

RECORD OF PROCEEDINGS

Minutes of

COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, September 27, 7:00 p.m. 20 04

CALL TO ORDER:

- 1. The meeting was called to order at 7:00 p.m. by Vice President of Council Doug Foltz.
- 2. The opening prayer was delivered by Father Tom Kraszewski, St. Paul's Catholic Church.
- 3. All present recited the Pledge of Allegiance.

ROLL CALL:

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

5. Consideration:

Minutes of Council Meeting: 9/13/04  
 Minutes of Special Meetings: 9/7/04 and 9/20/04  
 Mayor's Court Receipts: August, 2004

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

6. Voice Vote – Appointment of Gail Kalpac as Clerk of Council

Mr. Foltz: Okay, next on the agenda is the voice vote – obviously you know Mary Louise is retiring tonight – well her last meeting is today. She still has some time to put in the office, but we need a voice vote for the appointment of Gail as Clerk of Council (effective October 1, 2004).

Mr. Peters: You mean a motion don't you?

Mr. Foltz: I need a motion.

Mr. Sarbach moved and Mrs. Kiesling seconded to appoint Gail Kalpac to the position of Clerk of Council. All members present voting:  
 Yes: Lane, Peters, Sarbach, Foltz and Kiesling.  
 No: 0

7. Committee Reports

Mr. Foltz: Okay, committee reports. There are four committee reports...

**Community & Economic Development Committee:** Refer to the minutes on file in the Council Office of the Community & Economic Development Committee meeting held September 20, 2004.

**Finance & Property Committee:** Refer to the minutes on file in the Council Office of the Finance & Property Committee meeting held September 20, 2004.

**Personnel & Safety Committee:** Refer to the minutes on file in the Council Office of the Personnel & Safety Committee meeting held September 20, 2004.

**Water, Sewer & Rubbish Committee:** Refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held September 20, 2004.

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

8. Recognition of Visitors

Mr. Foltz: Okay, recognition of visitors. Would anyone like to standup and address council?

Mrs. Kiesling: Doug...  
 Mr. Peters: Doug...

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Mrs. Kiesling: We need to excuse Jon and Dave.

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

Mrs. Kiesling: That's alright.

Mr. Foltz: We have a motion to excuse Dave and Jon Snyder – Dave Lindower and Jon Snyder.

Mr. Lane: Do we have to do them separately or together?

Mr. Sarbach: I think we can do them together, can't we Mary Louise?

Mrs. Bittle: Pardon me.

Mrs. Kiesling: We can do them together, right?

Mr. Sarbach: We can excuse them both in one motion.

Mrs. Bittle: Yes.

Mr. Lane moved and Mrs. Kiesling seconded to excuse the absence of Council Members Lindower and Snyder. All members present voting:

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

No: 0

Mr. Foltz: Now recognition of visitors. Please state your name and address.

Mr. Sarbach: Who is this guy?

Roy Batista: 132 Brookview SW, North Canton. It is my understanding that this is Mary Louise Bittle's last meeting. I'm sure that you'll have some nice things to say about her at the end of the meeting, but I wanted to get up first for two reasons. I wanted to speak first. And number two, I didn't – after 27 years of listening to your speeches I didn't want to listen to any more. I was, as I indicated, I was law director for 27 or 28 years, in case you don't remember after a year. During that period of time I had the opportunity to work with four different clerks of council, all of which had their strong points, all of which had significant talents. However, Mary Louise was head and shoulders above all of them.

Mrs. Bittle: Thank you.

Mr. Batista: Many, many times and Paul you're going to miss this, is many many times she took my irons out of the fire for me. I just want to wish you well in your retirement.

Mrs. Bittle: Thank you.

Mr. Batista: And I just – I don't think I have to remind council about how much they're going to miss your services.

Mrs. Bittle: Thank you very kindly.

Mr. Sarbach: Thank you Roy.

