however, it becomes more of a challenge with a smaller employer base such as yours.

Mr. Snyder: I appreciate your candor, thank you sir.

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Mr. Foltz: Member DeOrio.

Mr. DeOrio: Thank you, Mr. President. In the -- in your presentation and what we have in our packet, we talk about a -- a dual option plan where we're going to have two administrators. You're going to have a -- where you could have AultCare and -- and Summa and then we have the stop loss carrier who is above both of those and you mentioned that if either administrator, and I'm just going to say AultCare in this particular instance, if they're unwilling to participate under these stipulations, that they have to share data with the stop loss carrier, then it would be your recommendation that we renew -- we just -- just plain out renew with AultCare, so my question is, why would AultCare want to cooperate? It would seem to me that if they refused to participate -- refused to cooperate with the stop loss carrier, then they're going to get the business again.

Mr. Fisher: Well, it's the stop loss carrier who's proposing coverage to you is the same stop loss carrier that used to underwrite the McKinley Life Insurance pool. So McKinley Life is familiar with them and they are familiar with -- with McKinley Life and AultCare. I think the chance -- the possibility of that happening this year is probably greater than it has been in the past due to that familiarity.

Mr. DeOrio: Okay.

Mr. Wise: Doesn't, Julie ...inaudible...

Mr. Foltz: Any other questions from Council?

Mr. Wise: Julie ...inaudible....wouldn't they become less competitive if they...inaudible... were less employees going ...inaudible...

Mr. Foltz: I'll ask our Finance Director, do you have recommendation to this? I know this -- you're very thorough Mr. Fisher and we appreciate all that you've done for us the last year or so.

Mr. Fisher: Thank you.

Mrs. Herr: Well, I've always thought if there's a way that we could offer a dual network that you know, we could have the opportunity to save even more than what the additional fixed cost would be. But again, like Bob mentioned, it's -- we don't know for sure. All we do know is that if we do go with dual, we will have an increased fixed cost, but if we can use -- have access to both networks and -- and those people that want to stay with Mercy, want to go to Mercy and -- and Mercy based physicians we could see a -- a bigger savings than they would if they had, you know, had gone to you know, Aultman and gone to Aultman doctors, but again, that's, you know, a big -- big decision to make as far as if you want to go that extra step and -- and -- and know that you're not going to get the -- the best reinsurance rate that you are you know, staying with Ault -- with AultCare.

Mr. Snyder: Mr. Fisher, obviously as you say, there's approximately \$42,000 on the table and I would think being either Mercy or Aultman in this case, or AultCare, that they don't want to lose that business. But I mean, maybe there's a middle ground, one of them willing to pick up half of that \$42,000 and lower their costs a little bit. Truthfully, if I had the business and I had per capita and I had total capitation, you're not going to take it away from me for \$42,000. I mean, somewhere in the middle lies the magic number and possibly if you say to the CEO of that insurance company you're about to lose potentially 50% of your insured heads, for \$42,000, you know, that's -- that impairs his lunches a little bit, so maybe you can go back to him and say where's the middle? Is that -- is that, maybe that's illegal, I don't know, I'm not an insurance person.

Mr. Foltz: Well, I think...

Mr. Fisher: Law Director?

Mr. Repace: How many people do we...inaudible...

Mr. Foltz: Member Snyder, I think what we're saying is let's -- let's have Mr. Fisher...

Mrs. Magel: 110.

Mr. Snyder: Yeah, it doesn't cost anything.

Mrs. Hines: Inaudible.

Mr. Foltz: go back...

Mr. Repace: Inaudible...

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Mr. Foltz: discuss this, negotiate this for...maybe come back to us, whatever time frame that you feel is necessary.

Mr. Fisher: I - I'd be happy to.

Mr. Foltz: Because I do remember and however long ago it was, you know, it might have been a 60-40, 65-35 split, but there were people upset when - some of our employees - when we just went to AultCare. Not that AultCare was a bad system just that they dealt with Mercy through American Benefits or whatever - whoever the....

Mrs. Herr: Well when we first switched to AultCare, it was basically a - a 60-40...

Mr. Foltz: Okay.

Mrs. Herr: 60 preferred Ohio Health Choice and Mercy and 40 was AultCare.

Mr. Foltz: Right.

Mrs. Herr: Now, you know, 3 years - 3, 4 years later, it's now reversed. Forty percent have said that they would stay with AultCare, or 60% would stay with AultCare and 40% Mercy, so it's you know, the same percentages but now it's reversed, so...

Mr. Foltz: Okay. Well is that alright with Council then if he comes back or any suggestions?

Mrs. Magel: Yeah, I - I think it's worth pursuing, the dual. You see, I mean 40% is a large number that you know, that they're used to those doctors and I can't...I'd say it's worth pursuing.

Mr. Foltz: Administration, any comments?

Mayor Held: No, I think that Bob, you did a nice job explaining it and but, whenever you can give the employees an additional benefit and there's a potential savings I certainly would support exploring that and hopefully we can find out whether or not the other health programs would be in cooperation with that and certainly as Mr. Snyder brought up, we'll be able to find out what - what Ault - AultCare's position is, so I - I certainly would support looking in to it.

Mr. Foltz: Okay.

Mrs. Magel: I - I just have one final question. It says AultCare is proposing no increase in administration fee and a 22 increase in stop loss. Is that the 42? Would...

Mr. Fisher: No, that's the Aultman, the AultCare renewal.

Mrs. Magel: Which is - 22 equates to how many dollars?

Mr. Fisher: Which - \$22,000...

Mrs. Magel: 22%

Mr. Fisher: or 22% equates to about \$32,000 -

Mrs. Magel: Thank you.

Mr. Fisher: 33,000 or I'm sorry, \$31,000 over last year.

Mrs. Magel: Thank you.

Mr. Fisher: The 42,000 is on top of the 31,000.

Mrs. Magel: Right, okay.

Mr. Fisher: That's a good question.

Mr. Foltz: Okay.

