

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK INC. FORM NO. 10148

Monday, October 8

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 Rev. David Wright, Trinity Baptist Church.
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, Lane, Magel, Repace, and Snyder. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Herr, City Engineer Benekos, Director of Economic Development Bowles, and Clerk of Council Kalpac.

5. Consideration

Council Meeting: September 24, 2007
 Public Hearing: October 1, 2007
 Mayor's Court Receipts: August 2007

Mr. Foltz: I ask Council to consider Council meeting minutes of September 24, 2007; the Public Hearing Minutes of October 1, 2007; and the Mayor Court receipts of August, 2007.

Mr. Snyder: Mr. President I move that you accept as presented.

Mr. DeOrio: Mr. President, I didn't get a chance to confer with my colleague there before you – he had a chance to...

Mr. Snyder: Oh I apologize.

Mr. DeOrio: make that motion but there was one correction I wanted to make in the Finance & Property Committee meeting minutes, is that here or am I ahead of schedule here?

Mr. Foltz: No, you're ahead of schedule. That's under Committee Minutes.

Mr. DeOrio: Okay, well at least I'm on the record for that.

Mr. Foltz: Okay, we'll come right back to you.

Mr. DeOrio: Sorry Mr. Snyder.

Mr. Snyder: That's alright.

Mr. Foltz: There's a motion then?

Mr. Snyder: There's a motion.

Mr. Foltz: From Member Snyder?

Mr. DeOrio: I'll be happy to second his motion.

Mr. Snyder moved and Mr. DeOrio seconded to **approve the minutes of the council meeting, public hearing Minutes and Mayor Court receipts as presented.** All members present voting:

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

No: 0

6. Committee Minutes

Mr. Foltz: Next, request as approved the following committee report minutes of Finance & Property, October 1, 2007; Ordinance Rules & Claims, October 1, 2007; and Water, Sewer & Rubbish, October 1, 2007. Member DeOrio?

Finance & Property Committee: Please refer to the minutes on file of the Finance & Property Committee meeting held October 1, 2007.

Ordinance Rules & Claims Committee: Please refer to the minutes on file in the Council Office of the Ordinance Rules & Claims Committee meeting held October 1, 2007.

Water, Sewer & Rubbish Committee: Please refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held October 1, 2007.

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Mr. DeOrio: Yes, Mr. President, thank you. On the Finance & Property Committee meeting minutes, under item G, when I had made the -- the minutes I had scratched out and it was kind of difficult to read I guess and I should have made it a little bit clearer but where it says "dispense with legal process" that should read continue with representation. So I had some stuff down there that ended up needing to be revised there. I should have made it clearer. I just -- just caught that. So I'd like to...

Mr. Foltz: amend the committee.

Mr. DeOrio: amend the minutes

Mrs. Magel: Could you tell me that again?

Mr. DeOrio: Dispense with legal process should read...

Mrs. Magel: is out.

Mr. DeOrio: continue with representation.

Mrs. Magel: Okay.

Mr. Foltz: Okay, do we have a motion to approve all the committee minutes as amended?

Mrs. Herr: Can I personally sign...inaudible...

Mr. McFarren: Inaudible...

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

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

No: 0

7. Recognition of Visitors

Mr. Foltz: Next recognition of visitors. Anyone like to address Council this evening, please step up to the podium, state your name and address.

Mr. Snyder: Wonder what they're going to add to your...inaudible...

Mr. Lane: They arrested...inaudible...

Mr. Snyder: Inaudible...

Mrs. Dunlap: Good evening everyone. I'm Cathy Dunlap, President of North Canton Chamber of Commerce. I understand there was some conversation last week regarding the sign ordinance, as you all know, the Chamber of Commerce has been very interested in resolving some issues with the sign ordinance and I'm here this evening to just ask that you are diligent in making these changes very soon because there are a lot of things that need addressed in that ordinance. One of those things would be multi-tenant signs, multi-message signs, of course, the sign size as you all know there is -- there is something in the ordinance about the date of June of 2008, where those have to meet compliance. So I would just like to ask of you to take a look at that again and -- and please address that if possible soon. Thank you.

Mr. Foltz: Thank you. Member Snyder, you want to comment on that?

Mr. Snyder: Thank you Member - President Foltz. Thank you Mrs. Dunlap for -- I asked Mr. DeOrio, which he obviously did, to contact you and let you know that we are moving as fast a pace as we can, and the issues of the size obviously is it. Our intentions are to grandfather the existing signs that are not compliant, make them non-conforming so that they are able to stay, should they stay in without being in disrepair. You bring up a very valid point. Businesses that are on either corner lots or have multi-tenants need more than 40 square feet of signage so there is a -- an amendment's going to be put in there to allow that. What the size is, we have not determined yet, we're working on that through Mr. McFarren and Mr. Hampton in the back. We will have that hopefully ready to present before the new term of office, and again we would like, if at all possible, to have an informal meeting with you to find out exactly - because it's our intention to do -- be as business friendly as we can. Our job is obviously to legislate, it's not to dictate and we want to make sure -- I'm sure you have a lot of notes and a lot of files and we would appreciate to share that so we can incorporate that into the ordinance. But sometime, unfortunately between the election and other pressing things, we may not get to that 'til the second week of November, but I promise you, we will get to it and we'll ask for either a breakfast meeting or something that we could come and talk to you and find out exactly what you want, which I hope we will be able to do for you.

Mrs. Dunlap: Okay, thank you, and I'm sorry, I...I apologize I have to leave for another commitment...

Mr. Snyder: Go ahead.

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Mrs. Dunlap: but we have several people here that will be speaking about this representing the Chamber.

Mr. Snyder: Well, good. Thank you.

Mrs. Dunlap: Thank you.

Mr. Foltz: Okay, thank you.

Mr. Snyder: Thank you, President Foltz for the opportunity to speak.

Mr. Foltz: Okay, I think you covered everything on that Member Snyder, so we'll review it in committee. Anyone else like to address Council this evening?