Mr. Foltz: Thank you Roy. Anybody else like to address council this evening? Sir, please state your name and address for the record.

Randy Santangelo: 244 Cordelia. Give you a little background first. I graduated from Hoover High in 1970 and in November of 70' started working at the Hoover Company. I've been there 34 years – in November I'll have 34 years. As you – many of you know we have a real problem there with just keeping the shop open; I stay pretty well involved with this. My job, I work in receiving and I unload a lot of the UPS and FedEx trucks and we sort the mail out and then I go about my rounds and deliver packages and letters and what have you, but most of my deliveries are through the salary department, which is the white building right past the guard's booth there. And I mean it was already told to us, believe it or not – it's devastating if you would go through the departments now and see what I saw. But I'll tell you how bad it's going to get. They're going to – there's people that still have November – well October, November and December termination dates still. When it's all – the dust clears we're actually going to move what few people's left, which is four stories in that new building, I mean you know, this isn't speculation, I mean they've already told us, and they're actually you know close the building except for the fourth floor auditorium for meetings and the underground parking for the executives. And they're going to be going into other salaried departments of people that have already left. But just to give you an indication of how bad it is, I was given this in July of 03' and then there was an update in June of 04'. Now this is just one department. I go through plant, engineer, cost, credit, payroll, customer assistance, you name it, I go through every department. Now this is just one department. As you can see here, this was 03', that's the chart I had. And you know, your mom ...inaudible... Your mom worked at Hoover, how many years?

Mrs. Kiesling: 27...

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Mr. Santangelo: You know all about that. She got let go.  
Mrs. Kiesling: Yea.