Mrs. Magel: Thank you.

Mr. DeOrio: So if I'm going to - is - did we intend this to come back through committee?

Mr. Foltz: Yeah, I believe so.

Mr. DeOrio: Okay, so then...

Mr. Foltz: Yeah, we'll just have him...

Mr. DeOrio: what - what you're directing...

Mr. Foltz: pursue the dual option plan and come back to committee.

Mr. DeOrio: what you're directing Mr. Fisher to do then is to explore whether or not he thinks that he could broker an arrangement where all three parties would be willing to participate but we don't know for sure...

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Mr. Foltz: Right.

Mr. DeOrio: if that's the direction we want to go, but in order to make our decision...

Mr. Foltz: He has to pursue.

Mrs. Magel: Right.

Mr. DeOrio: he needs to get that information. Very good.

Mr. Foltz: Correct. Okay, thank you for your time.

Mrs. Herr: So are you looking at the first, excuse me, the first committee meeting in November then? Just....

Mr. Fisher: Thank you.

Mrs. Kalpac: Fifth, November fifth.

Mr. Foltz: If you're ready for it by then. Okay, thank you.

Mrs. Herr: Thank you.

8. Recognition of Visitors

Mr. Foltz: Okay with that, we'll go back to recognition of visitors. Anyone like to address Council this evening, please step up to the podium, state your name and address for the record.

Mr. Osborne: My name is Chuck Osborne 307 Fairview Street S.E., North Canton, Ohio. Although I have not attended city council meetings since Council came back from their summer recess, I have followed news reports of council meetings and as in the past, it is clear that council will continue to spend declining public funds wherever it is politically expedient. Never mind that over the last two years this council has seen fit to forgo staffing positions in the city's police department, as well as other departments in the city. Never mind that citizens have come before this council body asking for needed infrastructure improvements in their neighborhoods. All of those needs were left unfilled as council repeatedly said that the city did not have the funds. But miraculously, this council has come up with funds to benefit and enrich private interests using the pretext that they are bringing jobs to the city. I am talking about the planned expenditure of \$275,000 of public money to assist McKinley Development and the development of Waterside Technology Center Park on South Main Street. A recent newspaper article stated that Councilmember Kathy Magel had concerns because infrastructure costs of the project had risen from 600,000 to 951,000. According to press reports, others on council also expressed concerns on the city's participation in this project. I believe those concerns are just the tip of the iceberg. How is it that the city could budget \$125,000 for commercial development of Waterside Park and then state on numerous occasions publicly all year long that funds were not available to maintain city services or make desperately needed residential infrastructure improvements? And now, not only can council budget 125,000 to provide assistance to a developer in times of declining city revenues, it can more than double that budget of financial assistance to the tune of 275,000, I have concerns about these expenditures. It is on your agenda tonight as Ordinance 126-07 and of course, it is on an emergency. Clearly council does not want to allow the public the time to discuss the pros and cons of this decision. I would like to know what additional costs the taxpayers of North Canton are going to have to shoulder to assist the developers of this property? There is a new light signal that has been promised at South Main and Mississippi to accommodate an alternate access to the Waterside Technology Center Park. I suspect that will require more than \$100,000 from the city. Further improvements will be needed on Mississippi where the road for Waterside Technology Center will enter intersect. Would \$200,000 cover that expense? The public money is going to assist in the development of the Waterside project have now risen to \$575,000 factoring in those future needed improvements. Did anyone on this council discuss or acknowledge any further costs that the city might have to incur for this project that are incidental to this development? The grant requires that a majority of jobs in the Waterside Technology Center Park be in the high tech research and development field. If this commitment is not met, the grant funds must be returned. The City of North Canton is clearly at risk in this arrangement and could be expected to repay the grant funds back to the Ohio Department of Development. That is a liability to the city of the \$350,000. Is there anything in writing requiring the developer to reimburse the City of North Canton for repayment of the grant funds if the project fails to generate the required number of technology jobs? The City of North Canton's financial obligations for Waterside Technology Center factoring in these risks, are conceivably at least \$925,000. This is equal to if not more than the stated infrastructure costs of the entire project. Why are taxpayer funds being utilized in this fashion? Revenues for North Canton are dwindling and yet this council continues to pledge taxpayer funds that further the well being of private individuals. In a related expenditure of public funds a few months ago, this city's CIC authorized expenditures to purchase a half acre of Waterside Technology Center Park property to expand parking for Abbott's Bridal Shop.

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Unidentified: Done.

Mr. Foltz: Inaudible...

Mr. Osborne: As you all know, Abbott's Bridal Shop is the abutting property to the south of Waterside Technology Center Park. Abbott's Bridal Shop is a private business and yet the expanded parking is to be paid for by the North Canton CIC with funds removed from the North Canton General Fund. McKinley Development. The owner of Waterside Technology Center is also a private business and it too is receiving assistance at the expense of North Canton taxpayers. Waterside Park, as it's been known for years, fronts right on South Main Street. The property has been promoted and marketed for development for years. If the State of Ohio will provide \$350,000 in grant funds, why isn't that enough of an incentive to develop the property? I might add, that's 40%, nearly 40% of the entire infrastructure cost.

Mr. Foltz: Mr. Osborne, you have about 10 seconds to please finish your comments.

Mr. Osborne: I'm almost done. The City of North Canton does not need and cannot afford to bear the development risk of this property. Developers are duly compensated in a marketplace for the development risks they take. Free market forces must be allowed to play out. Citizens pay their taxes to fund city services not to have those funds risked for the gain of individuals. I ask that you limit the City of North Canton's participation in the development of the Waterside property by assisting and securing the \$350,000 grant from the state and that McKinley Development assume all risk regarding compliance with the requirements of the grant. Financial – my last paragraph.

Mr. Foltz: Mr. Osborne, no. You are finished. I've heard that before you left...

Mr. Osborne: Financial assistance from the State of Ohio...

Mr. Foltz: Mr. Osborne you are out of order if you don't sit down and leave the podium.