Mr. Kindy: My name's Barry Kindy, with a business address of 414 South Main Street. I am the 2007 Chairman - Chairperson and - of and speaking on behalf of the Economic Development Committee of the North Canton Chamber of Commerce. Our committee has a make-up of well over twenty some people but 18, approximately 18 of those are business leaders and city residents. The other remaining people are city council, administration people. These people have a strong interest in the well being here of North Canton. My topic tonight is on the Waterside Center Project. I have been attending the CIC meetings to keep abreast of the projects at hand, the Stark MRDD, Randy McNurlin project and the Waterside Center Project. First, we'd like to say we are in support of the Stark MRDD and the McNurlin venture, and we want to say thanks to the city administration and the city council for working together to make this happen. While we do understand there is risk for any undertaking, we do live in a society where every community is using their incentives to lure businesses into their community. North Canton has to stay competitive. While we could sit back and cave in to just the cons of a project, too fearful of the risks or feel the city doesn't need to offer any incentives. Keep in mind, North Canton does not exist in a bubble. Green, Canton, Jackson, and many other communities out there and beyond are seeking to lure businesses in their direction. North Canton must stay competitive even more so with losing our main backbone being the Hoover Company. We do not want to create for our children or grandchildren or great-grandchildren comments like why is not the industrial park in the city limits? Or why we could have or should have - why are businesses that could have been here, why are they somewhere else when we had the opportunity to get them here? Yes, there is a risk. Yeah, we all learned some of our best lessons from mistakes. And when not a so good situation arises, there should be no finger pointing, but learn from it and move forward. Not every venture is a mistake. We are not here to compare ourselves to other communities like Massillon, Jackson or Canton, but to continue on forging our identity as this city has and will be going through some serious changes. From here I want to touch on the Waterside Project. I think we all can recognize that North Canton will never have a big industry employing thousands as we once did. If you recall the movie named *China Syndrome*, well, we're experiencing our own version of the *China Syndrome* in today's society. Our North Canton make up is made up of small businesses, small manufacturing, and professional offices, along with a very sound residential base. One aspect alone is not the link of holding us together but all included, creates a stronger backbone. A compact research "smart park" could add another dimension to our city's profile. We all - while we all understand it can and it'll take years for it to fully develop, and even then there still can be risks, we look at this like planting a seed in an orchard, and while some will not make it, others could be quite bountiful. Opposition, which we've heard some of the comments, and I'm not going to say we've heard all of them, but we've heard a lot of different opposition comments. You know, why does a successful developer need a helping hand to make themselves wealthier? You know, why is there not help to the smaller local businesses who could - have contributed to this community? Why are we investing with no guarantees? Why are we cutting deals? While all of these opposing questions have merit to them, we, the EDC committee feel that for the big picture, this is what the city needs to do. Move forward and be pro-active. When businesses locate here, yes there is some expense to the city, but income tax can start to build, property taxes can increase, which is good for the schools, employees might eat lunch here, they might buy things in our community. Some even might choose to move to our community. Some local businesses can hopefully reap some of these rewards of these additional employees. Do you want to help build the surrounding communities, or do you want to help create and encourage city residents to have a reason to patronize local businesses by helping to build upon the business platform. All in all, we are encouraging the city council and the city administration to continue working on this project. Keep planting seeds. Keep a progressive attitude, otherwise we can sit on the side and watch the communities around us act on projects like this, take state monies that we could of have used and then - and then passed up. May all the city residents, businesses and services reap the rewards of your decisions. Use the state funds, use the city's funds and the developer funds to plant this seed. Thank you for your time.

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Mr. Foltz: Okay, thank you sir. Just a comment that. We're going to address this later this evening as far as legislation or resolution on Waterside and this council has been in favor of this for the original funding. There were just some additional questions that were brought up and some thought provoking ideas about where this is going. I think that's fair when you raise it from one twenty-five to two seventy-five and that's what's good about council; we can sit here and provide our thoughts on this. We're all for development here I don't think there's a question about that. And you'll see what transpires tonight as far that resolution, but I think we're going to see that this Council's in favor of that and it's just a matter of working out some of the details and maybe the procedures of how that happens, but thank you for your comments. Okay, anyone else like to address Council this evening?

Mr. Covey: Thank you. Rod Covey, 35 Auburn Avenue S.E. I'm here to talk about two things, the SteelSafe situation that I've addressed six or seven times here before, some good news regarding that, and the other subject of course, is the War Memorial, we have some very good news on how that's progressing. It's just fantastic the way this community's pulled together and come up with these great ideas and in the research we're finding things that no one even knew about it. It's just thrilling to – to see how this is going to all come out and it will soon come out. Regarding the SteelSafe, for the – a lot of people here who probably haven't heard this before, but there's a company in Australia that came here three years ago and asked me to find a company somewhere in the United States or in Canada, North America, to build their unit. It's a unit about so big but it has some brains in it and what it does, it's – it prevents trucks from being stolen. That's a major problem in the United States and Canada. It also would prevent a – a terrorist from taking, you know, these containers that has a bomb in it and haul it in a truck over to North Canton or Cleveland or New York, wherever and cause some bad, bad damage. For – for three years the company's attack or approach – a business approach was going to be let's go to each country and have someone pay whatever, let's say 10 million dollars to buy the franchise, then that com – that person or company would build these and market it and distribute them. Well, in the course of – it's been a – it's been evolutionary process, now the – the process is – is ending up something that I think is going to be very favorable to us, namely the owner would like to have a distributor set up in – in each country. For example, the distributor XYZ in North Canton, that company would distribute these products, but now they'd be made in Australia. And one of the reasons they're going to be made in Australia instead of making them in Europe, and Brazil and China, and Canada, the idea is that they can make them very economically there. There's a huge global company situated right in Melbourne, right next to them, so they'll be making them and then the – the – the Canadians are – are ahead of us, the Canadians are ready to roll. They've approved the product, they love it, it's been tested and they give it a A-1. The Europeans are very interested in, ironically, a county Wales might well be the place where they'd be built to serve Europe. Where it's going to happen in U.S., I think right here in North Canton because the fellows who visited here three years ago so much liked North Canton and the way they were treated, that they said we still want to do that and they told the – the new owner, the people who are making these in – in Australia, that if we go to the United States, we'd like to have those made in North Canton. So that's the good news. This could be 30-40-50 jobs to start, but it could be 200 jobs within a year. This product sells for about \$4,000 and another reason why it's so viable, this new business plan, is they could put a 1,000 of these in a container and at \$4,000 each, I think that's like \$4 million worth in one container and they could ship it over here and then redistribute it to the truck fleets. So that's the good news and I hope to be more specific the next time and I'm sure we will. Regarding the Memorial Fund, again the – the support we're getting is just – just absolutely unbelievable. We've had great publicity thanks to our friends here from the media and we're getting phone calls and we're getting a lot – a lot of good information and we're finding out that almost everybody feels that we should try somehow to honor the – the people who have died in all 31 wars. This country's been under war 31 times. Some of them I never even heard of like the Barbary War, whatever that was. Some of you history people here probably know that. And of course, we know about the Spanish American, Mexican War and on and on and on and even little old Grenada. Anybody remember that? So what we – what we're doing then is somehow trying to come up with ideas that would somehow represent all of them, although the primary purpose of course, and what started this, was getting the Hoover Plaque with those 800- 934 names, or 834 names, moved from the plant and put into – into the park. It was – it was a shock to me when I walked through Bitzer Park three weeks ago and looking, just looking it over, looking... Boss Hoover's statue and other things there and I happened to pass in the southwest corner up toward the Y in the grass on the ground, a plaque, just a little bit bigger than this rostrum and it is the ode to the men and women who served in the Korean War and the Viet Nam – Viet Nam. There were 91,000 of our sons and daughters who were killed in those two wars and we want to take that up off the ground, we want to build some beautiful thing for that and somehow honor all of them. Monetarily we're in real good shape. We have approximately \$20,000 and we're shooting now for \$40,000 including a \$15,000 grant we hope to get from the foundation, which we – we cannot name at this point. And then the schools are behind us 1,000% and there's going to be the real effort, when the schools and all those children from K up through 12, and

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their parents get involved, and these kids are going to be talking to veterans, getting some stories and making a video and all kinds of good things are going to happen. 'Cause these – these kids when you turn them loose on something, you know what happens. So I'm very glad to report good news on those two items. Thank you.