Mr. Santangelo: And there's my new one and that was only 11 months later. And that's just ...inaudible... You can see it on that. See what they did, they just ...inaudible... Now that was Plant Engineer. Process Engineer they don't have spaces up there but they just put ... on them. That's where I've got to go. Because you're actually bringing somebody a package or a letter, like next day air, and then a week later they're not even there. And the reason I'm here and I want to make it perfectly clear, it is not on Mayor Rice's behalf. Like I said I've been there 34 years. I've - I hear it every week now after the council meetings when we pick up the paper. I mean I'm coming on my own. I'm representing a lot of people here. I told Tom Briatico I was coming today. And as a matter of fact I've been trying to get a hold of him the week, but every time I went there either somebody is on the phone, but I did tell him and Jim Repace - Jim Repace, well Tom Briatico, the president of the company and Jim Repace is our union president. But just for the record, Tom did tell me today, he said I could quote him, that Mayor Rice has been real proactive in keeping the jobs here. And Jim Repace, I got off the phone with him about an hour ago, in fact he said I wish I would of known you were going, he would of came he said, but he's got other commitment. He said from day one when he got a hold of Mayor Rice he's been involved in this. My problem is we need everybody else involved, Council, what have you. Bring - no, I'll get Briatico to a meeting, I'll get Repace to a meeting. It's just I take pride in you know in North Canton, I've been raised here. And it's just everybody is fighting to the point where I don't know how many years ago - I mean I hate - I don't want to bring in Jackson, our big rival, but I will. I don't want to bad rap Jackson, but their trustees, we all know what happened, I don't know how many years ago that was. They never got along and there was two police chiefs for crying out loud. They couldn't even decide about the police chief. And the one guy, how ironic, Phil Parr, graduated with me from Hoover, which is really ironic. I mean he won a law suit. It - they were the laughing stock of Stark County. And I'm embarrassed to say this, we are now. And I wasn't going to come here, but I read where my friend, Kim Cooksey, came here and he addressed the situation. And I'm getting tired of going through the halls now. I mean they know how involved I am. You know I'm involved in sideliners, I coach midget football, little league and all that when my son played. And the first thing they do when they pick up the paper the next day, what's going on and they say across the street, they don't even say council. We make the news, it's ridiculous, absolutely ridiculous. And I just hope my facts here, but I know when they did - when Frank Forchione did an investigation here, I read where he came out and said to council, correct me if I'm wrong, let's not pursue this, we have other things to do, let the voters decide. And that's why I'm here. Just let the voters decide on Mayor Rice's fate. We have good citizens here, they always make solid decisions, we pass our school levies. They'll decide, they'll decide the fate. It's absolutely embarrassing, that's how bad it is. And I mean we're made fun of over there now. It went from Jackson and shifted to North Canton. Although I think this is worse than Jackson. And I when I say that I'm - you know I'm part of this community, not an outsider coming in here. I mean it's unbelievable, it is. And then a couple days after Frank Forchione, I know the Editor from the Repository did his - I think he wrote it - not I think, I read where he did his own editorial and he agreed with Frank Forchione and he said I would advise Council to take Frank Forchione's advice, let the voters decide ...inaudible... I want to read something real quick. North Canton, Ohio, I got this off the internet, located in north central part of Stark County, this quaint family town offers an excellent environment, city parks, a community swimming pool, a new high school, which my wife - this ain't in it, but me and my wife and my sons all went there - a magnificent YMCA and tree lined streets are part of the drawl to North Canton. The Hoover Historical Center are just a couple of the attractions in and around North Canton. The Main Street restoration project has beautified the heart of the city with wide sidewalks and Victorian lamp posts. In the center of time - in the center of town you'll find the Hoover Company, home of the Hoover sweeper. Hoover is only one of the companies that calls North Canton - well excuse me, Hoover is only one of the companies that call North Canton home, but it is the one who over the years have made North Canton the city it is. Today North Canton is the address of a number of diversified companies. Like all of Stark County, North Canton has a rich heritage of athletic tradition. The pride of the community is exhibited in a packed stadium on Fall Friday nights and soccer fields teaming with youngsters and their proud parents on Saturdays. I'm not going to read it all, I'm sure you all ... know by now where I'm reading this from. This came from Relocate America. And I mean I'm proud to say we were voted, which we all know, one of the top 100 communities in the United States. I mean if you think of the thousands and thousands and thousands of communities, now you're giving this a black - this city a black eye. I mean I want to stay there. I want to stay on top. And come on now let's just - like Cooksey, I wish I was here when Cooksey was up, I'm sure he said let's put the hands down, forget the fighting and let's just move on to the issues, let's address the Hoover Company. I mean ...inaudible... right in there. And believe me, we have a contract to 2008, that doesn't mean they can't close the doors. Believe me they - I'm telling you, you don't know how close - we're lucky Briatico came here. It was close, we would have been shut down. And it's not about me, I'm going to retire in a year. It's about you know, we have kids there now. I mean we have people that are you know in their 20's with babies, we

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have kids there, we have other people that have kids in college that are getting let go. I mean you - I can't even begin to tell you. And your mom knows that with what you went through. Right? It - she lost her job. It's unbelievable. And let's just - you know we just got to - like I said, Frank Forchione even advised everybody, let us decide. I have - I don't know a whole lot of you, but believe me I know a lot of people in town. I've been here all these years and I've taken my own separate surveys. I'm telling you 99 percent of the people, just believe me, want to decide his fate. We will make the right decision. You know I don't know what else I can say. I mean it isn't like we're reading the Letters to the Editor. I have never read a letter to the editor yet saying hey they want the ouster of Tom Rice, because it's really not an issue. I know it's not an issue to everybody in there. And you know I'm - now you know don't get me wrong, not everybody that works at Hoovers is from North Canton, I'm talking about the people from North Canton. But I get all the negative comments are from, believe me, everywhere, Alliance, Jackson and all that and it's - it really isn't an issue. I go to the high school - you know I see 50/50 for the sideliners, I polled people at midget football games, I go around to the Y, and I mean it's not an issue, it really isn't an issue. And it's you know - I did read where Piakas says, you know if you know if it's about somebody that wants to be the mayor, and I'm not mentioning any names, it's just get on the ballot, don't back into this thing. That's all. Thanks.