Mr. Osborne: The assistance that you're providing...

Mr. Foltz: Just 'cause you were gone a month, the rules haven't changed and we're not going to argue here. You've expressed your opinion, you were more than welcome to do so, I've given you over five minutes. You may take your seat.

Mr. Osborne: You're providing 70% of the entire infrastructure ...

Mr. Foltz: You may take your seat sir. Thank you.

Mr. Repace: Inaudible.

Mr. Foltz: For the record, there's legal – I'll explain this. This isn't just the Council action, the Administration and our Economic Director Eric Bowles is very much in favor of this. He's worked hard on this. We came together, some of us weren't 100% on board initially, but we know it's going to benefit our city for additional jobs. I don't think this is just a council situation. I think we're all on board here, for the record. And it involves a \$350,000 grant, a state grant towards this project so, with that said, anyone else like to address Council this evening?

Mr. Daniluk: George Daniluk, 502 Werstler. In all fairness to the public, I'd like to finish the last sentence of Chuck's comments. I think you people should treat all people the same way as Chuck. There's many people that spoke on this podium well past five minutes that you didn't bang the gavel on. Last sentence is financial assistance from the State of Ohio covering one third of the infrastructure costs for Westside Park is quite a windfall for any developer. Is that – if that is not enough an incentive to develop a property then it is not a good risk under any circumstances for anybody. And I'd like to read my own comments, my own personal comments. I also believe as Councilman person Magel did, there seems to be more questions than answers. I'm also concerned as others are that we may be setting a precedent in regards to building infrastructure for developers. Unfortunately we seem to get our backs against the wall and are compelled to make an eleventh hour decision without much information or discussion. This in turn becomes a perceived emergency issue on the agenda. Some of the immediate questions and concerns I would have are who determines what the criteria is for a high tech job description? Who absorbs the expense of promoting the concept to bring those jobs in? Will the cost of a traffic signal at Mississippi and South Main be an additional expense for the city? If this project does not fulfill it's projections, who will be the ultimate winner and who will be on the short end? How is the city fairing on the ongoing Sanctuary project? Are we conducting post audits? How many ways will the city continue to give handouts to private enterprise on mere speculation? What is the time limit to gauge whether a good decision was made? Why must we scrape the bottom of the pot to help

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finance potentially risky projects? Are the odds in our favor? Mr. Osborne and others bring up many questions on a variety of issues, some get answers, the majority are evaded. Why don't we....confront public questions, review their merits if any and move on? Finally, I hope that desperation doesn't trump common sense and patience in making decisions that affect the welfare of our city. Sometimes a well thought out no vote gets more respect than an uninformed yes vote. Thank you.

Mr. Foltz: Okay, thank you. Any comments from anybody on Council?

Mr. Snyder: Mr. President, I - I have two comments. My memory serves me right, that traffic, those traffic signals at Mississippi and South Main were factored into the federal money we received to do South Main, were they not? Wasn't the - wasn't that put in there and then everything hung but the standards 'til the - the need arose?

Mrs. Herr: Yes, we did...

Mr. Snyder: Yeah, so that's been...

Mrs. Herr: receive - it was partially funded...

Mr. Snyder: that - we - when we applied for that grant - ODOT grant...

Mrs. Herr: O P - Public Works Commission.

Mr. Snyder: Right. And then the - the other question I have, it's my understanding and correct me if I'm wrong, but I thought we were voting on emergency for the application of the grant due to the fact that the pool of money is dwindling...

Mr. Foltz: That's correct.

Mr. Snyder: and if we don't go immediately, we're not possibly be able to get the three hundred - 'cause the amount has been already reduced substantially because of the - the - when we finally apply, is that correct Mr. Bowles? I'm sorry I didn't mean to step...

Mr. Foltz: No that's fine. Mr. Bowles, you want to address Council, that's fine on this issue once again.

Mr. Bowles: Well, the maximum grant amount is half a million, five hundred thousand dollars, the amount that, as it turned out the amount that we were eligible for was \$350,000.

Mr. Snyder: Right. That's...and then one other concern then I'll defer. The money, additional monies of \$150,000 that we've put into this project, were ... Enterprise Funds...

Mr. Foltz: Enterprise Funds.

Mrs. Magel: Yes Jon.

Mr. Snyder: strictly used for water and strictly used for sewer, which is going to be used for water and sewer in this project. Am I correct in my assumption?

Mr. Foltz: That's correct.

Mrs. Magel: That's correct.

Mr. Snyder: So the theory that it could be used for safety forces...

Mr. Foltz: Yes.

Mr. Snyder: or other infrastructure is a fallacy.

Mrs. Magel: That's correct.

Mr. Snyder: Am I correct in my thought process there?

Mr. Foltz: Yes, yes you are.

Mr. Snyder: I appreciate, thank you for your time, that's all.

Mr. Foltz: We can't hire a police - a policeman or fireman out of the - the water fund...

Mr. Snyder: Right, nor the...

Mr. Foltz: or - or...

Mrs. Magel: Or a street project.

Mr. Foltz: or a sewer fund or a street fund - that's correct.

Mr. Snyder: Or - or a street project. Thank you, that's all.

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Mr. Foltz: Okay, thank – thank you.

Mr. Snyder: Thank you Mr. Bowles, I appreciate the clarification.

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

Ms. Burnett: I'm Suzie Burnett, I'm living at the Danbury now. I want to urge you to spend public money now on projects so well presented as Eric has presented this because it's like planting seeds in the spring. They will grow. Crops flourish, nobody would ever believe that grass could grow in a vacant lot that has been plowed up just from sprinkling a bunch of seeds and it happens over and over. God is good. Wise people are working on this project and I urge you to support Mr. Bowles' wishes. Thank you.

Mr. Foltz: Thank you.

Mr. DeOrio: Thank you.

Mr. Foltz: Anyone else like to address Council?

Mr. Osborne (from audience): Tell that to Mr. ...inaudible...on South Main Street, I think...inaudible...

OLD BUSINESS

9. Mr. Foltz: Thanks – thanks for your professionalism as always, Mr. Osborne. Anyone else? Seeing none, then we'll go right into old business. May I have a motion to read by title only...

Mr. Repace: inaudible.

Mr. Foltz: the third reading of Ordinance No. 109-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the third reading of Ordinance No. 109-07**. All members present voting.

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

No: 0

Ordinance No. 109-07- 3rd Reading – Personnel & Safety

An ordinance appointing Miriam Baughman to a three (3) year term; Gregory Wernet to a four (4) year term; Robert Pattison to a five (5) year term; and designating the Chairperson of the Water, Sewer & Rubbish Committee as the Council Representative on the Drinking Water Source Protection Committee for the City of North Canton.

Mr. Foltz: Okay, Chairperson Hines.

Mrs. Hines: Well this is our third reading for the ordinance setting up the members to start out the Source Water Drinking Protection Committee and I would like to see it get started.

Mr. Foltz: Very good, do I have a motion to adopt the third reading of Ordinance No. 109-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the third reading of Ordinance No. 109-07**. All members present voting.

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

No: 0

10. Mr. Foltz: May I have a motion to read by title only the second reading of Ordinance No. 117-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the second reading of Ordinance No. 117-07**. All members present voting.

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

No: 0

Ordinance No. 117-07 – 2nd Reading – Finance & Property

Ordinance No. 117-07 authorizing the Director of Finance of the City of North Canton to make payment of a moral claim in the amount of \$3,000.00 to Bill A. and Christine E. Maronitis for reimbursement of expenses resulting from a sewer backup.

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Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Thank you Mr. President. This settlement is a result of a sewer backup that occurred in a property owned by the Maronitis' and there were some extenuating circumstances there and after much deliberations we've come to an agreement and they've decided to accept a amount of \$3,000. And I would move for passage of Ordinance No. 117-07.

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the second reading** of Ordinance No. 117-07. All members present voting.

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

No: 0

NEW BUSINESS:

11. Mr. Foltz: That concludes the second reading then we go to new business. Do I have a motion to read by title only the first reading of Ordinance No. 122-07?

Mr. DeOrio moved and Mrs. Hines seconded to **read by title only the first reading** of Ordinance No. 122-07. All members present voting.

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

No: 0

Ordinance No. 122-07 - 1st Reading - Finance & Property

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the General Fund to the Inter-Fund Transfer Account, in the amount of \$10,000 and authorizing the transfer of same funds from the General Fund to the Fire Operating Fund during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Yes, this piece of legislation and its companion piece is the next ordinance so I'll use my comments here to cover both, and as we discussed in committee last week, we had a situation where due to contractual language changes in the last labor negotiations, we've allowed for a rate of pay for these firefighters that are called in after they've gone home for the day to be at their regular rate than as opposed to the part timer rate that was in effect before. And as a result, this was not known at the time that the budget was put together because the labor negotiations were still ongoing, and as a result now we're at that point in the year where we need to transfer this additional amount of money to take us through to the end of the year. So I would move for passage of Ordinance No. 122-07.

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the first reading** of Ordinance No. 122-07. All members present voting.

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

No: 0

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 122-07?

Mr. DeOrio moved and Mrs. Hines seconded to **suspend the rules** for Ordinance No. 122-07. All members present voting.

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

No: 0

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Ordinance No. 122-07?

Mr. DeOrio moved and Mr. Snyder seconded to **adopt under the suspension of the rules** for Ordinance No. 122-07. All members present voting.

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

No: 0

12. Mr. Foltz: Next may I have a motion to read by title only the first reading of Ordinance No. 123-07?

Mr. DeOrio moved and Mr. Snyder seconded to **read by title only the first reading** of Ordinance No. 123-07. All members present voting.

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

No: 0

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Mr. Wise: Inaudible...

Ordinance No. 123-07 – 1st Reading - Finance & Property

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Fire Operating Fund to the Salaries and Wages and Overtime Accounts in the aggregate amount of \$10,000 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

Mr. Wise: Inaudible...

Mr. Foltz: And as Chairman DeOrio indicated through the discussion of Ordinance No. 122-07, this is a companion legislation so if there's any other questions or comments? Seeing none, do I have a motion to adopt the first reading of Ordinance No. 123-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the first reading** of Ordinance No. 123-07. All members present voting.

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

No: 0

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 123-07?

Mr. DeOrio moved and Mr. Snyder seconded to **suspend the rules** for Ordinance No. 123-07. All members present voting.

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

No: 0

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Ordinance No. 123-07?

Mr. DeOrio moved and Mr. Snyder seconded to **adopt under the suspension of the rules** for Ordinance No. 123-07. All members present voting.

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

No: 0

13. Mr. Foltz: Next may I have a motion to read by title only the first reading of Ordinance No. 124-07?

Mr. DeOrio moved and Mrs. Hines seconded to **read by title only the first reading** of Ordinance No. 124-07. All members present voting.

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

No: 0

Mr. Wise: I think for....none of these were for the Board of Control...inaudible....

Ordinance No. 124-07 – 1st Reading - Finance & Property

An ordinance authorizing the Mayor of the City of North Canton, Ohio, through the Board of Control, to enter into a contract by and between the City of North Canton and the City of Canton for the purpose of providing legal representation by the City of Canton through its Law Department and Prosecutor's Office with regard to the prosecution of criminal cases and other related matters as provided for therein in the Canton Municipal Court, at a total cost not to exceed \$16,500 per year, for a period of two (2) years beginning January 1, 2008 through December 31, 2009.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Thank you. Last week in committee meeting we had an opportunity to discuss this and there was a – a – some discussion involving the Director of Administration, Mr. Wise, who was going to attempt to contact the Prosecutor's Office down there and this would be an appropriate time to find out if there was any discussion.

Mr. Wise: I did speak with Mr. Forchione and he did indicate that there really wasn't any room to – to move on that and that he did – he did indicate that for any of the entities that they do represent or they have this contract with he increased the – the amount equally on a percentage basis for every entity.

Mr. DeOrio: Very good, thank you.

Mr. Wise: That's what he purported.

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Mr. DeOrio: Well, it doesn't hurt to try.

Mr. Foltz: Okay, any other...comments? Seeing none, do I have a motion to adopt the first reading of Ordinance No. 124-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the first reading** of Ordinance No. 124-07. All members present voting.

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

No: 0

14. Mr. Foltz: Next may I have a motion to read by title only the first reading of Resolution No. 125-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Resolution No. 125-07. All members present voting.

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

No: 0

Resolution No. 125-07 – 1st Reading – Finance & Property

Resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor and declaring the same to be an emergency.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Yes, this is a piece of legislation that in essence verifies or proves to the budget commission that in fact the tax levies that we have in place are a necessary to the operations of the City of North Canton. And it's something that we need to provide to them by a deadline that they have determined and will require us to suspend the rules, so I would move for passage of Resolution No. 125-07.

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the first reading** of Resolution No. 125-07. All members present voting.

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

No: 0

Mr. Foltz: May I have a motion to suspend the rules for Resolution No. 125-07?

Mr. DeOrio moved and Mrs. Hines seconded to **suspend the rules** for Resolution No. 125-07. All members present voting.

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

No: 0

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Resolution No. 125-07?

Mr. DeOrio moved and Mr. Snyder seconded to **adopt under the suspension of the rules** for Resolution No. 125-07. All members present voting.

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

No: 0

15. Mr. Foltz: Next and last, may I have a motion to read by title only the first reading of Ordinance No. 126-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Ordinance No. 126-07. All members present voting.

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

No: 0

Ordinance No. 126-07 – 1st Reading - Finance & Property

Ordinance No. 126-07 authorizing the Mayor of the City of North Canton to apply for, accept and utilize an Ohio Department of Development Grant, in the amount not to exceed \$350,000 for the purpose of funding the development of the Waterside Center Technology and Research and Development Park, and declaring the same to be an emergency.

Mr. Foltz: Chairman DeOrio.

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Mr. DeOrio: Thank you Mr. President. Yes, this is the next step in the -- in the process for this project and there will be other steps that we need to be taken along the way. We will in fact get this back to us at one point in order to actually, you know, bid the project out and -- and all that kind of stuff that we normally do. That's all coming. This is the application that's necessary to get the grant money. Might note that a year ago when I was looking over some other grant applications I was chastised for passing up free money and I looked these things over, Council has been involved with this project from the Administration since the beginning of the year. This is something that we've all worked on for a long time. It just took a long time to get it to the point where we actually brought it to a public forum. It's a long process and one in which people have put a lot of effort into it and it's one that makes sense to me. The reality again maybe some just have a hard time accepting this reality, but today's reality is that we don't -- those projects don't have to be developed. They could be developed someplace else. It's -- this one in particular is sat there for 14 years and it could sit there for another 14 years. And in the mean time, it's not doing really anybody any good. It's not producing any revenue on that -- on that parcel. So the landscape is different than it was years ago, and you have to be more proactive, you have to be more involved in trying to lure, recruit, attract, retain, and otherwise get jobs to come into your community, and if -- if you don't, you'll be a community that just fades away. This is something that we have to do, it is a good project. The questions that were brought up were questions that were brought up and were answered in other discussions that we've had on the floor in the presentations that have been made. This is -- there's nothing really new out there unless anybody else has any other comments on it I would recommend that...

Mrs. Magel: Well...

Mr. DeOrio: I'm sorry, go ahead.

Mrs. Magel: I -- I also, Chairman DeOrio, great minds must think alike because I was going to bring up the same thing. I too was chastised for that project and I -- I distinctly remember free money's good money, even if it were a loan versus this one's a grant. And that's all this is, we're applying for \$350,000 grant period. And if I recall, I think it was the same person who's now decides maybe we shouldn't go for the grant. The consistency's not there, yet it is with this council. So I -- I'd just like to say this particular step is for a \$350,000 grant for a very worthwhile project.

Mr. Repace: There -- there's times, and I've stated this -- this before that you have to spend money at times to make money. This is a project, this is a vacant land. We have the potential of a good, a good project; good income for the city down in the future and this is an opportunity that we cannot let pass us by. The overwhelming hostility that I heard here tonight from Mr. Osborne is just par for what I've heard for the last two years towards the city and city -- city council. We have done everything to try and move...projects forward. With the loss of the revenue from the Hoover Company, I think that this city council has worked very, very hard to try and become innovative. It seems like Mr. Osborne doesn't care for innovation. He just likes to be stagnant. You have to move forward. There's a lot of things that have to change in the city. I've got four meetings after this meeting and there's other things I'm going to want to talk about that are going -- that are going to have to -- people are going to have to recognize there's going to have to be a change if you want to move forward, if you want to bring income in the city. And you're going to have chances to do that. You can either let her pass them by -- us by, or you can embrace them. But if we don't change and become innovated and start doing things different in this city, we're going to suffer. There's other people that have taken this project but fortunately because the hard work of Eric Bowles and the great presentation, and council's good thinking, that we're -- we're going to get this project. But keep in mind innovation is the key. We may -- we may have to make decisions that in the past we wouldn't have made. Before all your income, the majority of your income came from the Hoover Company. You had an excess of funds. You could do anything you want. I could remember a time when we paved streets just to repave them 'cause you had the money. It had to be spent. You don't have that anymore. We have to find new ways. This is the beginning of finding new ways. Embrace them, don't let them pass you by no matter who's on the next city council and hopeful -- hopefully it'll be these people 'cause they've done a fine job for you. But don't let opportunity pass you by.

Mr. Foltz: I -- just to follow up, this council supported this in the 2007 Appropriation Budget for \$125,000. This isn't new to this council. What's new to the council were the dynamics of how this grant was going to come to -- to be with the partnership with the McKinley Development. And we actually had to spend a little bit more money but they partnered with us. That's very important. There's three partners here. You don't do anything alone anymore in commune -- in the community, in economic development. You don't stand alone. No one has an open checkbook. So if you're going to take action, if you're going to pursue jobs, if you're going to partner with business interests, those are decisions you make. And if you don't do any of the above, that's also a decision you make. And if you don't do any of the above, nothing's going to happen. You can't break it down in any simpler terms. Nothing is going to happen if you

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don't pursue these situations or these compromises that you make. So just for the bottom line, we have a \$900,000 project, with \$350,000 coming from a state grant and \$275,000 that the city's going to spend, which is mostly Enterprise Fund money, and \$275,000 that the development's going to spend for a street and infrastructure that's going to provide hopefully 125,000 – a 125 jobs or more in this community. A minimum of 125 jobs. So when you see 800 jobs walk out the door, and you combine this with MRDD's previous situation, we're looking at 200 – we're looking at a fourth of the jobs being created here in a short term, hopefully. You can't ask for anything more than that right now and we're going to pursue all those other avenues. So that said, any other comments from council? Administration? Mayor or...?

Mayor Held: Yes.

Mr. Foltz: I see on the records your support for this also, as we know.

Mayor Held: Right, absolutely. Mr. Daniluk, I would like you – to thank you for your comments. I do appreciate you standing up and – and expressing your concern to city council and as well as Mr. Osborne. But just to really clarify what's already been said here this evening. Really when the City of North Canton lost the Hoover jobs it was a major hit. We lost 24% of our income and – and that has been progressive over the past 24 years, or the past – the past 7 years. So in the year 2000 we – our income was \$7,028,000. Now our projected income for next year is going to be approximately 5.3 million. So that's a significant reduction in our income tax collection. And in order to bring new jobs to the city, we have to be innovative and we have to be progressive. And – and that's what we're doing. When you look at the project, the Waterside Project, the city's spending \$275,000 for nearly \$1 million in infrastructure improvements. And that'll be a shovel ready project so we'll have new companies that are going to take a look at that new street and they're going to want to come to the City of North Canton. Then also in addition to that, we have the MRDD Project. And we have the Community Improvement Corporation. We have money set aside there so that we can bring the MRDD jobs to the City of North Canton. And we've had to spend some additional money for the parking lot and that's what we've done but we're looking at close to 200 new jobs, we're hopeful that we'll have at least 200 new jobs on both of those projects and it did require the city to spend some money but just as Mr. Repace had mentioned, we do have to be innovative and we do have to be progressive. And – and we do have to really consider how we're doing things here in the city. But we can't remain as we have in the past. We've got many great challenges but we've got a lot of great opportunities. And also we're hopeful that the Hoover facility – we have a new buyer of the Hoover facility, and we're hopeful that we'll close on that deal sometime in December or the beginning of January. And we're hopeful that we'll bring new jobs there, but I'm sure that they'll be looking for some sort of incentives that the city will be able to provide and we're going to have to do that if we want to bring the jobs to the City of North Canton. Why? Because other cities are providing that to companies. And if we want to be progressive, we simply have to get in the game. So again, I – I do appreciate your comments, Mr. Daniluk, but I think that given all the variables I – I do believe that in the long run it's going to be very positive for the city and I do appreciate City Council's support on – on all three of those projects.

Mr. Foltz: Okay, thank you. With that, do I have a motion to adopt the first reading of Ordinance No. 126-07?

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the first reading** of Ordinance No. 126-07. All members present voting.

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

No: 0

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 126-07?

Mr. DeOrio moved and Mrs. Magel seconded to **suspend the rules** for Ordinance No. 126-07. All members present voting.

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

No: 0

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Ordinance No. 126-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt under the suspension of the rules** for Ordinance No. 126-07. All members present voting.

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

No: 0

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REPORTS:

Mr. Foltz: Okay, with that, reports. Before we get started there, I just want to remind everybody that there's not a meeting next Monday. That's the fifth Monday of the month, so you guys can take next Monday off and we'll see you the following Monday for committee. So, too bad the Indians aren't playing that night so we don't have a conflict but that's unfortunate. Also Sam brought this to my attention, who's very concerned in his neighborhood but it concerns the entire city, obviously the leaves are eventually falling. I mean we – we expanded our recycling program, especially with grass and leaf com – and compost. But the correct thing for our residents to do, let me rephrase that. The thing our residents should not do is blow their leaves into the street. Maybe they did that years ago when we had vacuums and sucked them up and had street cleaners take up – care of that situation but that's no longer possible so that's something that if that's happening in your neighborhood, call the Administration, call E.J. or the Mayor's office. We'll have to remind our residents there that's not something you do, that could cause accidents. If it snows on there it gets wet, ices up it's going to be a terrible situation for the immediate residents in that neighborhood so hopefully everyone uses some common sense and just put them in the recycling bags and put them at the curb, you can't get – make it any easier.

Mr. Snyder: We have an ordinance prohibiting that.

Mr. Foltz: Yeah, I'm sure we do Member Snyder, just a matter of enforcement. But sometimes we just have to say the obvious I guess, so hopefully I addressed Sam's concerns. With that we'll – we'll go through the rounds here. Our Law Director, report?

Mr. McFarren: No report.

Mr. Foltz: Finance Director?

Mrs. Herr: No report.

Mr. Foltz: E.J.?

Mr. Wise: Yes, Thursday October 25th, this Thursday at 5 o'clock, come one, come all. The city auction is this Thursday with many used bicycles, office equipment, stylish, gently used police cruisers, get your pick – get your own bucket truck, it's – it's not really normally a – a fundraiser for the city, it's a way for the city to get rid of – of excess equipment, but we do raise some funds from that as well. There are a lot of items in the city or in the auction, this is the first in either two or three years. I think this is the third year since the last auction that we've had. It's down at the North Canton Civic Center or Service Center, North Canton Service Center, at the corner of Freedom and Applegrove. Five o'clock Thursday, the city auction.

Mr. Foltz: You said we have – we have old cruisers in the auction?

Mr. Wise: We do.

Mr. Foltz: So Michael, come and you tell your dad you need a car.

Michael (from audience): Alright.

Mr. Foltz: It might be the fastest car on the block...inaudible...

Mr. Wise: It has the – the interceptor police engine so.

Mr. Foltz: I'm sure his mother will love to hear that.

Mr. Wise: Yes.

Mr. Foltz: Or a stop sign or a traffic light, something for the bedroom.

Mr. Snyder: It was only driven by Deputy Fife.

Mr. Foltz: Okay, thank you. Mayor?

Mayor Held: Yes, by a show of hands, how many students do we have in the audience here tonight? Alright, it looks like almost half the crowd. So I'd like to recognize our students here today for coming to our city council meeting. Hopefully you're able to learn a lot about government and how we operate and we just want to thank you all for coming. Also on a positive note, we do have our Christmas tree.

Unidentified: Great.

Mayor Held: We've located a Christmas tree and yes, special applause for that one.

Mrs. Magel: Is that you?

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Mayor Held: And – and I would like to thank Jim Repace because Jim headed up the project.
Mrs. Magel: Save Christmas.

Mayor Held: Just a quick – give you a quick history. Traditionally it was the Hoover Company that would locate the tree, they would transport tree, they would erect the tree – the Christmas tree, and then they would decorate it. And in the transition where TTI is now in the process of selling that facility hopefully to Stuart Lichter, the project somewhat became somewhat in limbo, and I made a call to Jim Repace last week and asked him if he could help us facilitate with TTI locating a Christmas tree, getting permission, coordinating with Slesnick's to transport it, to donate that – their time, identifying the maintenance workers in order to share with our city workers how to – how to decorate, how to erect the tree and then getting all the equipment, the decorations and the stands and – and the fencing, if we could have that transported to the city. So there was a lot of work that Jim put into this project and I knew that he would be able to get it done. We had 80 offers for Christmas trees. And actually it was 80 plus, oh okay, well that number went up. The number kept growing every day and so now it was 120. We had a 120 calls...

Mrs. Hines: Inaudible.
Mrs. Magel: Oh geez.

Mayor Held: for donations. And really what's positive about it, is these people are calling because they do have a Christmas tree, or a large tree that of course they would like taken down. So we're able to help the – help the homeowner and – and taking the tree down and removing it and then just as Jim had mentioned here earlier tonight, it gives that tree a little bit extra life for a couple of months as it's out there in front of the Hoover facility. So it's great news, we will have a Christmas tree and we will have the annual lighting on December 2nd and Jim I can't thank you enough for all your hard work.

Mr. Repace: Oh, thank you...

Mayor Held: It turned out very well.

Mr. Repace: you're well – everybody's welcome. That's a – it's – it's something that we just couldn't let pass us by. You know it's a tradition here in North Canton, it's a – it's a tradition that we gotta keep going one way or another and you know, if there's anything I can do to help out in that in the future, I certainly will. But it's a tradition we got to keep going.

Mayor Held: Thank you.
Mr. Foltz: Thank you Jim.

Mrs. Magel: Mr. Mayor?
Mayor Held: Yes?

Mrs. Magel: With the condition of my knees, hands and...can I volunteer to put the star on?
Mr. Repace: I think it's a 30 – I think it's like a 38 foot tree or something...

Mr. Foltz: Inaudible.

Mr. Repace: I don't think you want to go up that.
Mrs. Magel: No I don't.

Mr. Foltz: Okay, we'll get a trampoline for her.

Mr. Wise: Get – get yourself that bucket truck Thursday.
Mrs. Magel: Okay.

Mr. Foltz: Mayor, did you want to remind trick or treat's Sunday?

Mayor Held: Yes, that's right. We're going to have trick or treat, it's going to be the same time that we have coordinated with the county, it is going to be a daytime event. And we – we do that for the purposes of safety for the children because obviously when we start getting into the nighttime it just becomes really impossible to see all the little munchkins running from door to door so we're – we're going to stay with the same time as the county and it's – it's just going to be a little bit safer. And in reference to the – the star on the tree, people have asked why we had to limit the height of the tree to like 30 or 40 feet and it's really – I believe because of the – the bucket that we use. That's the – the highest that we can go and so but I think that'll be certainly high enough.

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held Monday, October 22 7:00 p.m. 20 07

Mr. Foltz: It's probably what -- what you can trailer also and drag through the city.
Mayor Held: Right, right, that's another...

Mr. Foltz: You know, transport I should say.
Mayor Held: That's right.

Mrs. Magel: Well your Administrator just told me a good place where I can get a bucket truck so...

Mr. Foltz: It's pretty close to that site too.
Mayor Held: Right.

Mr. Foltz: Alright. Thank you Mayor.

REPORTS -- COUNCIL:

Mr. Foltz: Gail, any comments?
Mrs. Kalpac: No report.

Mr. Foltz: No report? Member Snyder?
Mr. Snyder: No, no report.

Mr. Foltz: Member DeOrio?
Mr. DeOrio: Yes I was just going to ask the Mayor if...remember any of the details on the Stark Parks ribbon cutting...

Mr. Snyder: oh, next Monday night.
Mayor Held: Yes, I'm glad that...

Mr. Snyder: that's 5:30.
Mr. DeOrio: Remember that was something...
Mayor Held: Yes.

Mr. DeOrio: for the new Hoover...
Mr. Foltz: Hoover...

Mr. DeOrio: Connector Trail ...
Mayor Held: That's right.

Mr. DeOrio: Pedestrian Bridge.
Mr. Foltz: Inaudible.

Mayor Held: Yes.
Mr. DeOrio: Yes. That's -- I believe that's at 5:30? Or is it...

Mr. Foltz: Inaudible...
Mayor Held: That's right.
Mr. Snyder: 5:30
Mr. DeOrio: On -- on October 29th...

Mayor Held: Yes, thank you for bringing that up.
Mr. DeOrio: I -- there's a lot going on. I...know we can't always get it all.

Mr. Foltz: So we'll still get together that night then, whoever can make it. That Monday, that's next Monday.

Mr. Wise: Inaudible...that's seventeen...inaudible...
Mr. DeOrio: Yeah, since you don't have a council meeting to go to and...

Mr. Foltz: And we'll get some exercise.
Mr. DeOrio: I know everybody looks forward to being here with each other.

Mr. Foltz: Thanks for bringing that up Member DeOrio.

Mr. DeOrio: And I'd also just like to -- on a personal note, wish -- wish my lovely wife a happy birthday, today's her birthday.
Mr. Foltz: Okay.
Mr. DeOrio: Thank you.
Mrs. Magel: Well happy birthday to your wife.

RECORD OF PROCEEDINGS

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Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

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DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, October 22 7:00 p.m. 20 07

Mr. Foltz: Okay, Member Hines?

Mrs. Hines: Well I – I'll continue on by saying I was just at my sister's house for the weekend in Westerville and they put out their yard recycling today in their plastic bags or in their paper bags. They do it day by day, so today was yard waste, tomorrow is trash and the third day is recyclables. So I like the way that we do it much better doing it in one day...

Unidentified: Yeah.

Mrs. Hines: because three days out of the week, they have their trash out. But the reason we were there was because my – my sister from Maine was in the Columbus marathon. There were 10,000 participants with the combined races 'cause they half marathon and a full marathon. She ran the full marathon, this was not her first and in her age – age category of 50 to 59, there were 20 women. She placed second...

Mr. Repace: Wow, that's good.

Mrs. Hines: and she did it in 3 hours, 52 minutes and 35 seconds.

Mrs. Magel: wow.

Mrs. Hines: So Ann Johnson from Bridgton, Maine, my sister, did very well.

Mr. Snyder: ...twenty six...inaudible...

Unidentified: I'm not sure I could walk that. That's a good time.

Mr. Repace: I don't even like to drive that far.

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

Mr. Repace: The only thing I'd like to say is to the Mayor, I think that we should give TTI a little bit of credit. They – they really cooperated in this effort to help us out. They recognized you know, the city's fine tradition of having the tree lighting ceremony and so forth. So I don't want to exclude in this, TTI was very, very cooperative and helpful and help us put this together. Second of all, TTI did allow us to donate some things to the city and to the schools, North Canton schools. Items – tables, dollies, cabinets, whatever – whatever they really wanted that was actually going to be scraped out. And there was some very, very nice stuff that they had the opportunity to get along with some other things that were donated to the city, so they – they've done their part. I know it's – it's – looks like they're coming in here as the evil ones, but remember, they bought a company that was facing bankruptcy, once again due to TTI or not TTI, but Maytag's mismanagement and they've been doing what they can and it's very difficult to bring a business back that is – it is been in the – in the financial...problems that Hoover's has been in for the past few years, so I just want to recognize a little bit of that 'cause they were very helpful. That's it.

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

Mrs. Magel: Yes, in the spirit of bringing up personal things, I'm going to move my chair a little bit more towards Jim 'cause I'm going to need protection.

Mr. Repace: Well come on over baby.

Mrs. Magel: I would like to read something to you.

Mr. Foltz: Oh please don't. Hey, I have this. The gavel.

Mrs. Magel: Our next enshrinee was a three-year letter winner in both football and track at St. Thomas. He was the 1981 football MVP and was named outstanding receiver, defensive back and special teams player.

Mr. Foltz: Inaudible.

Mrs. Magel: He was an All-County split end and first team WHBC, *The Repository* and *Catholic Exponent*. He was also named to the Class AA Northeast Ohio first team All-Ohio special mention and participated in the Stark – Summit All-Star game. In his senior year, he caught 28 passes for 516 yards, and recorded 52 tackles and 5 interceptions on defense. He also had a punting average of 39 yards. His career reception at Aquinas are 52 catches for 969 yards. He went on to play football for 2 seasons at Miami of Ohio, when he could have went to Clarion, and graduated from the University of Akron with a Bachelor of Science degree in Political Science and Public Policy. Today he is the assistant director of the Canton Park System, and is currently serving his sixth term as a member of the North Canton City Council. He has coached football for 12 seasons at Canton St. Peter's where he is a member of the parish and president of...Aquinas Distinguished Alum... He and his wife Georgeann are 1982 Aquinas graduates and have 3 children, Ashlee, Tyler are STA graduates and son Steven is a junior on the football team. We can't really welcome him back because he never left us. Here is 2007 Hall of Fame enshrinee from the Class of 1982, our President of Council, Doug Foltz.

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DAYTON LEGAL BLANK INC. EOBM NO. 101MR

Monday, October 22

7:00 p.m.

07

Held

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Mr. Foltz: Thank you for those words. Heard them...

Mrs. Magel: Congratulations.

Mr. Foltz: Saturday and was embarrassed then and even more embarrassed now ...inaudible...

Mrs. Magel: Inaudible... Now this is a... congratulations. That's - that's...

Mr. Foltz: I appreciate it, thank you. Any other business for Council? Yes Jim.

Mr. Dansizen (from audience, identified by clerk): The North Canton Area Chamber of Commerce is having their annual Halloween Party this Wednesday and you're all invited to come...

Mayor Held: That's right.

Mr. Dansizen: free of charge.

Mr. Foltz: Okay, thank you.

Mrs. Magel: Thank you Jim.

Mayor Held: Thank you Jim.

ADJOURN:

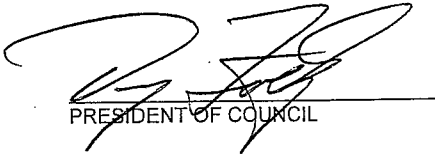
Mr. Foltz: With that, do I have a motion to adjourn?

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


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

No: 0

Meeting adjourned at 8:11 p.m.


PRESIDENT OF COUNCIL

ATTEST:


CLERK OF COUNCIL

10/30/07 ev