Mr. Foltz: Okay, thank you sir.

Mayor Held: Very good.

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

Mr. Brenton: It's getting harder, boys. Sam Brenton, 1681 Westfield S.W. I don't know where to start. Anyhow just awhile ago before I left home, my neighbor lady come down here and she's pretty well peeved at me. Last week there was an ugly looking truck in that big curve up there, you know where...where those buildings are and the other day he was there again so I walked up to check him out and see what was going on. Here it's that critter guy. First thing he's telling me about the guy next door wanting to beat him up because he's parked in his yard. Then he starts on me about setting his traps free. I didn't even know he had traps in there. So then he tells my neighbor woman that he had words with me. Now she's pretty well peeved. So I – I don't know what to do with that guy 'cause I told him, that – that guy is dirty. You ever talk to him, you don't get close to him 'cause he is dirty. Anyhow, the other thing is that street down there. They was very professional. Each one had a job and they did it well. That's a good job down there. Now, the last time I come in here, I was pretty well peeved not at you guys, this guy. There was a kid down there, I'd say about 10 years old, 8, 10 years old. He had a little girl with him about 5 years old. Whether they just bought that bike or just took the training wheels off, but that girl could not hold her balance on that bike. You know where those – where that bus went down there. You chased that bus that day? Down around in there, that little...so I told him, I said, you go down there stay on the one side. When they come around they could see ya. He kept looking at me like I was nuts, you know? So I kept telling him. So the little girl's coming back up on that blind side again pushing her bike, and I told him. I said, you know what? I was going to tell him, if that girl got killed, it'd probably kill his mother. And if he lived to be 80 years old he would know he killed his sister. But you know, instead of saying that, I said you know what? I shouldn't have said it and I'm sorry I did. I said you know, I said, don't care if you do get killed. You can go tell your mother I said that and the minute I said it...you know, that hurts me. That's all boys.

Mr. Foltz: Okay, thank...

Mayor Held: Thank you.

Mr. Brenton: But that critter guy, I'm going to be waiting on him. I want to see what I can do with him.

Mr. Foltz: Okay Sam.

Mr. Breton: He's – he's – he's

Mr. Foltz: Sam, you're on the record now.

Mr. Brenton: causing trouble down in the neighborhood with the neighbors but don't get close to him 'cause he's dirty.

Mr. Foltz: Okay, you're on the record and let our Administrator look into that. Alright, thank you.

Mr. Snyder: Another one of my constituents.

OLD BUSINESS

8. Mr. Foltz: Anyone else liked to address council this evening? Okay, thank you for all comments from earlier. With that we'll start with old business. May I have a motion to read by title only the third reading of Ordinance No. 105-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the third reading of Ordinance No. 105-07.** All members present voting.

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

No: 0

Ordinance No. 105-07 – 3rd Reading – Finance & Property

An ordinance establishing a policy for the use of facsimile signatures by public officials and to prohibit the use of rubber stamp signatures by public officials pursuant to Ohio Revised Code §9.10 and §9.11.

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Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Thank you Mr. President, as you recall this was a - an off - offshoot of a recommendation from the Ohio State Auditor that we establish a policy pursuant to the Ohio Revised Code regarding facsimile signatures and rubberstamp signatures, and I would move for adoption of Ordinance No. 105-07.

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the third reading** of Ordinance No. 105-07. All members present voting.

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

No: 0

9. Mr. Foltz: Next may I have a motion to read by title only the second reading of Ordinance No. 109-07?

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

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

No: 0

Ordinance No. 109-07- 2nd 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: Chairperson Hines.

Mrs. Hines: Well this puts together the committee, the beginning committee for this drinking water assessment committee and it would be nice to get it started.

Mr. Foltz: Okay, may I have a motion to adopt the second reading of Ordinance No. 109-07?

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

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

No: 0

Abstain: Lane

NEW BUSINESS:

10. Mr. Foltz: That concludes old business, now with the new business. With that, may I have a motion to read by title only the first reading of Ordinance No. 115-07?

Mr. DeOrio moved and Mr. Snyder seconded to **read by title only the first reading of** Ordinance No. 115-07. All members present voting.

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

No: 0

Ordinance No. 115-07 – 1st Reading – Ordinance, Rules & Claims

An ordinance authorizing the codification of the City of North Canton Zoning and Income Tax Ordinances and placement of same on the City's website, and declaring the same to be an emergency.

Mr. Foltz: Chairman Snyder.

Mr. Snyder: Thank you Mr. President. We spoke about this last week. This is a very arduous proposition but we feel going forward, once it's done it'll be easy to maintain. I think it's around 54 - 55 hundred dollars to do this 'cause there are - the tax ordinance only is 50 or 60 pages but especially with our zoning. We get inquires all the time and this way it'll become more user friendly for the people to look on the website or members of council or members of administration need to get in there and see to adequately go right to it and search it and find it. So that's that.

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Mr. Foltz: Okay, with that, do I have a motion to adopt the first reading of Ordinance No. 115-07?

Mr. DeOrio moved and Mr. Snyder seconded to **adopt the first reading** of Ordinance No. 115-07. All members present voting.

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

No: 0

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 115-07?

Mr. DeOrio moved and Mr. Snyder seconded to **suspend the rules for** Ordinance No. 115-07. All members present voting.

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

No: 0

Mr. Foltz: May I have a motion to adopt under the suspension of the rules for Ordinance No. 115-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt under the suspension of the rules for** Ordinance No. 115-07. All members present voting.

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

No: 0

11. Mr. Foltz: Next may I have a motion to read by title only the first reading of Ordinance No. 116-07, or should I say Resolution No. 116-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading of** Resolution No. 116-07. All members present voting.

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

No: 0

Resolution No. 116-07 – 1st Reading – Finance & Property

A Resolution expressing the commitment of the City of North Canton to match equally with Waterside Development Company of Stark County, Ltd., up to a maximum of \$275,000 for the purpose of funding the local match for the Waterside Center Technology Park Project, and declaring the same to be an emergency.

Mr. Foltz: Before we turn things over to Chairman DeOrio, could we have our – our Economic Director Eric Bowles maybe step up to the podium, there might be additional questions from Council that you might be able to answer for us. And with that, turn things over to Chairman DeOrio.