Mr. Foltz: Thank you sir. Thank you for your - thank you for your passionate, genuine, sincere comments and ...

Mr. Santangelo: Believe me, I'm home grown and it comes from the heart.

Mr. Foltz: I agree with 99 percent of them, but I don't know if the rest of council wants to comment. But thank for your...

Mr. Santangelo: Okay.

Mr. Foltz: comments. Anyone else?

Mr. Sarbach: I'd just like to thank him for his comments.

Mr. Foltz: Okay. Any other speakers tonight? Okay, thank you.

OLD BUSINESS: None

NEW BUSINESS:

- 9. Mr. Sarbach moved and Mr. Kiesling seconded to read by title only, first reading of Ordinance No. 131-04. All members present voting: Yes: Foltz, Kiesling, Lane, Peters and Sarbach. No: 0

Ordinance No. 131-04 - First Reading

Ordinance No. 131-04 amending ARTICLE XVII, HOLIDAYS, Section 17.03, ARTICLE XIX, SICK LEAVE, Section 19.11, ARTICLE XXVIII, UNIFORM ALLOWANCE, Section 28.01 of Ordinance No. 7-04, Collective Bargaining Agreement between the City of North Canton and The Fraternal Order of Police, Ohio Labor Council, Inc. (FOP-OLC), and by the addition of ARTICLE XXXVII, DRUG TESTING, to Ordinance No. 7-04, Collective Bargaining Agreement between the City of North Canton and The Fraternal Order of Police, Ohio Labor Council, Inc. (FOP-OLC).

Mr. Pusateri: Good thing that's the only ordinance tonight. That took it out of me.

Mr. Sarbach: Could you repeat that, I missed that.

Mrs. Kiesling: Inaudible... vice chair.

Mr. Foltz: The vice chair, I believe...

Mrs. Kiesling: Jeff.

Mr. Foltz: Jeff.

Mrs. Kiesling: Jeff.

Mr. Peters: Yes, that's me.

Mr. Foltz: Do you want to comment on this or ...inaudible...

Mr. Peters: I have no comment on that ...

Mr. Foltz: Or it's pretty straight forward.

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Mr. Peters: That's pretty straight forward.

Mr. Foltz: So we're looking for a motion here for a first reading.

Mrs. Kiesling moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 131-04. All members present voting:

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

No: 0

10. Mr. Sarbach: Mr. Chairman, I move that we table Ordinance No. 132-04 for seven days.

Mr. Sarbach moved and Mrs. Kiesling seconded to **table** Ordinance No. 132-04. All members present voting:

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

No: 0

11. Mr. Sarbach: Mr. Chairman, I also moved that we table Ordinance No. 133-04 for seven days.

Mr. Sarbach moved and Mrs. Kiesling seconded to **table** Ordinance No. 133-04. All members present voting:

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

No: 0

Mr. Foltz: Okay, we went through our agenda here tonight.

Mrs. Kiesling: Can we get a roll call vote to have the special meeting.

Mr. Foltz: Okay, a special meeting for the next council meeting.

Mrs. Kiesling: Yea, and our public hearings start at 6:15, right Mary Louise?

Mrs. Bittle: Yes.

Mrs. Kiesling: So 6:10 to read...

Mr. Foltz: Is that agreeable to everybody here? And hopefully we'll get the message out to Dave and then Jon...

Mrs. Bittle: Are you talking both pieces or just 131?

Mrs. Kiesling: Just 132.

Mrs. Bittle: 132, I mean.

Mrs. Kiesling: Yea, I think ...inaudible... worry about 133.

Mr. Foltz: Well does the administration feel we need to do 133-04? Do we need that at a special meeting?

Mr. Miller: Jim, that's the one to release the bonds.

Mr. Foltz: That's with AMC Land Company.