Mr. DeOrio: Thank you Mr. President. Well it seems that it's been more than a week ago that we talked about this 'cause I – I've spent a lot of time talking with the Economic Development Director about some of the questions that were...raised at the committee meeting a week ago and I think part of what we needed to have happen and we have made happen is to get a – get something in writing to us which we did receive. It was all in your packet, it was available to be in your packet and as you know it is – it is a draft of an agreement between Waterside Center Technology and Research – for Waterside Center Technology and Research Development Park, between the developer and the city. And it pretty much outlines most of what we talked about a week ago. One, that the city would consider matching up to \$275,000 if the developer was putting in same. The developer obviously by the agreement being here has indicated that they would do that. As you recall, Eric Bowles presented us with a slide show and a number of bullet points that were on that slide show of additional a - codicils or stipulations to the – the draft agreement. And from my read through, I believe that all of those have been accounted for in this agreement, so I think it's – it's a pretty good starting point. The Law Director has had an opportunity to look at this and may have some comment later. In my phone calls to other members of council and reviewing some of these considerations from a week ago, I think we've looked at a couple of things that were brought up. One, it was a concern about future tax incentives that might be offered for this as it was – and I'm going to let Eric speak to that as well, but as it was explained to me, if I recall correctly Eric, is that – is that the – the rules or the laws or however you want to say, provide that those incentives would pass through to the business that would be coming into that, it wouldn't be you know, going to whoever is actually building the building. But if you'd like to – we'll kind of start here then I think I'm going to let – I know talking with Member Lane earlier he had some additional questions some good points that he brought up and if we could just kick it around the table. If anybody has any questions, just go ahead and direct it to Eric or whoever might be able to answer so. With that, if you could take that one on.

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Mr. Bowles: Absolutely. You're correct, Councilman DeOrio, the future tax incentives and the way the Community Reinvestment Program is set up now for the tax incentives, obviously it's only on personal property, but you're - you're right, the tax incentives accrue only to the new business, they don't accrue to the developer, that's been our practice and - and generally through the state, that's what they look for. I should say specifically that's what they look for. So it can't be the developer building something for a tenant and then reaping the benefit of the tax incentive. Those have to be passed on and we have to see that. Our - the way we would monitor that too, is our annual Tax Incentive Review Council meeting. So we - we have a couple checks and balances, not just the agreement that we have through - with the tax incentive - tax incentive agreement with the - the - the property owner to pass those through, but we also get a second chance to double check those on an annual basis as we do with the jobs and investment through the Tax Incentive Review Council.

Mr. DeOrio: Eric, what is the - the - I know there was some questions, too, earlier about the time table on this and I know in - in having - we've worked on a couple of these other grant applications and I know we've - we've said that time is of the essence on these and - and I think in this case we're really - we're pushing the envelope but could you go into that a little bit more as to why we feel that this needs to be passed tonight?

Mr. Bowles: Well just, if you recall, last Tuesday's presentation with the bull - different bullet points as to where we started and where we are today on this project. One of the things we found out last year in November, 'round the end of November, when the Director of Administration and I met with the State of Ohio after speaking with Council and the developer as this project move up - moved on, we found out that as early as November, that pot of funds that the state sets aside for this grant program had already been exhausted. So what we - I - what we hope to achieve based on our - the best knowledge that we had with the - the funding and the proposed budget, the - the entire project that was proposed is that in - in March we all came to some agreement that if everything fell into place we would apply just before the fiscal year. So we submitted a preliminary application so that we could get our - our fingers in the - in the pot, so to speak and get - let them know that the state - that we were looking for the funding and we did that in June so that we could be the first one in. Now of course since then, that budget changed which caused us to reconsider - Council to reconsider the funding for the project and add some additional funds, but it's - it's to our benefit if we move forward with this as expediently as possible and in addition to any approval that Council would provide tonight we'll still need another piece of legislation that authorizes the Mayor to sign all the documents related to the - to the grant. So speed is of the essence, these funds go fast, and you know, we want - we want to make sure we don't lose out, because quite honestly, if we decide to go through with this project, the \$350,000 from the state is key. Without that we have no project.

Mr. Foltz: Okay.

Mr. DeOrio: Anybody else...

Mr. Foltz: Open it up to the rest of Council, Chairman - Chairman DeOrio?

Mr. DeOrio: Yeah, thank you. Yes.

Mr. Lane: Yeah, thank - thank you very much. Chairman DeOrio and I talked a little bit today. One of my main questions was the state deadline - I think you answered that but this has been somewhat of a - of a moving target and if we get this thing passed tonight, signed, sealed and delivered and sent, how do we know that figure isn't going to suddenly be 150,000 tomorrow? I mean, is there a window of that it's \$350,000 'til "X" date, or is it changing while - as the days change?

Mr. Bowles: I - I believe that it's probably the 350 or nothing at this point.

Mr. Lane: Okay. The only - I have one question and one minor correction. When I was reading through this on page 3, point 3, 1 - 2 - 3, fourth line down, starts with infrastructure improvements to promote and support economic together, I'm assuming the word development needs to be there?

Mr. Bowles: Well, yeah, this was - this was submitted and reviewed - this was submitted by the attorney for the developer with the Law Director has reviewed this, but understand and I - I think the Law Director can add more to this than I can, but this is not the final be all - end all. Remember that one of the requests that Council had at the Committee of the Whole meeting is that there be two things that they - you wanted to see. One was a letter of commitment from the developer for the funds and the agreement with those points that were outlined in the presentation and provided to you in the previous memo to Council. Upon seeing this agreement, and I'll let Randy correct me if I'm wrong, but the Law Director was comfortable

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that this fit the bill for both the letter and the agreement, in as much as it outlined the -- the funds. Now of course, there are items in here that I think we've all noticed but this was a -- probably a third draft. There has been some changes made but ultimately what you see here and what actually is signed is -- is going to go through the scrutiny of the Law Director.

Mr. Lane: Okay, yeah and that -- that might answer my next and my -- my final point here, number 6, when we talk about this...inaudible... It talks about the fact that the grant requires at least 50% of the jobs be high tech. There's nothing in here that indicates at what point in time the state would ask for money back if we don't -- or the developer or the -- the person that's in charge hit that goal. And I would just suggest that that be in there somewhere and Mr. DeOrio and I talked that it probably would not be prudent to put today's in because they could change that sometime between now and the time they -- they open ground. So I think if we could get something in there that as it relates to current Ohio Department of Development rules or something...

Mr. Bowles: Right.

Mr. Lane: I think it would be a fairer...

Mr. Bowles: We can add...

Mr. Lane: agreement.

Mr. Bowles: we can add that language and add something too, as per the program rules of such and such a date.

Mr. Lane: Right.

Mr. Bowles: 'Cause basically what it says is and we're -- we're not entirely sure, if you ask me today exactly what constituted tech job, at the state level that -- that floats around quite a bit and so I wanted in addition to that -- and the reason why I mentioned that, is because we would...have a requirement in this agreement that also would say that any company that's coming in, we would be required to review their jobs and then send that information off to the State of Ohio and get some kind of pre-approval from them because we don't want to find out after the fact that what we consider a high tech job is not meeting the state's definition. So there's a few other things that need to be -- to have -- have to be included in this agreement 'til we're -- we're dead on.

Mr. Lane: Yeah, 'cause as I mentioned last week, I mean, you're talking a possible 10 year build out, you're talking 5 councils, 5 administrations, the potential for 35 new people, 5 new mayors, we -- sorry, new economic development directors, I mean, any number of people could change, and I think the more we get bottled down going -- you know, buttoned down going in, the better off we're going to be, so it doesn't come back and bite us ten years from now, so. Thank you.

Mr. DeOrio: Also, in -- and I'm sure you're going -- you're, you know, go over it with a fine tooth comb as far as misspellings and what not but in -- on that same page, item 3, number 4, the -- the headline for that, payments for infrastructure improvements, I think that should be infrastructure.

Mr. Lane: I thought that was legal word that I didn't know. That's...

Mr. DeOrio: That -- that's what it is when your road doesn't get built, it's an infracture, but..

Mr. Snyder: When normally you hire an attorney you got a fracture.

Mr. Foltz: Okay.

Mr. Lane: I looked at that, I had no idea what infracture was but I thought it was legal, so...

Mr. Snyder: It sounded good.

Mrs. Magel: A pothole.

Mr. DeOrio: But Mr. Bowles, so what you're saying, this -- a final agreement will be coming back to us with the materials that the mayor has to sign...

Mr. Bowles: Yes.

Mr. DeOrio: in that legislation so what we really need to do tonight is -- is to lock the state up for their 350,000.

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Mr. Bowles: With – with this – with this commitment from Council tonight, we can go ahead and submit a final application which basically is the application we've already submitted less the budget that's been sitting – sitting out there until we were able to put all our sources and uses together so yeah, this would be sufficient for our needs and we can – we can lock everything up with the state. But we still need the other legislation that authorizes the mayor...

Mr. DeOrio: Correct.

Mr. Bowles: to handle the other – the other details as we get the commitment letter and the other information that has to be signed by a rep – by the C.E.O. of the city.

Mr. Foltz: Okay. Any other comments from Council?

Mrs. Magel: I would just like to thank Eric. At the end of the last meeting, there was some numbers I did not have, they were all submitted to me, and – and the draft. And this resolution, I'd like to thank Julie, it spells out exactly where all the money's coming from. So all the details, questions were worked out this week and – and I appreciate. I'm – I'm one of the persons who asked for all this detail, and I thank you for it and I can...

Mr. Bowles: You're very welcome.

Mrs. Magel: I can now make a informed decision. Thank you very much.

Mr. Foltz: Okay, I thank Chairman DeOrio and – and Eric, your hard work on this. I imagine...inaudible...support on this. It makes it easier when we all come together as a – as a consensus body and – and approve something. So your words were taken to heart when you talked to public speaks earlier and like I said, there's nothing wrong with debate and discussion and know where we started and where we end up. And if the costs go up we have to realize that hopefully the benefits go up and economic development goes up also, so...

Mr. Bowles: Well this has been a long journey and...

Mr. Foltz: Right, yes it has. I think you've revised this 5 or 6 times and appreciate your diligence on this, really. This isn't something easy to do and I've never been in favor of turning down grant dollars, just a matter of how the other mechanics work out, city funds and developer funds. And I think we've – we've got a pretty good handle on that now, so. Any other comments from Council? If not then do I have a motion to adopt the first reading of Ordinance No. 116-07?

Mr. DeOrio moved and Mr. Snyder seconded to **adopt the first reading** of Ordinance No. 116-07. All members present voting.

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

No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 116-07?

Mr. DeOrio moved and Mr. Snyder seconded to **suspend the rules** for Ordinance No. 116-07. All members present voting.

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

No: 0.

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Ordinance No. 116-07? All members present voting.

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

No: 0.

Mr. DeOrio moved and Mr. Snyder seconded to **adopt under the suspension of the rules** for Ordinance No. 116-07. All members present voting.

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

No: 0.

12. Mr. Foltz: Next may I have a motion to read by title only the first reading of Ordinance No. 117-07?

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

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

No: 0.

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Ordinance No. 117-07 – 1st 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.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: Yes, this matter has been before us for sometime and it was through a process of – of attempted negotiations that settlement, conducted by the Director of Administration and the Law Director, and earlier in the year I think the...Maronitis' initially passed on our offer and have given it a second thought and have expressed a desire to settle this – a claim in the amount of \$3,000. And we had previously authorized the Law Director to settle this for an amount, I'm not – I believe it was for this amount, so I think we're at the point where we would like to close it.

Mr. Foltz: Okay. Do I have a motion to adopt the first reading of Ordinance No. 117-07?

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

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

No: 0.

13. Mr. Foltz: Next may I have a motion to read by title only the first reading of Ordinance No. 118-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Ordinance No. 118-07. All members present voting.

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

No: 0.

Ordinance No. 118-07 – 1st Reading – Water, Sewer & Rubbish

An ordinance amending Section 3. of Ordinance No. 31-07, Holl Road Pump Station Project, by increasing the amount authorized for the project, to a total cost not to exceed \$145,000, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes as discussed, the original amount was 120. The project got into bids and now it's increased to not to exceed 145,000. Council agreed to cooperate with the Administration, put this on an emergency. And I can – I noticed when I came in here it's such a priority that they're actually going to have their Board of Control meeting afterwards, so I would like the Council, if we could move forward with this and move this project forward.

Mr. Foltz: Okay. May I have a motion to adopt the first reading of Ordinance No. 118-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the first reading** of Ordinance No. 118-07. All members present voting.

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

No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 118-07?

Mr. DeOrio moved and Mrs. Hines seconded to **suspend the rules** for Ordinance No. 118-07. All members present voting.

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

No: 0.

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Ordinance No. 118-07?

Mr. DeOrio moved and Mrs. Magel seconded to **adopt under the suspension of the rules** for Ordinance No. 118-07. All members present voting.

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

No: 0.

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14. Mr. Foltz: May I have a motion to read by title only the first reading of Ordinance No. 119-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Ordinance No. 119-07. All members present voting.
 Yes: Snyder, DeOrio, Foltz, Hines, Lane, Magel, Repace.
 No: 0.

Ordinance No. 119-07 – 1st Reading – Water, Sewer & Rubbish

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the Water Expansion, Replacement and Improvement Fund to the Water Distribution Professional Services Account in the amount of \$45,000 for the current expenses during the fiscal year ending December 31, 2007, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes, these next two pieces of legislation are companion pieces. This particular one is what we're doing, it's just transferring, appropriating money so we can get it in the right line item so we could do the proper thing. Also this...both of these companions are asked to be on an emergency. And Council has cooperated with the Administration. Again, after the meeting they're going to have their Board of Control meeting so obviously this is a priority also, so I would ask that both – that both of these then be on an emergency basis.

Mr. Foltz: Do I have a motion to adopt the first reading of Ordinance No. 119-07?

Mr. DeOrio moved and Mrs. Magel seconded to **adopt the first reading** of Ordinance No. 119-07. All members present voting.
 Yes: DeOrio, Foltz, Hines, Lane, Magel, Repace, Snyder.
 No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 119-07?

Mr. DeOrio moved and Mr. Snyder seconded to **suspend the rules** for Ordinance No. 119-07. All members present voting.
 Yes: Foltz, Hines, Lane, Magel, Repace, Snyder, DeOrio.
 No: 0.

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Ordinance No. 119-07.

Mrs. Hines moved and Mr. DeOrio seconded to **adopt under the suspension of the rules** for Ordinance No. 119-07. All members present voting.
 Yes: Hines, Lane, Magel, Repace, Snyder, DeOrio, Foltz.
 No: 0.

15. Mr. Foltz: May I have a motion to read by title only the first reading of Ordinance No. 120-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Ordinance No. 120-07. All members present voting.
 Yes: Lane, Magel, Repace, Snyder, DeOrio, Foltz, Hines.
 No: 0.

Ordinance No. 120-07 – 1st Reading - Water, Sewer & Rubbish

Ordinance No. 120-07 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional service contract for the design of the Wise Avenue NE Waterline Replacement Project, at a total cost not to exceed \$45,000, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes, now that we put the \$45,000 in the correct line item, what we would like to do now is have the design and engineering for the Wise Avenue Waterline Replacement. As it turns out the – there is a – there is a need and a priority to get that waterline replaced. We would like to take the 2008 project and move it up to 2007. So I would ask that the indulgence of the council to also put this on emergency.

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Mr. Foltz: Very good. May I have a motion to adopt the first reading of Ordinance No. 120-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt the first reading** of Ordinance No. 120-07. All members present voting.

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

No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 120-07?

Mr. DeOrio moved and Mr. Snyder seconded to **suspend the rules** for Ordinance No. 120-07. All members present voting.

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

No: 0.

Mr. Foltz: And may I have a motion to adopt under the suspension of the rules for Ordinance No. 120-07?

Mr. DeOrio moved and Mrs. Hines seconded to **adopt under the suspension of the rules** for Ordinance No. 120-07. All members present voting.

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

No: 0.

16. Mr. Foltz: Last, may I have a motion to read by title only the first reading of Resolution No. 121-07?

Mr. DeOrio moved and Mrs. Magel seconded to **read by title only the first reading** of Resolution No. 121-07. All members present voting.

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

No: 0.

Mr. DeOrio: Pass that to Doug.

Resolution No. 121-07 – 1st Reading – Water, Sewer & Rubbish

A Resolution declaring the intent to appropriate property for the improvement of the Northwood School Waterline at Nathan Circle in the City of North Canton, Ohio, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes, this has been discussed, this is second time up but I guess we're – we got our paperworks in - in a row now. We would like to do the Northwood School Waterline as soon as possible and we need to appropriate property. They asked – the Administration asked for this to be on an emergency so that we can get – get the ball rolling as – and hopefully get this settled by, maybe by next summer that line can get in.

Mr. Foltz: Okay, may I have a motion to adopt the first reading of Resolution No. 121-07?

Mr. DeOrio moved and Mr. Snyder seconded to **adopt the first reading** of Resolution No. 121-07. All members present voting.

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

No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Resolution No. 121-07?

Mr. DeOrio moved and Mr. Snyder **seconded to suspend the rules** for Resolution No. 121-07. All members present voting.

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

No: 0.

Mr. Foltz: May I have a motion to adopt under the suspension of the rules for Resolution No. 121-07?

Mr. DeOrio moved and Mr. Snyder seconded to **adopt under the suspension of the rules** for Resolution No. 121-07. All members present voting.

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

No: 0.

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Mr. Foltz: Before I get into reports, a couple of things. One, Gail gave me this information so...the proposed Charter Amendments will be published October 19th and 26th in *The Repository*, and obviously we have six ordinances that we're looking to revise the Charter Amendments so any following questions on that I'm here after the meeting for anybody out in the audience that wants to see that information. And the Mayor usually alludes to this but tonight I know we have some high school students in attendance here for the Hoover government class, which we have a very fine teacher that runs that course and Michael Cummings' father, in fact, know him very well so it's nice to see him here so...all the students in previous years from – from Hoover and then also someone from Central Catholic government here also to see government in action. So appreciate you coming out, watching how things happen in your community, and the Boy Scouts.

Mr. Lane: In some cases Mr. President, it is government inaction.

Mr. Foltz: Excuse me?

Mr. Lane: I said in some cases it is government inaction...

Mr. Foltz: Yeah, I think so.

Mr. Lane: as opposed to in action, but that's...

REPORTS:

Mr. Foltz: Wheels turn, sometimes slowly, quickly, and with comment, but they turn so, with that, I'll move things along. Reports from Law Director?

Mr. McFarren: No report.

Mr. Foltz: Director of Finance?

Mrs. Herr: No report.

Mr. Foltz: Director of Administration?

Mr. Wise: This is Fire Prevention Week, and as we speak, the Fire Department has an open house this evening from 6:30 to 8:30. Currently they – they just by on a fire call, so if you get over there you may be able to see the trucks come back in. Wednesday night also is an open house at the Fire Department again, 6:30 to 8:30. The Fire Department is involved not only in fighting fires or investigating odor of natural gas, which they're out on right now, but they are very involved in fire prevention. They have programs through the schools, pre-kindergarten at least up through fifth grade. There are various things that they do with regard to educating children and the community on fire prevention. There's a fire prevention breakfast downtown Canton tomorrow at the Civic Center. They have a number of activities this week, but if you get a chance, stop over and see the Fire Department, there's a new ladder truck. Like I said, it may not be there at the moment but it should be back shortly, or stop on Wednesday night. Thank you.

Mr. Foltz: And E.J., they – they do have a big screen T.V. so anyone wants to catch the score of the Indians game while they're over there. Correct?

Mr. Wise: They do?

Mrs. Magel: Yes they do.

Mr. Wise: They do?

Mr. Foltz: Inaudible....

Mr. Wise: Okay, I didn't know it. Alright, so watch the Indians game over there.

Mr. Foltz: Okay, Mayor?

Mayor Held: Yes, I have a couple of things to report on. First off, I'd like to thank City Council and – for their approval of the Waterside Project. I think this is really going to be critical to the City of North Canton. We're basically going to get close to a million dollars of infrastructure improvements which will bring jobs to the City of North Canton and in addition to that it's only going to cost the city about \$275,000. Also like to thank our members of the Chamber of Commerce for coming out and – and expressing their desire to see this project move forward and all the time and effort you all put together on the Economic Development Committee. And in addition to that, Eric, you did a fantastic job on this project. You secured \$350,000 from the State of Ohio and brought this all together. And in addition to that, we have Mr. Bill Lemmon that I'd like to thank for investing in – in the North Canton community. I know that you're in the back of the room there and I certainly do appreciate that. The next issue, Mr. Covey, your work on the Veterans Memorial along with Jim Repace and our members of Council, Pat DeOrio and – and others that have already given to that, this afternoon I met with Jim Repace and also some of our city workers to take a look at the location, where we could place this memorial and really what we have in mind right now is the location which is the – the small little garden which is right next to the Boss Hoover statue. And with the support, the financial support that we have received so far, we're looking at – at a monument that is not only going

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to recognize those that – those veterans that have served at the Hoover facility but also all of the veterans. And – and I think that we're really going to be able to put a nice plaque together and a nice monument. Also I wanted to give a quick update on one of our departments. Typically in our Permits and Inspections Department we have three fulltime workers. We have a fulltime plumbing inspector, we have a fulltime electrical inspector, and then we have Gene Hemminger that has been serving as Chief Building Official. And right now, as – as you all know, Gene has an illness and – and so he's not been able to work. Our fulltime electrical inspector left and went to the City of Canton where he's now the Chief Building Official there in Canton. We did not replace John Labriola and we do have one person that is managing the entire department by himself, Tom Hampton. And we had an opportunity to meet this morning with Tom just to discuss the department. We do have requirements where you have to have either a contact or a fulltime inspector – electrical inspector, plumbing inspector, chief building official. In addition to that, you have to answer nuisance complaints, you have to address the concerns of the contractors that come through, the telephone's ringing, people are coming in and out on a daily basis, and the reason I'm bringing this up is I had first hand experience this morning when we met with Tom and our Administrator, Earle Wise and Jim Benekos and that – the – they have that doorbell when people walk through that door was – bell was dinging, the phone was ringing and – and I was getting tired just watching Tom move back and forth and in addition to that they recently sent out about 150 letters for nuisance complaints, which I know those come in on a regular basis. So what I'd like to do is Tom is in the back of the room there, and I'd like to thank you Tom, for all your hard work, for stepping up, not only doing your job as the Plumbing Inspector, but also supervising our part-time...

Mr. Lane: Inaudible...

Mr. Snyder: Probably on vacation...inaudible...

Mayor Held: electrical inspector and doing Gene's job while he's out. So we certainly do appreciate Tom. And then finally we do have the Christmas tree. It's been a long standing tradition in the City of North Canton for decades that we have the Christmas tree and the – and the Christmas tree lighting which was – which really is one of the best events that we have here in the City of North Canton in order to celebrate Christmas. And there was some concern recently as to whether or not we were going to be able to have the Christmas tree lighting on the front lawn of the Hoover property. And because of course you know, there's a purchase agreement there and T – TTI had announced that last year would be the last year that they would sponsor that, so I made a call to Jim Repace and I knew that he would be the man to get this project up and running and – and he's taken on the challenge. There's a lot more that's involved than just the lighting of the tree. We have to have somebody donate the tree, we have to have a crane in order to move the tree, we have to have workers that actually decorate the tree, we have to have electricity in order to – to light the tree. It's – it's really a very involved project and – and I'd like to announce that Jim is taking that project on and I certainly do appreciate it, Jim, and I know you probably have more information as we speak so I'll just move along and let Jim give you an update at – at his turn for public speaks. But thank you Jim for taking care of this. Appreciate it. That's all, thank you.

Mr. Foltz: Thank you Mayor. Engineer Jim Benekos?

Mr. Benekos: No report.

REPORTS – COUNCIL:

Mr. Foltz: Gail?

Mrs. Kalpac: No report.

Mr. Foltz: Member Lane?

Mr. Lane: Yeah, just one question and really it is directed to you, Mr. President. You talked about the Charter Amendments and that reminded me that before break, we were talking about the removal amendment and you were going to talk to Mr. Forchione...

Mr. Foltz: Yeah.

Mr. Lane: get some ideas and before this Council left, we were going to do our best to try and present something that could go on the ballot next spring. I didn't know where that stood.

Mr. Foltz: Well...

Mr. Lane: I'm just curious.

Mr. Foltz: I talked to Gail this morning and I didn't realize the urgency of – I think there's a March primary.

Mrs. Kalpac: March 4th.

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

Monday, October 8

7:00 p.m.

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Mr. Foltz: March 4th instead of May, so I have yet to get anything back from Frank Forchione. I mean, I could try to still pursue that, but – that's what I'll do. I'll see how our time constraints will allow this or not. Okay, but I want to be comfortable with him – his opinion on this 'cause he's been through several situations with this Council and previous councils...

Mr. Lane: Well, and at the time that we were throwing it at him, he had major trial under way...
Mr. Foltz: Right, right.

Mr. Lane: Now that is at least...
Mr. Foltz: I mean it's...

Mr. Lane: it hasn't gone away but it's at least on a ...
Mr. Foltz: he's never...

Mr. Lane: a much more level basis.
Mr. Foltz: Right. He's always busy, as we all know. Just read the papers ...inaudible...

Mr. Lane: Well, I appreciate you checking on it.

Mr. Foltz: Sure, I'll do that, thanks for bringing that up. Member Snyder?
Mr. Snyder: Yes, I noticed the Mayor brought this relative to Permits and Inspection. I've had some dialog with Mr. DeOrio relative to couple things and one of them I think, we may want to bring forward quicker than not, and that is actually addressing the cost of the fees that we charge for permits and inspections. Obviously, I – if I – think their budget's around a couple hundred thousand, maybe their ...inaudible... short because unfortunately, as is impacts the Council more than it does, and I know we have to comply to state ordinance, but nuisance problems are very major problem and if we can't address – we have a 155 nuisances that need addressed, we're really not doing our job as well as we should. So I will hopefully and maybe – I don't know if this next council will, but maybe the one after it, readdress the costs of our permits and inspections as well as Mr. ... had a good idea on another matter but we won't bring that forth right now because that's something that needs a lot of talk and input. But we will try to address that Mayor, and we're sympathetic, I know everybody – we have to have...you need development...

Mayor Held: Right.

Mr. Snyder: you need inspectors, because otherwise we end up in some of the problems that we have and you can't do it with a one man band. But we will try to do that and I'll indulge my colleagues to move forward with that but that's all I have to say right now.

Mr. Foltz: Okay, thank you, Member Snyder. Member DeOrio?
Mr. DeOrio: Yes, while I was in my office on Thursday last week...

Mr. Benekos: he said he...inaudible...

Mr. DeOrio: I saw a news flash go across the wire and so I – I printed it out and I wanted to be able to see if the Administration was interested in this, I'm sure they are but, so I'm just going to read a little bit from it but it was the National Recycling Coalition and the Coca-Cola Company and – launched a Recycle Bin Grant Program on Thursday, October 4th. It's a – it's designed to promote and support community recycling. Recipients don't receive cash, they receive recycle bins. The recycle bins are designed for three types of – of venues. Special events, which could include a music event, sports events, general utility bins which could be used around offices and – and other types of facilities and then for those that are really sensitive as to what their bins look like they have some for prestige locations.

Mr. Lane: That's the way we are, prestigious.

Mrs. Magel: Council meetings,

Mr. DeOrio: But – but the – the – in having read through it, and the grant program is open to the city, it's open to government. You know, we might want to forward this up to the school system, it's also open to them. And the deadline to apply is October the 26th, and I didn't know if – if you guys were interested in this, I would give it to you and maybe you could ask our Economic Development Director or the appropriate personnel to apply. It's only an on-line application so there's no forms that you have to – to send away for to get. And depending on what type of event or bin that you want to apply for, they are – the – if you go for the special event and public settings, you get somewhere between 75 and 400 bins; general utility 50 to 300 bins and prestige locations 5 to 15. So I thought it was something that'd be worthwhile, it didn't cost anything to do and if you guys...

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COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 1014R

Held	Monday, October 8	7:00 p.m.	20	07
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Mayor Held: Yes.

Mr. DeOrio: would, I'd like to forward it over to you.

Mayor Held: I think that would be nice. Eric's had great success so far applying for grants so we might as well keep the trend moving.

Mr. Bowles: I'm on it.

Mr. DeOrio: Thank you Mr. Mayor.

Mayor Held: So you can pass it on to Eric.

Mr. Bowles: I'm on it.

Mr. DeOrio: That's all.

Mrs. Herr: Yeah.

Mr. Foltz: It's slash Grant Coordinator, is that behind his title?

Mayor Held: That's right, that's right.

Mr. Foltz: Very good. Okay, Member Hines?

Mr. Wise: They won't accept Pepsi products though.

Mrs. Hines: I just wanted to say that in Permits and Inspections along with Tom Hampton is Judy Juennemann...

Mayor Held: Yes, you're right.

Mrs. Hines: who does an excellent job...

Mr. Foltz: Yes.

Mrs. Hines: on the phone because she ...she calms people down when you know, all of sudden they get this letter saying that they're in violation of something and it could be their next door neighbor who had the complaint and I've had to go through Judy for a number of residents and she even talked to me one day about my dandelions, so I know personally she does a good job and I – I want her to be also...

Mr. Foltz: recognized. Absolutely.

Mrs. Hines: commended. Yes. That's all.

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

Mr. Snyder: ...inaudible...otherwise it's...inaudible...

Mr. Repace: I really didn't have a report but I guess I was put on the spot that...Dave did approach me about helping out with the Christmas tree and I will gladly do that. There's a lot of things involved. One of the things is the decorations for the tree. Those have been donated to the city already; they are in city – the city's hands. The – just simple things as the tie downs for that tree. The tie downs and that white fence that we always had around the tree. That has also been donated to the city and is in city hands now. That stuff almost got lost. Came real close to losing that stuff, but it's in city hands and that's where we want it. A lot other things have to happen, I have talked to Superintendent of Maintenance at the Hoover Company and if – if and when we are granted permission to put it – put the tree back on Hoover property, he will gladly go out with one of our city personnel and – and identify a tree. The way that has to happen is we put an article in the newspaper and ask for a donations – tree donations. That's what we always did at Hoovers and – and there was quite – quite a list. You have to go out and look at the tree, and then the tree has to be taken down, we – he also has agreed to help us with the contractor that we've always used through the years, who donated their services to put the tree up. So we're on the right track. The only thing we need now is permission to put the tree back on the Hoover property. TTI has been very gracious with us on several things and I'm sure they will be with – with the Christmas tree, although the property is in the process of possibly being sold and we need to check with the potential new owner also to make sure that there's – there's no problems with them, and we need the electric service coming back out of the Hoover Company, unless like I told David earlier today, we could buy about a dozen extension cords at Marc's up there and run them across the street. I don't think that would work too well. So we're on the right track with that and I hope to have an answer for the Mayor real soon on...

Mr. Snyder: ...inaudible...

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whether we're allowed to put it on the property or not. I cannot see them saying
ever know. Second thing I want to mention real quickly is that -- is the plaque.
day and -- and go over -- we have some really good ideas for the World War II
e. The plaque has been donated to me to do something with, and like I told
at I don't plan on putting that plaque in my front yard, that I do want to donate
e city. That is my goal, that's my intention. We had some very good ideas
to do really make this -- really make this nice and -- and treasure it for -- for
ars to come and I really like some of the ideas that we've talked about today.
e moving forward with that. The third thing I want to mention, I did mention to
today is I am still involved with the Jackson Township and Plain Township
really want to try and bring something to Council before I leave this office. It's --
things are so important that we partner with our neighbors today. I know the
had mentioned that. More than ever, we need to do this. There's a lot of
ut it's like I've always said, and I said this at the Chamber meeting the other
care what agreement that you write, what contract you negotiate, someone
part. And I know that's going to happen. But what people have to do, is they
e -- the vision for the future in this community. And that's what we're trying to
re today. Something for the future, and -- and if this thing is done wisely, then
set ourselves up for some very good income in this community. So with that,
s together, I will give it to the administration for review and the Law Director has
ry, very helpful in this. Pat DeOrio's been helpful in this process and we want
ve it along.

very good, thank you.
that's it, thank you.

y, thank you Member Repace. Member Magel?

wasn't go to say anything except I would like to absolutely commend the job of
Jim Repace has been doing with the plaque and with Christmas and I
at you mean, we could have almost lost that...

We could have.

we did with the marble, so I would just like to say, Jim Repace, the man who
is.

ome would probably say Scrooge, you know?

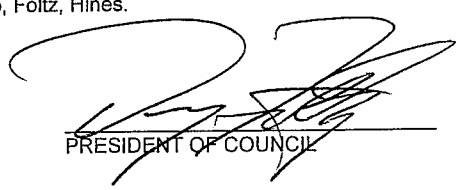
good.
don't know.

call for new business from Council and the Administration? Seeing none, do
on to adjourn?

ved and Mr. Snyder seconded to **adjourn the meeting**. All members present

gel, Repace, Snyder, DeOrio, Foltz, Hines.

ned at 8:08 p.m.


PRESIDENT OF COUNCIL


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