Mr. Benekos: Yea, I think we need to discuss that some more.

Mrs. Kiesling: Yea, I thought we were ...inaudible...

Mr. Foltz: So you'd rather just come back at the committee meeting...

Mr. Benekos: Yes.

Mr. Foltz: next week? Okay.

Mr. Sarbach: So since I tabled that for seven days can I amend my motion to table for - just to say motion to table and not for seven days?

Mr. Pusateri: You already tabled it for seven days?

Mr. Sarbach: Yea.

Mr. Pusateri: that was your motion?

Mr. Sarbach: I thought we were going to bring them both up in seven...

Mrs. Kiesling: Yea, we don't need them ...inaudible...

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Mr. Sarbach: Inaudible... second that.

Mr. Pusateri: Just table it.

Mr. Foltz: If it's tabled for seven it will come up at the committee meeting.

Mr. Pusateri: Okay.

Mr. Foltz: Is that alright?

Mr. Sarbach: Yea.

Mr. Foltz: So we'll still address 133-04 next Monday.

Unidentified: Good point.

Mrs. Kiesling: Right.

Mr. Foltz: Okay, very good. So we need a roll call on Marcia Kiesling's special...

All members present voting:

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

No: 0

## REPORTS:

Mr. Foltz: Okay, reports, Director of Law.

Mr. Pusateri: I just would like to thank Mary Louise Bittle as well. I mean it has been a pleasure working with you for the last year and good luck.

Mrs. Bittle: Thank you.

Mr. Foltz: Director of Finance.

Mrs. Herr: Yes, Mary Louise, there's a lot that I could say, but I won't.

Mrs. Bittle: Good.

Mrs. Herr: Except, is it too late to ask you to wait like 20 years so we can go out together?

Mrs. Bittle: Yea, it's a little long.

Mr. Sarbach: Too late.

Mrs. Herr: That's probably too much to ask.

Mrs. Bittle: It's a little long. I won't remember.

Mrs. Herr: Just thanks for everything, that's all I can say.

Mrs. Bittle: Thank you.

Mr. Foltz: Director of Administration.

Mr. Miller: No report. Just thank you Mary Louise for making my seven months bearable.

Mrs. Bittle: Thank you.

Mr. Foltz: Mayor Rice.

Mayor Rice: Just the same, Mary Louise, wish you the best. I remember the day you came to work here.

Mrs. Bittle: Yes, you would.

Mayor Rice: I was on council when you started as the assistant clerk.

Mrs. Bittle: Yes.

Mayor Rice: It's always been a pleasure working with you. You've done a fabulous job in the Council Chamber for years.

Mrs. Bittle: Thank you.

Mayor Rice: And best of luck to you and your husband on your retirement, it's well deserved.

Mrs. Bittle: Thank you very much, appreciate it.

Mr. Foltz: Okay, thank you. Jim Benekos, Engineer.

Mr. Benekos: No report, other than I've always been impressed with your recollection of the facts and able to put your hands on all the records. Other than that, you're a fun girl. I'll leave it at that.

Mrs. Bittle: Thanks, I think.

Mayor Rice: Oh really.

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REPORTS – COUNCIL:

Mr. Foltz: Inaudible... we'll take that as a compliment. Member Lane.

Mr. Lane: I want to hear more about this fun girl stuff. I haven't been here long enough obviously.

Mr. Sarbach: You haven't been to the Christmas parties.

Mr. Lane: No, in my short period of time I've really enjoyed working with you. And good luck to you and after Saturday night's wonderful retirement get together for Bill ...  
Mrs. Bittle: Thank you.

Mr. Lane: I wish both of you folks luck.  
Mrs. Bittle: Thank you.

Mr. Lane: Thank you very much.

Mr. Lane: Okay, Member Kiesling.

Mrs. Kiesling: Yea, first of all I'd like to thank Gail for helping the Personnel Committee interview and try to find Gail's replacement since Gail is going to take over for Mary Louise. We - you guys did a great job weeding them out and bringing it down to the number. And I think we've got our pick, we'll know soon enough. But she was a great help to me. I came in on Friday and Saturday and interviewed some people and couldn't of done it without her. And Mary Louise, I'm really going to miss you. Three years of calling you and you know where everything is and everything that went one and what a great asset you were to this office. And I know Gail will be great, but your 18 years really came in handy, specifically for me. So good luck, enjoy and we'll still call you.  
Mrs. Bittle: Okay.

Mrs. Kiesling: I'm not close enough to mine – wow.

Mr. Peters: Mary Louise, I wish you all the best...  
Mrs. Bittle: Thank you.

Mr. Peters: Godspeed.  
Mrs. Bittle: Thank you.

Mr. Foltz: Thanks Jeff. Mr. Sarbach.

Mr. Sarbach: I've been here for 13 years; you've been here slightly longer. But I can't recall at least in the time I've been here, a bigger smile on your face than there has been the last few weeks. It's been a pleasure working with you.  
Mrs. Bittle: Thank you.

Mr. Sarbach: And I hope you won't be a stranger...  
Mrs. Bittle: No I won't

Mr. Sarbach: and we see more of you in the future.  
Mrs. Bittle: Thank you.

Mr. Sarbach: Thank you very much for all your help.

Mr. Foltz: Thanks Greg. Yea, I've probably been here the longest as far as councilmen, well other than Greg and I always appreciated your professionalism. I didn't really call in or ask for a lot of information, but whenever I did you got it right to me and you found me the right answers I needed so I appreciate that. And I wish you well in the future. Hopefully I think you're going to be traveling. So best of luck to you and we'll miss you around here ...inaudible... At least Gail got to work with you. How many years, four years?  
Mrs. Kalpac: Five and a half.

Mr. Foltz: Five and a half, so I'm sure she learned a lot of things from you and will be able to pass that knowledge on to the next person who comes in the office. Thank you once again Mary Louise.  
Mrs. Bittle: Thank you.

FINAL CALL FOR NEW BUSINESS:

Mr. Foltz: Final call for new business. Anyone else like to address council?

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Sam Brenton: I need wound up here. Well you guys are going to reach my age one of these days. Sam Brenton from Westfield SW. You guys know when you turn down off of Everhard Road onto Westfield, there's a little sign that says "Neighborhood Watch", that's these. Ask Miss Bittle one day and verify it. I called up right after they put it in the paper sidewalk open, please use. My neighbor decided to talk a walk. She has heels about this big, that's all she ever wears. She's going down Everhard Road across the sidewalk and that green screening they put to keep the grass down, she tells me her heel caught in that and almost went into the street. So immediately I didn't call Sumser or Revoldt, I called this woman. She took all kind of information, like the FBI and that day that thing was gone. And I thank this woman for not saying who gives a shit, you know. Like the sidewalk has been open for three years and I report it and who gives a, you know. Like right now. But anyhow, Miss Bittle.. Mrs. Bittle: Yes.

Mr. Brenton: I can call you on the phone and you say is that you Sam. Cause you've already said it and I'm going to miss you. Mrs. Bittle: Thank you.

Mr. Brenton: I know you can go back to Pennsylvania where you come from.

Mrs. Bittle: No, I'm staying in Ohio, I like it here.

Mr. Brenton: Inaudible... Pocono girls, you know. So I'm going to miss you.

Mrs. Bittle: Thank you Sam.

Mr. Brenton: That's all I've got to say to you guys.

Mr. Foltz: Alright, thanks Sam. Anyone else? Okay...

ADJOURN:

Mr. Sarbach moved and Mrs. Kiesling seconded to adjourn the council meeting. All members present voting: Yes: Foltz, Kiesling, Lane, Peters and Sarbach. No: 0

The meeting adjourned at 7:26 p.m.

VICE PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL