

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148 Monday, September 11, 2006 06

Held 20

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 Warren, First Southern Baptist Church
- 3. All present recited the Pledge of Allegiance.

ROLL CALL:

- 4. 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 and Clerk of Council Kalpac.

5. Consideration

Mayor's Court Receipts – June, 2006
Mayor's Court Receipts – July, 2006

Mr. Foltz: Consideration of the Mayor's Court Receipts for June, 2006; Mayor's Court Receipts for July, 2006. Is there a motion to approve?

Mr. Lane moved and Mrs. Hines **seconded to approve the Mayor's Court receipts** as presented. All members present voting:
Yes: Foltz, Hines, Lane, Magel, Repace, Snyder and DeOrio.
No: 0

6. Committee Minutes

Mr. Foltz: I would like to request approval of the following committee report minutes: Finance & Property August 28, 2006 and September 5, 2006; Street & Alley August 28, 2006; and Water, Sewer & Rubbish September 5, 2006.

Finance & Property Committee: Refer to the minutes on file in the Council Office of the Finance & Property Committee meetings held August 28, 2006 and September 5, 2006.

Street & Alley Committee: Refer to the minutes on file in the Council Office of the Street & Alley Committee meeting held August 28, 2006.

Water, Sewer & Rubbish Committee: Refer to the minutes on file in the Council Office of the Water, Sewer & Rubbish Committee meeting held September 5, 2006.

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

Mrs. Magel: Street & Alley, Doug Lane...
Mr. Lane: Yes, ma'am.

Mrs. Magel: Did you...

Mr. Foltz: Is there a change? Is there ...

Mrs. Magel: Did you have any problem with that "b?"

Mr. Lane: Hold on a minute. I remember us discussing it. Oh, the fact that we had authorized the legislation was alright.

Mr. DeOrio: Wrong title.
Mr. Lane: Yea.

Mrs. Magel: I think the titles should be...

Mr. Lane: Yea, you're right. Yea, these need to be reversed, right?

Mrs. Magel: No, "a" should be Joint City/County Paving for 2000...
Mr. Lane: Right.

Mrs. Magel: and "b" should also be that same heading.

Mr. Lane: That's right, that's the follow up.

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Mr. Lane: Yea, East Maple was not – thank you. I remember us having that conversation and promptly forgot. So thank you.

Mrs. Magel: You're welcome.

Mr. Foltz: Okay, so that change, we need to vote on that?

Mr. Snyder: Mr. President, I move that you accept with one amendment, that you change subtitle "b" ...

Mr. Lane: Yea,

Mr. Snyder: for Street & Alley.

Mr. Lane: 'cause "c", "c" is Walsh.

Mr. Foltz: Is there a second?

Mrs. Magel: Second.

Mr. Snyder moved and Mrs. Magel seconded to approve, as amended for Street & Alley, the committee report minutes. All members present voting:

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

No: 0

7. Recognition of Visitors

Mr. Foltz: Next, recognition of visitors. I believe someone has a parent teacher conference tonight. So we'll let that individual go first. Is it Mr. Carr? Please step forward, state your name and address for the record.

Joe Carr: 615 Woodside Drive NE – North Canton, Ohio 44720. Can I proceed?

Mr. Foltz: Sure, proceed.

Mr. Carr: First I'll give a picture to pass around individually. I've previously sent to, probably most of your officials, letters about a wood burner...and I'm just following up. I did receive a reply from Chief Bacon, which basically why I'm here today, to clarify some items. First off... I'm not going to go through the, you know, the carcinogens, the - you know, the irritants of wood smoke. I assume that's a moot point and everybody is aware of it. But there is one with wood smoke that's bad, it basically is thick and heavy and hangs to the ground. And Chief Bacon, I'd like to, did mention about how he kept saying I was worrying about recreational applications. I am not concerned about recreational applications. I'm concerned about those - as far as I know, two people in the City of North Canton that are solely and primary using wood burners to heat their house throughout the winter. People that basically burn it twenty-four, seven starting from sporadically now and through the winter and probably sporadically till May. I do not have any concerns about, you know, the occasional recreational use. The City also - when I say the City I mean Chief Bacon, also expressed concern about enforcing a man - a mandate on a constituency that values individual freedom and a significant increase in operating costs. To me the most - the more important thing is what's right and wrong. Operating costs, you all - you basically have a law, as far as I know, against open burning, against incineration. I - I see no big change in direction to - to address this problem of the two wood burners, as far as I'm aware of. And to me the bottom line is whose rights is more important? Does his right to burn overcomes my right to fresh air? I do not see this as - as a factor. Maybe 'cause I thought, maybe 'cause he felt I was talking about all the wood, you know, all the recreational burning. He also suggested and perhaps Mr. Carr should be encouraged to investigate ways to filter unwanted elements from the breathable air in his home. So his solution was for me, even though the guy pollutes twenty-four, seven, and my... house smells like a - a campfire, was for me to spend three, four thousand dollars in the hope of weatherproofing my house. So that maybe I can breathe clean air and live like a hermit for nine months. I do not - I do not think that's an acceptable solution. As far as the City is, is, you know, as far it pertains to you guys, I think you got to be blessed that there is only very few of these. If this guy was located next to a school or St. Luke's Nursing Home, you would have a catastrophe. You would have to evacuate it. You'd probably have law suits. You would have angry parents. As far as I know there's only two and they're located, I think one on my street and one I don't know where. But without a doubt I think the City should at least ban them from public facilities. I mean it's just - at -at the very least. I do not know the legalities of what you can do. In my situation I have daughter, I hope she doesn't have asthma attack. We have neighbors coming in next door. What if the guy has emphysema? What if an attack is triggered by this smoke, are you guys liable? I don't know. These are probably issues that probably need discussed. And further, I would request, you know, again, to consider does his ban of burning that smoke twenty-four, seven, solely for the purpose of heating his house, is that greater than my ban to have fresh air? And do I have to live like a hermit just for him? And also, you know, I have daughter and she has asthma and it's a great

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concern. I go home at night. Every night I check which way the wind is blowing. If it's blowing from the south there's a chance that I'm going to have smoke in my house. I, for the last Tuesday, Wednesday, Thursday, I'm probably the only one here that slept with all their windows closed. I really don't have that much more to say because basically all my correspondence, you know, I'd just be reiterating what I've already said. Haven't been to one of these meetings, I guess I'm done. And what do I do next? Do I wait to hear back from you guys or...

Mr. Snyder: Mr. President, if I might...

Mr. Foltz: See if there's comments from Council or the Administration sir.

Mr. Snyder: My question, number one, air quality is controlled by Ohio EPA. They govern it and they – it's controlled through the, I believe the Canton City Health Department, which we subscribe through, through public health. In order for you to lodge a complaint, sir, unfortunately there is no mechanism at this level. That's a mechanism that has to go through the state EPA. They have to investigate through the Ohio – the Canton City Health Department, who has the enforcement arm. We have no tools or there's no ordinances because you're – you're asking for it to violate the man's due process rights to burn.

Mr. Lane: Yeah, we pay Stark County.

Mr. Carr: But the - my

Mr. Snyder: Yeah, we pay to use that arm.

Mr. Carr: My, my understanding is there is no EPA regulations. I talked to the EPA.

Mr. Snyder: No, there is on ... burning and pollutant of the air is controlled by the Ohio EPA. If there is in fact...

Mr. Carr: There...

Mr. Snyder: Your interpretation is a pollutant. They'd have to determine is it polluted.

Mr. Carr: I have...

Mr. Snyder: See and unfortunately that's a matter either for a private attorney...

Mr. Carr: Why I'm here is because I've talked to the EPA. They have no, no jurisdiction, no guidelines, no laws. The City has no jurisdiction, no guidelines, no laws. You are basically it, as far as I know.

Mr. Snyder: I, well, Mayor...

Mayor Held: Well, what you might want to do – first off Mr. Carr, I appreciate you coming up here and - and addressing...Council here this evening. What Mr. Snyder was sharing with you is correct in that...when it comes to odor pollution, the Canton City Health Department has contracted with the Ohio EPA. They're the extension of the EPA for Stark County to handle odor nuisance. Now...one way that the Ohio EPA or the Canton City Health Department will have to respond...to your complaint, if you were to send a complaint, is if you...file a Verified Complaint with the Ohio EPA. Then they are required to respond to your complaint of an odor nuisance. If you make a telephone call or if you just send an email, then...they're not required to respond to that. They still may...send somebody out to take a look at it, but that's really how the process works. And - and we're not trying to...you know, to avoid your concerns. Because I know it's a – it's a serious issue for you. But it's just that's there is no enforcement mechanism that we have in the city right now...to take action on - on this.

Mr. Carr: Do you – are you aware of anybody who has taken this course or have dealt with the EPA?

Mayor Held: Yes.

Mr. Carr: Or do you know anything about their guidelines? Or do I stand a chance? Or...

Mayor Held: Well...you know we're dealing with that right now down at the – down at the landfill. When you look at an odor nuisance...it's really – it's subject to interpretation of the Director of the Ohio EPA as to whether or not an odor or smoke is considered a nuisance. And – and down at the Solid Waste District they spent thousands of dollars in legal fees trying to position themselves as far as whether an odor is a nuisance or not. So – but I do know that they would have to respond to you if you file a Verified Complaint. And if you go to the Ohio EPA's web site, they have the – specifically how you have to file that, because there are certain parameters that you have to meet.

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Mr. Lane: I might suggest too you talk to the American Lung Association, because they handle a lot of this – these kinds of particularly hazardous situations. But they might have some guidelines and direct you to some certain places where you can go. That maybe an ombudsman or somebody on the state level that could take that and answer some questions. I know there used to be an office here, but I think it's now – it's basically – like so many things run out of Cleveland, but it covers Stark County. Or you can go right to Columbus.

Mr. Carr: Okay, I'll give it my best and keep you guys updated.

Mrs. Magel: Mr. Carr, do you have access to a web site?

Mr. Carr: To where?

Mrs. Magel: To a computer, the web site?

Mr. Carr: Yeah, yeah.

Mrs. Magel: Okay. Well thank you for coming and...

Mr. Carr: Thank you.

Mayor Held: Thank you Mr. Carr.

Mr. Foltz: Okay.

Patricia Shemenski (identified by Clerk): I'm back. Is there a limit to how many questions I can ask or how much time I can take? Or I can talk...

Mr. Foltz: Well, there's not a limit, ma'am, but...

Mrs. Shemenski: I can talk fast.

Mr. Foltz: if you're covering information you presented before, we'd ask you be concise and...

Mrs. Shemenski: Well I've got several different things on here. This is for the press.

Mr. Foltz: So we can get through to the other people on public speaks.

Mrs. Shemenski: Okay.

Mr. Foltz: With that said, go ahead ma'am.

Mrs. Shemenski: Well then my first question is, in case I don't, in case I run out of time, keep one of those and pass the pictures around, but I want the pictures back. Last time I was here about the City stopping the paying – paying, the trapping of – of nuisance animals. And somebody wanted to know, well who did that, since Council had appropriated some good money for that. And Mr. Wise said he did it. And everybody looked stunned; you didn't know that he had done that. Now does he have the power, the right, the legality to arbitrarily, unilaterally, just cancel something that the budget – that the Council has appropriated? Can he do that? I mean he did it and you guys let him get away with it. Is he legally allowed to do that?

Mayor Held: Mr. President, if I ...

Mr. Foltz: Go ahead, go ahead Mayor.

Mayor Held: If I could answer the question. That's a – that's a good question that you bring up; because City Council did appropriate the funds. And really what we would like – before we proceed with the – with the trapping of any animals, we'd like to have it clarified through an ordinance. Because we have had requests that ranged from rabbits to groundhogs, squirrels, skunks, and then deer. And a – and really before we start to proceed with the process – in addition to that, we've had a number of residents that have used it multiple times. So there is really no limit...set on how many times a resident can utilize that. And then there was also – the real question that Administrator Wise had, is whether or not it is appropriate for City Council or City Hall to utilize that money to trap on private property. And so if we can – if - if Council would choose to, to clarify that issue at some point, we would certainly...

Mrs. Shemenski: Well that would be – that would be nice. That was one of my other questions. Was will it – will the City Council ever decide what constitutes a nuisance animal? And if it does decide, will it ever appropriate tax payers' money to hire a contract trapper? We hired a trapper two weeks ago and he's trapped eleven animals on my property so far; including two huge raccoons within the last week. He caught the groundhog that I wanted, but he's also caught...five skunks, three opossums, the two raccoons and a groundhog. So far we owe him \$440.00. And he's the

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cheapest trapper. I mean this was the cheapest. Okay, you guys were talking about what - what you got to pay for that waterline and everything. There's a rumor going around that you're selling water or will be selling water to Aqua Ohio at one-third or even less - one-third of the rate that you're charging North Canton citizens. I don't know if that's true or not, but that would be one way to make money is to charge them what you're charging us. How much of the tax payers' money - how much money was appropriated for the Cleveland POPS concert? Anybody know that offhand? I didn't go. A lot of people didn't go. Did - were there thousands of people, thousands of residents of North Canton were out there?

Mayor Held: Yes.

Mrs. Shemenski: I didn't see any photos in the paper or any - Thousands?

Mr. Lane: Oh, the lawn ...

Mrs. Shemenski: You're going to tell me thousands.

Mr. Lane: The lawn and the street were filled primarily - right across the street.

Mrs. Shemenski: Well, I doubt if there were a thousand. Well, I didn't go so I'd like my money back for that and my money - my part of that.

Mrs. Hines: Inaudible...

Mrs. Shemenski: And you know, I don't go to any - any of those things. So, you know, that's taxation with representation. I didn't go to any of that and I don't go to a lot of these other things. And you're using my money, but you won't use my money to trap the animals that are coming from somebody else's property. They're not living on my property. How much money did you guys pay for Arrowhead Golf Course and how much return have you gotten on that? I hear that there's hardly anybody golfing there because in the beginning you were charging way too high fees. My husband golfed there once on a Wednesday and he said there was almost nobody else there. I've heard that you've only gotten like \$100,000.00 back out of the four million or whatever that you've spent.

Mayor Held: Well, Mr. President...

Mr. Foltz: Yes, go ahead Mayor.

Mayor Held: If I could answer that question. Actually, it was a 4.2 million dollar purchase. And the lease arrangement that we have with Mr. Larizza actually covers the - the interest on the loan...for the - for the money that was borrowed - borrowed for that. And really, what we're pleased with is that the property is being preserved, because in order for the City to maintain the, the acreage out there, it was estimated to be about \$225,000.00. So actually what we're doing is, we're not expending any money for the maintenance of Arrowhead. And that's just to cut the grass. That isn't to maintain the...greens for the - or to operate a golf course.

Mrs. Shemenski: Well there again, I don't golf and you spent my money on it and, you know...

Unidentified: Right.

Mr. Snyder: Well the other thing, Mayor, I think it's important that you point out. That through lease arrangement there's some sixty odd thousand dollars in property tax that has been maintained that goes to the North Canton schools. Which keep the children in school and keep the schools at the high rate. Keep your property values up, such that you enjoy here.

Mrs. Shemenski: Okay, but you guys own it and you're paying property tax on it.

Mr. Snyder: No, we don't.

Mrs. Shemenski: Who owns it?

Mr. Snyder: We own it, but the lessee pays the property. If we owned it there'd be no property tax. We are not tax - we're tax exempt. But through the lease we were able to keep the integrity of the property taxes at a higher rate than it - than it was assessed at the actual selling value, which go to the schools, which maintain the quality of life that we have in the City today, which we all enjoy.

Mrs. Shemenski: Yeah, and you're going to be spending \$63,000.00 to pay somebody to maybe do something as, as, as acquisition along Applegate. Which most people are against anyway. And who's gonna, who's gonna to pay for the acquisition? Where are my photos?

Mayor Held: Thank you.

Mr. Foltz: Alright...

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Mrs. Shemenski: Once you decide on all that, who's, who's paying for the acquisition?

Mrs. Hines: Well, I'd like to say that there was a check into what the various areas do. And Alliance, Canal Fulton, Green, Louisville and Plain Township all do not trap nuisance animals. Canton and Massillon do. Canton only traps skunks and raccoons. Akron, the city loans a "Have a Heart" trap to the property owner. The owner, responsible for capture, once captured the city will pick up trap and dispose of animal. Disposal of animal...at owner's expense, and then they - there is an expense sheet. Jackson - Jackson Township loans a "Have a Heart" trap. Property owner is responsible for capture, disposal and return of trap. I have talked with...people at Sippo Lake and if you catch an animal it has to be killed.

Mrs. Shemenski: Most of them, yeah.

Mrs. Hines: Yeah, you cannot transfer unless you've got a property owner who is willing to take - take on the animal. And I don't know who wants extra raccoons...

Mrs. Shemenski: Raccoons I know have to be killed, the others I'm not sure. But I know for sure it's raccoons.

Mrs. Hines: Well, according to them, because I have - I have a call out to find out from the...

Mrs. Shemenski: What's wrong with a skunk or a opossum or a groundhog?

Unidentified (speaking from the audience): What's wrong with killing a person?

Mrs. Shemenski: You should see that raccoon that's in that trap. I mean that raccoon is like that.

Mrs. Hines: Well, if they are rabid, if they are sick, I - I can understand it.

Mrs. Shemenski: Are you going to get close enough to find out?

Mr. Foltz: Alright, thank you ma'am. Someone else like to address Council?

Mr. Snyder: She'd better move.

Mrs. Magel: What did she say? What did she say?

Suzanne Burnett: I'm Suzanne Burnett, and I live on Pierce Avenue NW. I want to praise you for using your microphones, first of all. That's not the main reason that I'm here. But I want to tell you that when you speak with them down to your mouths and if you lean forward or else pull them back to you, you do not need to do anything more with the sound in this room. And I wanted to tell you that because it's been a concern of mine. If I sit in the back sometimes I can't hear all of you. But it's not your microphones; use them. Thank you. Now, my main concern tonight is to express my opinion about having lived here for 50 years and being very proud of watching this city become a fine city. However, I am concerned because of problems we have with roads leading into our city and out of it. Because this area has grown so much in these past years and because more and more cars are coming in and out of town, access roads are clogged and driving them is increasingly challenging. Most especially tonight, I would point out East Maple from the square over to Market Avenue. It's my observation that it is inconsistent in its lanes and in its lane markings. I think its traffic signal coordination is not good and the lighting along that street is very poor. Street signs are extremely difficult to read at night. And that road needs sidewalks. You cannot have a city without sidewalks. I had to pay assessments to get them where I live before - I don't know something changed. But on Pierce Avenue NW we paid. We petitioned and got them in. I don't know what it's going to take, but we've got to have sidewalks in this city, particularly with what's going on out there with all of the development. If we want to present ourselves as an up and coming city, we need to make sure that drivers are not in danger of having accidents and perhaps killing people. We must expend funds to improve that street and its lighting. We can't afford to wait. Thank you.

Mr. Foltz: Thank you.

Mr. Lane: Miss Susie, there's a - there's a sidewalk on the east side or the north, I'm sorry, all the way up.

Ms. Burnett: Does it go the whole way?

Mr. Lane: From the...

Ms. Burnett: From the square? No. And the people...

Mrs. Magel: Yeah, yeah...

Unidentified: Yes it does.

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Ms. Burnett: Does it go – can people get across from Walsh College?

Mr. Lane: That – that we're going to try and address tonight.

Mr. Repace: We're going to be discussing that.

Ms. Burnett: Well, that's why I'm here, just to say ...

Mr. Lane: But the sidewalk itself is there. I just wanted you to know that.

Ms. Burnett: Well, then you need better lights and you need better lighting.

Mr. Lane: I don't disagree with that.

Ms. Burnett: You need to improve the whole thing.

Mr. Lane: I don't disagree with that part. So...

Ms. Burnett: Yeah, well that's – I don't know if I said it right, but I'm really worried.

Mr. Foltz: Thank you.

Ms. Burnett: Because it's an accident waiting to happen.

Mr. Foltz: Thank you. We understand your concerns and we appreciate your comments.

Mr. Repace: Susie, with the traffic flow and the pedestrian flow you're absolutely correct. And tonight we're going to address some of that some this evening. Hopefully you'll be satisfied. I don't think we're going to be able to address all of it because of the cost obviously, but we're going to try to address some of it.

Ms. Burnett: I knew it was on the agenda, but I thought I would put my two cents worth in so you'd know that somebody...

Mr. Repace: Honey, your two – your two cents is worth a lot.

Mr. Lane: It's worth at least a quarter.

Mr. Foltz: Thank you.

Mrs. Magel: Thank you.

Ms. Burnett: Thanks.

Mr. Foltz: Yes sir, go ahead.

Rod Baxter: Hello, my name is Rod Baxter. And I live at 1160 Rose Wood Circle SE in North Canton. And a – I just – hopefully this will be a bit of good news...this evening. But I was up here about a year and a half ago representing Imagine North Canton, the Vital and Vibrant Commercial Environment Subcommittee, which was part of Imagine North Canton. And I'm back today just to briefly introduce another subcommittee that was recently launched called The Economic Development Task Force. That committee was launched on March 13th of this year by Mayor Held. And we met – we meet on Monday nights at the Civic Center. Now the committee quickly became an independent operating non-partisan type committee very quickly, with an agenda that we were to develop a recommended economic development action plan by the end of this year. Some recommendations that we can hand over to you all and that's our intent. The committee itself has about 20, 24 members they're – they're on a list in front of you and I'll go through those very quickly after – after I just touch on a few more topics. One we synchronized very recently or calibrated very recently with the North Canton Chamber Economic Development Committee and also members of TAP. So we have been, you know, in touch with them and calibrating with them on our efforts and their efforts to make sure that, one, that we're in alignment and that we're supporting the same things. And we then divided into about 14 subcommittees that have now been kind of honed down into 9 subcommittees. Those subcommittees are titled: Business Retention and Expansion Program, there's a group that's working on that particular topic; New Business Attraction Program; Commercial Office Development; Main Street Development Program; Identification and Development of Lands; Infrastructure, Communication, Transportation and Utilities; Taxes and Government Structure; Annexation and Expansion; Education and the Arts. So those 9 subcommittees are now very active subcommittees. They do have short term, long term recommendations put together. They do not have a plan ready to hand in as yet. Just very quickly to let you know again who is on those committees and several of these names obviously you'll recognize. Some of those – some of these names are representatives of TAP (Talk About Potential), as well as the North Canton Chamber Economic Development Committee, as well as

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many other committees in the North Canton area. So, Daniel Ardelean, from Charles Auto Electric is a member; Jack Baker, Attorney at Law is a member; Jeff Barber, is an Architect with Barber Architectural Studio; myself (Rod Baxter), I represent, I represent the North Canton Chamber as the chair of that Economic Development Committee as well as the Recorder for this committee; Barbara Bennett, of Hammontree Associates, is the vice chair of this committee; Bill Cline, Attorney at Law, Day Ketterer, is the chair of our committee; Jim Dansizen, *Stark County Sun* and Dansizen Printing, *Our Town*; Jack DeSario, he's a professor at Mount Union College, is a member of our committee; Michael Gallina, Superintendent of North Canton City Schools, is a member; several of these people are in the audience as well, Dave Gault, retired Hoover executive, now a member of SBA Score representative, which is a...retire organization of executives, I believe; Chris Goldthorpe, Attorney at Law, for Lundgren, Goldthorpe & Zumbar; Jeffrey Hasapis, Vice President of Business and Finance of Stark Development Board, is a member of our committee; Rich Jusseaume, President of Walsh University; Jennifer Creighton Kling, Executive Sales professional for Pharmaceuticals; Bill Lemmon, Principle of Lemmon and Lemmon; Doug Lane, North Canton City Council, 3rd Ward; Tim Morrow, North Canton Planning Commission; Steve Paquette, President of Stark Development Board; James Pennetti, Director of Business Retention, Expansion, Canton Regional Chamber of Commerce; Daryl Revoldt, Governor's Regional Representative, Region 9; Cheryl Rice, Assistant Professor, Stark State University; Terrence Seeberger, Attorney at Law, Stark and Knoll; Randy Smith, Senior Vice President of FirstMerit Bank; Davie Tate, Vice President OEM Operations and Quality Systems ASC Industries; Peter Volas, Director of Real Estate, Cleveland Clinic Foundation; John Wray, Vice President of Finance, Walsh University; Paul Beinlich, Executive Director, North Canton Y; Cathy Dunlap, President of North Canton Area Chamber of Commerce; Amy Lundstrom Lane, Executive Director, Regional Corporate and Community Services, Kent State University; Earle J. Wise - Earle E. Wise, Jr., sorry, apologize, Director of Administration North - City of North Canton; and Eric Bowles, Director of Economic Development. So I know that's a long list. I apologize for taking that time but it was worth noting their names to let you know...who's involved with this committee. We appreciate you representing us. And we hope to compliment your efforts with our efforts not - and to support what you're working on with our efforts as well. So...

Mr. Lane: Rod, can you maybe give the other members - I've been lucky enough to sit in on a number of your meetings...

Mr. Baxter: Yes, which are public.

Mr. Lane: and I - I just sit back and take notes. But can you kind of give them an idea of what your time line's going to be?

Mr. Baxter: Well again, the intent...

Mr. Lane: When we're going to hear from your committees?

Mr. Baxter: is by the end of this year to turn in some recommendations, a documented plan and recommendations from our committee. We are utilizing things like the 1992 plan that was developed for the City of North Canton, resources like Stark Development Board and Imagine North Canton to develop our plan. But again, by the end of this year we will turn something in. I don't know if anyone else - that's good.

Mr. Lane: Thank you.

Mr. Baxter: Thanks. And our meetings are open public meetings. Thank you.

Mr. Foltz: Thank you for the update, appreciate it.

Jim Dansizen: Good evening.

Mr. Foltz: Good evening.

Mr. Dansizen: My name is Jim Dansizen; 502 South Main Street in North Canton. City Council Members, City Administrators, on behalf on the Economic Development Committee of the North Canton Area Chamber of Commerce, I would like to comment on the Synchronist Business Information System the Chamber plans to acquire from the City. You had before you the action plan for the Synchronist Program. Also, there is a proposed time frame. Time frame is submitted with flexibility. And I'll go over that in a little bit. You all should of received a letter from Debbie Goldthorpe, Chairman of the Board of Directors, the North Canton Area Chamber of Commerce, requesting that the Synchronist Program be secured in a timely manner. Allow me to go over the action plan with you; I'll just take a few minutes. You need to have the Synchronist Sublicense purchase transferred to the North Canton Area Chamber of Commerce to protect business information/trade secrets. Agreement between the City and the Chamber solidify roles of each partner. Will require City Council to approve the sale/transfer of the Synchronist Sublicense to the North Canton Area Chamber of Commerce. Unless adopted by emergency, and you guys realize this, legislation will need three readings. Training for volunteers: currently we have 17 volunteers, we need 40 or 20 pairs. We're going to go to TAP, we're going to go to the Economic Development Committee of the Chamber, and we're going to try to utilize those people to get our 20 pairs.

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Training dates are scheduled, mid September or early October. Data entry will done by the North Canton Department of Development Staff, Cathy Dunlap and possible volunteers. We will email or mail company background forms to the North Canton businesses. New city business data base will be used. There will be a cover letter explaining the process, what our intentions are, and we - why - why we are collecting the data. If the forms are not returned by a specific time, follow up phone calls will be made to the businesses. The data collected will help us to identify opportunities to recruit, to retain, and to identify specific needs of the businesses. Like I say, the proposed time frame has flexibility. If we get it passed on an emergency we can go ahead with it. Thank you very much.

Mr. Foltz: Thank you. And just to add - maybe we'll get into this now if we can with Council. I did talk to Debbie Goldthorpe. And this communication I do believe came Friday, at least it was stamped Friday, September 8th, if I have my dates right. So, talking to Chairman DeOrio earlier, I'd like to waive our rules as far as communications presented before Council as far as committees and put this on for next the committee meeting as a whole. And I think Chairman DeOrio, you're okay with that. So...

Mr. DeOrio: Yes.

Mr. Foltz: Do you have any comments?

Mr. DeOrio: I've been in communication with Eric Bowles on this...for some time and had an opportunity to talk to a - to Cathy Dunlap. And, and I think this is a good opportunity for us to cooperate and we'll move it along.

Mr. Foltz: Okay. So Gail, we'll add that to the agenda ...inaudible...

Mr. Lane: Yeah, a few weeks ago, Mr. President, there was a Synchronist, I guess you'd call it a convention, in our own city and we're not a member of this - we're not an active member of Synchronist. And...Alliance was here, Canton was here, Massillon was here; we were not 'cause we just don't have it up and running. And I think the sooner we can this thing going, transferred over, and let them take the ball and run with it the better off we're going to be.

Mr. Foltz: Any other comments from Council?

Mrs. Magel: I - I just have a question. From running my own computer business for 12 years, we're allowed to sublicense?

Mr. DeOrio: Yes, in talking with Eric, as I understand it...the State of Ohio purchases the master license.

Mrs. Magel: Okay.

Mr. DeOrio: And then they - and then they allow sublicenses to go from there. And in talking with him he said that that's, you know, routine, that we could do that.

Mrs. Magel: Okay. Thank you.

Mr. Foltz: Okay, so we'll have that on for the next committee ...inaudible... If you'd like to attend, you're more than welcome to in case we have any questions.

Mr. Dansizen: Thank you, I will.

Mr. Foltz: Thank you. Anyone else like to address Council?

Chuck Osborne: My name is Chuck Osborne; 307 Fairview Street SE - North Canton, Ohio. Before I start my prepared remarks, I'd like to correct the record. If memory serves me right the lease for Arrowhead Country Club is 150,000 a year. That would not cover the interest on a 4.2 million dollar loan.

Mayor Held: It's not a 4.2 million dollar loan.

Mr. Osborne: If you had to borrow 4.2 million a \$150.00 would not cover the interest on that amount of borrowing.

Mayor Held: The fact that that's not - that's not what - what the lady asked. She asked if...what the loan was and I told her that we're covering the interest on the loan. So fifty (50%) percent of it was borrowed.

Mr. Osborne: She referenced the 4.2 million dollars.

Mayor Held: Right.

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Mr. Osborne: And that would not cover the interest...

Mayor Held: Right, I understand what you are saying.

Mr. Osborne: on a 4.2 million dollar loan. I think the interest – you figure six (6%) percent and it's at least 240,000, so...

Mayor Held: Right.

Mr. Osborne: And I was confused – Council Member Snyder says we own it, we don't own it, we don't it. We do own Arrowhead Country Club.

Mr. Snyder: Yea, but we lease it. It's no different – he pays it – as a matter of fact there is no loan. We actually own the whole property. The loan is to ourselves, it's not to ...

Mr. Osborne: So I just wanted to clarify that.

Mayor Held: Right.

Mr. Osborne: I think you mislead the audience and the public.

Mr. Snyder: Inaudible...

Mayor Held: Thanks, Chuck.

Mr. Osborne: It is apparent to me and I believe to anyone else who has followed the North Canton Council debate to apply or not apply for state grants over the last few weeks, that this body has taken leave of its senses. The lengthy discussions by this body have been on-going at no less than two Council of the Whole meetings and one regular council meeting over the last three weeks. The *Repository's* report for North Canton City Council business for the last two weeks reads like the movie *Groundhog Day*. The first report covering the August 28, 2006, North Canton City Council meeting was titled "N. Canton Council debates applying for state grants." Two weeks later, The *Repository* report for the September 5, 2006, meeting was titled "North Canton still debates applying for state money." Council first began discussions on this issue at its Council of the Whole meeting a week earlier on August 21, 2006. The *Repository* briefly reported that council wanted more information about the projects. What information Council...Councilmember Magel or Councilmember DeOrio were looking for is beyond me. This was a simple request for authorization to apply for grants from the State of Ohio through the Ohio Public Works Commission for infrastructure improvements that the city can ill afford to do itself. Without the assistance of grant funds for the 2007 Joint City/County Paving Project, many streets would go unpaved. Without the assistance of grant funds for the East Maple Street Safety Improvements Project, the city would be hard-pressed to accomplish the needed safety improvements. Without the assistance of no-interest loans, the city would have to bear a greater financial burden of replacing aging water mains in preparation for future road improvements to Applegrove Road. How much clearer does this request have to be to each of you city leaders? If you cannot comprehend that fact, then maybe one should find other ways in which to pass the time than at city hall on Monday evenings. I would like to ask everyone here on this council, what is there to debate? This is free money, simply for the asking. Is this typical North Canton politics? What is to be gained with these kinds of political games? And if it is not games, the only thing that comes to mind is stupidity. These are grants made available by the state to communities for infrastructure improvements. An 80/20 match with the local communities paying only 20 percent of the project cost. How can you go wrong? How much more information do you need? City Engineer Jim Benekos spelled everything out for you publicly and the information was available in your packet. The grant for the Joint City/County Paving project would allow for the paving of many streets throughout the city, for a fraction of the project's estimated \$1.3 million cost. North Canton taxpayers would receive a 10 to 1 return for their expenditure of their tax dollars with the award of grants from the Ohio Public Works Commission. Where can you go wrong? Repeated comments from certain members of council that not enough information was made available to council are not the least bit valid. The grant for the East Maple Street Safety Improvements would allow for safety improvements on a major east/west corridor that runs between Washington Square and Walsh University. Here again, grant funds would result in significant savings to taxpayers, improved traffic flow and safety for pedestrians. Where can you go wrong? Repeated comments again from certain members of council that not enough information was made available to council again are not the least bit valid. I believe it was very sad that Walsh University President Richard Jusseaume had to appear before this council last week to ask this body to reconsider its position not to apply for state infrastructure funds for the East Maple Street Safety Improvement project. City Engineer Jim Benekos pointed out in his request to council for permission to apply for state grants that there was no commitment, no cost, no anything. Mr. Benekos simply asked that he be allowed to apply for state assistance to fund projects that will make this city a better place. Mr. Benekos knows the smart thing to do is to take advantage of state resources designed to help communities make needed infrastructure improvements. Mr. Benekos simply wanted North Canton to compete for its share of free money from the state that undoubtedly would benefit this city and its residents. For council, and in particular, council members Magel, DeOrio and Repace, I do not know on whose

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behalf you are speaking when you debate, delay and question ad nauseam anyone's efforts to improve this city through grants from the state. If you think this is your fifteen minutes of fame to exercise your power plays and showboat, I can only say that is- that is exactly what it looks like. The sad thing about all of this is that you have the balance of this council sitting up there seemingly buying into this mindless debate with no one fighting to make North Canton better. For a better future for North Canton and its residents, this council must do better than this. Thank you.

Mr. Repace: I'd like to address that.

Mr. Foltz: Sure.

Mr. Repace: Well, once again, Mr. Osborne stands to deceive the public. On the East Maple Project that he just criticized us on, City Council was given no, no...itemized cost figures whatsoever, the cost figures that - that were given, we had no clue what - what was entailed in the project. We're given a couple little pieces of paper. We've asked for - for the itemized list of exactly what this project consists of. We did receive that 4:29 Friday after business hours. We have been in contact with Walsh College President Jusseaume to try and work out an agreement. I think we have done that. By doing that, by just taking a few minutes to look at the project, what the project...entails, and you're going to hear more of this as, as, when we get to it, we probably saved the City uh what Pat, \$250,000 anyway? And possibly more? What - by looking into the project. If we, as City Council would have just written a blank check and said go with this project, it would have been a shock to President Jusseaume, as much as it was a shock to us. We'd have been derelict of our duties and we'd have had Mr. Osborne standing up criticizing Council for writing a blank check. We gave it due diligence, we looked at the project, we've come to an agreement, something I think that's going to be workable, and as I said at the last Council meeting to President Jusseaume, that I am very pleased that he was here because we were given a lot of information that we weren't aware of and I heard things that weren't told to Council prior to him speaking. So Mr. Osborne's standing with criticism once again I think was - was very uncalled for to the City Council.

Mr. Foltz: Any comments? Member DeOrio?

Mr. DeOrio: Yes, I'd like to take a shot at it as well. There is - there is no such thing as a free lunch, there's no such thing as free money. They all comes with strings attached. We can give you money, Chuck to fix up your home but we want you to do this in exchange for it. That's what this is about, so I mean we can apply for a grants and I'm going to specifically talk about the - both of these but, in the case with the Joint City/County Paving Project you cite a 10 to 1 return ratio, it's not. The 1.3 million is not being spent all inside the city limits. Forty five percent of that is being spent inside the city limits, of which we're required to put up about 110,000. It's not 10% - that's not a 10 to 1 return. Further...if we get the grant, and...we move forward with the - with this, the engineer's already stated that we would - he would want to put a \$200,000 waterline project on - on East Maple.

Mr. Lane: West Maple

Mr. DeOrio: Sorry, West Maple. Thank you...Doug. So you know in order to get that...\$450,000 - \$500,000 we got to put up...a hundred and some thousand of it and then we're going to spend another 200,000 to do it, that's not 10 to 1. Now as far as the - the Walsh College project goes, and it relates a little bit also to the...the County/City Joint Paving Project, information - there has to be a free flow of information, there has to be something. There can't just be a sheet of paper that says "here's a 3 sentences on what we think the scope of the project is and the total cost is 850 and this is how it's going to be split out". This - it's just not acceptable. Now we passed an Ordinance No. 218-05 at the beginning of the year that said this information, detailed information needs to be submitted with every piece of legislation that comes this way. That's not unreasonable and the Administration has been, for the most part, very good about it. But in this particular instance...when the legislative request was made on August the 11th, which was the deadline to have it on the August 21st meeting, there was no detailed information. There was nothing. Nothing to work with. So we had a committee meeting, nothing happened. Member Magel followed up on the floor of Council asking for the information. It didn't come. So we had - something else had to be done, somebody else must have the information. Council went to...Jim Repace and I went to Richard Jusseaume to ask him if he had the information, 'cause if he could share it with us, maybe there's another way to get it. Wasn't any information. So we're supposed to make decisions in the dark? No. Well, we talked with...Engineer Benekos and he and...you know whatever the difficulties that he had to work through, he worked through them and he got us the information on Friday. It was too late to talk to anybody else about it, but you know, we followed up with that...to - to President Jusseaume today, and we think we've worked out a - an agreement where we're addressing the safety concerns on that street. That's important to us. But what's not important to us, at this time, is...money that's going to be used to do, you know, some type of decorative...work. Now I understand in the project as it was submitted in the previous Administration, you know, they had a different...goal, they were looking to make that you know, as a gateway entrance to the City from that side of town. That's all fine and admirable. But the - but the request was turned down twice. And each time we've had to scale back. Well, in the mean time, the safety issues are still there, this is our third time at it...if we apply this time and we don't get it, are we going to wait for a fourth time, or a fifth time, or a sixth time, or are we going to address these safety concerns. So I think with...what we looked at... here

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just of late, addressed all the safety issues, and if we take out...you know the decorative component to it...it – it puts in a – a position were we think we can get it approved in Columbus, or wherever the district committee is that – that meets on that, and we think it's something that saves the City money, it saves Walsh money, and it – it addresses our priorities, because we just don't have the money to do all of these projects as they come forward.

Mr. Foltz: Any other comments?

Mrs. Magel: Well since my name was the third name mentioned, first of all, it's not an 80 20, this is a 49%. It's easy to throw numbers around, appreciate if they're...correct. And if you're accusing me of asking for details I say thank you Chuck. I will continue to do so, I promise my constituents, I promise this Council, I promise the Administration. When I'm up here every Monday, when you get my vote, you get my vote, 'cause I researched it and I thought it was best for the City. Thank you.

Mr. Foltz: Any other comments? I'll just say that there was four members...that were for this...but I also don't have a problem for additional members looking into the – the grant opportunity to see if there's – if there could be a better way to go about it, so....I don't think anyone here in Council is looking to turn down any grant opportunity that is presented to us. That said, I think we'll move forward with...new business, excuse me, old business.

OLD BUSINESS

8. Mr. Foltz: Do I have a motion to read by title only, the third reading of Ordinance No. 95-06?

Mr. Lane moved and Mr. DeOrio **seconded to read by title only, the third reading of Ordinance No. 95-06.** All members present voting.

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

No: 0

Ordinance No. 95-06 – 3rd Reading – Street & Alley

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into a professional service contract for real estate acquisition services for the Applegrove Road Widening project, at a cost not to exceed \$63,425.

Mr. Foltz: Chairman Lane.

Mr. Lane: This is the...third and final reading on this, and it's pretty self explanatory, if the Applegrove Road Project does get funded by the county, we're going to have to buy some shared right of way and...this is for professional services to do that. Again, we've had plenty of opportunity for people to talk, not only in the public hearings of this, but also these three meetings. So far nobody else has, so I move that we approve.

Mr. Lane moved and Mrs. Magel **seconded to adopt the third reading of Ordinance No. 95-06.** 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 third reading of Ordinance No. 100-06?

Mrs. Magel moved and Mrs. Hines **seconded to read by title only, the third reading of Ordinance No. 100-06.** All members present voting.

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

No: 0

Ordinance No. 100-06 – 3rd Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton, Ohio, through the Board of Control, to enter into a contract with a financial institution that has been designated as the central depository for active funds for the City of North Canton pursuant to Ordinance No. 81-97 for the period commencing January 1, 2007 and terminating December 31, 2009.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: I think it was well said by... the Law Director and I move that we adopt on our third reading.

Mr. DeOrio moved and Mrs. Magel **seconded to adopt the third reading of Ordinance No. 100-06.** All members present voting.

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

No: 0

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10. Mr. Foltz: Chairman Lane...

Mr. Lane: Yes.

Mr. Foltz: prior to the second reading, request a motion, if you're in agreement, is to amend Ordinance No. 110-06 to include the words "in an amount not to exceed \$600,000 in total estimated project costs" in the title and in Section 1.

Mr. Lane: Yeah that's fine, in fact I'm passing around the - the changed one...if we have an opportunity here before we read, just continue on some of the other remarks as you had mentioned, there's four of us, I believe that were in favor of this at - at the \$850,000 level. I do think that streetscape is an important entrance to the City. But following Mr. ...President Jusseaume's remarks last week and Mr. Benekos' remarks, it seemed like that was something that could be set aside. When we got the packet of information of Friday, I was quite surprised, to be honest with you, again having gone through this grant a couple of different times, I probably didn't even notice it before, but there was close to a quarter of a million dollars worth of brick in here. And I was assuming, and again I don't want to get in a long discussion on it, that we were just talking about bricking across the street, similar to what we are doing out here. And a quarter of a million dollars is a lot of brick, so...now I'm making the assumption that that is going to be a lot, was going to be a lot more extensive than what I think was in my mind. Also...there were some other costs that obviously the more than the construction costs is, the more the contingencies are and some other things...so Members Repace and DeOrio went over to talk to Mr. President Jusseaume on Wednesday following our meeting on Tuesday to see if he had any additional information, which he didn't, they get a chance to chat back and forth a little bit. But before we vote on this, I want to make sure that the Administration knows that this does not include streetscape, that \$600,000, and if you have a problem with that then I don't think we need to - that we should vote. I mean, I just need to make sure, 'cause I-I didn't know Jim wasn't going to be here, so... you guys have any comments at all?

Mr. Wise: Well with regard to, sorry Susie - with regard to, again this is a - a grant application...

Mr. Lane: Right

Mr. Wise: If you apply for the \$850,000 grant, which was the initial proposal, and even if we get the grant, you can design it down to whatever you want it designed to, and - and clearly at this point...you know, it seems to me that there's a majority of council that certainly wants it designed down to that and, if that's the case then so be it. Just understand, just so everyone's clear, if we apply for the grant at 600,000 the most we can get is 49% match, roughly speaking, \$300,000. If we later decide we want to design it up, we're limited to the \$300,000 match. If we apply for the \$850,000 grant and we decide we want to design it down to the \$600,000 we'll get the 49% match at 425 and if we design it down then we go down to the 300,000. But, and again, this is just the application...you know, even if we get the app - even if we get the grant, we may decide, pardon me, Council may decide at a - at a later date that they don't have the money to do this...

Mr. Lane: Sure.

Mr. Wise: and can turn the money back.

Mr. Lane: Well...we did not have the votes to be honest with you...

Mr. Wise: Oh, I understand.

Mr. Lane: to go with emergency. If - if this thing had been not needed to be voted on emergency today, I would have tabled it or we could have talked about it some more, perhaps we could have worked out a - but - but we're under a gun on this. If we don't have six votes, then we're not going get it even applied for.

Mr. Repace: ...inaudible...

Mr. Wise: I understand, and - and anything that, I mean any scope of the project will be up for later debate when we do, if we have the money, if we get the grant...

Mr. Lane: Sure.

Mr. Wise: go out for bid or for approval to go out for bids.

Mr. Foltz: Yeah Member Lane, I concur, I think, I mean Council's more on a comfort level with 600,000 and I think there's - there's strength in...

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Mr. Lane: Oh absolutely.

Mr. Foltz: in – in the numbers here...and – and as you alluded to, we need six votes tonight. I'd just ask the President Jusseaume if he's, obviously heard it through the meetings...that you're happy with this, just for the record.

President Jusseaume (from the audience): Your – your main focus...

Mr. Foltz: There's obviously the safety issues out there versus the streetscape, if it came down to it.

President Jusseaume (from the audience): If the 600 addresses the safety issues, that's the priority.

Mr. Foltz: Very good.

Mr. Lane: And it also lowers your cost, our cost, everybody's cost.

Mr. Repace: Wait a minute, wait a minute. Don't – don't lose – don't lose sight of something here. There were other things in there that escalated costs, not just that total brick work that you're talking about, the 9,000 square feet of brick...

Mr. Lane: Oh, there's a field office in there, there's a lot of things.

Mr. Repace: Right, things that...that possibly can be taken out of there that were very costly. Excuse me. If we went to a – a streetscape such as this that we have on Main and Maple, that might be workable within the \$600,000, we don't know that until - until we take a look at that.

Mr. Lane: You're right.

Mr. Repace: But – but there are other things in there that we're going to have to try and take out of there also. That's why, when you get a project late like that, you don't have a chance to go talk to the city engineer, to try and discuss what you can take out, what's acceptable, what's not acceptable, if we'd have had that time, plus something else, the project has been, the grant had been turned down before...

Mr. Lane: twice

Mr. Repace: okay, twice. We felt also, by talking to – to Pat and President Jusseaume, that maybe if we came in at a little bit lower rate, we'd have a better chance, since we've applied for other grants also. 'Cause this is something we want to do. And in our discussions there was, I don't think there's any doubt in our minds that the safety of those students and the pedestrians that – that walk and cross the street there, comes first. And we want to address that, I agree with what Susie said out here, that – that that needs to be better lit there, and maybe that's something we can look at down the road. I believe there should be more sidewalks in the city. I've – I've even probably mentioned that. So these are things that we – we really have – that is a high pedestrian area there. And it's something that has to be done. We're for it, we're 100% for the grant and for the safety, but we needed, we needed some itemized...cost figures here which we did finally receive. If we'd only had more time, we probably could've even done a better job than this.

Mr. Lane: Yeah, we would have had a full four weeks to look at it.

Mr. Foltz: Appreciate your comments...Member Repace. One thing to be said, if we unfortunately don't get this grant at 600,000, I'm sure this Council's going to revisit this situation and do what it takes to – to - to improve that in the short term.

Mr. Repace: But understand that \$600,000 is going to consist of a lot of good work out there and a lot of safety out there, and I still think that...we'll all probably do this portion of the streetscape out there with that cost.

Mr. Foltz: 'Cause – 'cause if we don't get it, I just want to make Council aware, we're going to look at it, at least in my mind, I – I want to move forward this as soon as we can, hopefully we'll get the grant, but...

Mr. DeOrio: Right.

Mr. Lane: I – I do want to repeat too....

Mr. Foltz: But – but I just want to put that on the record so...

Mr. Lane: I'm surprised at the amount of work that I saw ... inaudible....

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Mr. Foltz: Not to exclude anybody else from comments, go ahead.

Mr. Lane: I didn't realize ...inaudible...

Mr. DeOrio: Well, I...let's be – let's be realistic, let's – let's be based in reality here. I mean, given our situation and limited resources, we're going to pay to put bricks on? We're not going to up-do this or upgrade this. Wasn't it...the residents from your ward that came here a little while ago, signed a petition about the concrete street?

Mr. Lane: Absolutely.

Mr. DeOrio: I mean, before I'm going to put you know, one brick down in the street...on something, a project of that scale, you know, I gotta make sure that the other residents in the, you know the...and it's just not Doug, that's just the one I remember,

Mr. Foltz: Sure.

Mr. DeOrio: or - or most recent...we - we need to be realistic. Second, you know, there's other communities that need the money too, and I...guess you know, I would hope that...they would exercise...discretion when they're applying for it but I mean if – if we apply for 850 and then we're not gonna do it, and it's not really realistic that we are, to return the money, that's just somebody...that's just somebody else that's being denied an opportunity as well. So, I think we should, we should stay based in reality here, we're not gonna up – we're not likely gonna have the funds to upgrade this to, you know, brick an entire gateway there.

Mr. Foltz: Okay.

Mrs. Magel: I - I would just like to say that...Friday at 4:30 I did pick up my package. There's a wealth of information that we received, that we needed. This, we needed this break out, to – to understand the – the scope of the project, and...I guess I'd like to thank...Jim and Pat and Dr. Jusseaume for...working this out and I think it's going to be beneficial, I think it's...I myself, was not for the streetscape, and I – I have a feeling the way it's gonna work out, it's even gonna be safer than...before I think it might've been geared towards the...streetscape. Now I think it's gonna be geared for even more safety, so I'm very happy.

Mr. Foltz: Any other comments from council?

Mr. Lane: Just hope we get it.

Mr. Foltz: Administration?

Mr. Lane: If not, we'll be back talking about this again.

Mr. Foltz: I think we've said, we've talked about it before we've actually had a second for the...I'm looking for a second on the...the amendment to...

Mr. Lane: I don't even think I made it official, yeah I would like to...

Mrs. Kalpac: We need a motion.

Mr. Foltz: Yeah.

Mr. Lane: see this Ordinance amended...

Mr. Foltz: at the...

Mr. Lane: at the amount, did I...

Mr. Foltz: I think, I think you made the motion.

Mr. Lane: officially make it?

Mr. Foltz: I think we're looking for a second.

Mr. DeOrio: Second.

Mr. Lane moved and Mr. DeOrio **seconded to amend** Ordinance No.110-06 to include the words " in an amount not to exceed \$600,000 in total estimated project costs" . All members present voting.

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

No: 0.

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Mr. Foltz: ...inaudible...reading.

Mr. Repace: Didn't we read this as an emergency? We didn't...

Mrs. Magel: No.

Mr. McFarren: Ordinance No. 110-06, an Ordinance...

Mrs. Kalpac: No, no. Randy, Randy, that was to amend...

Mrs. Magel: He's just reading it, that's...

Mr. Snyder: Time out. You got – you got an emergency on that, you need to suspend the rules.

Mrs. Kalpac: that was to amend it, to include the 600,000, now we have to make a motion and a second...

Mr. Foltz: May I have a motion to read by title only, the second reading of Ordinance No. 110-06 as amended?

Mr. Lane moved and Mr. DeOrio seconded to **read by title only, the second reading** of Ordinance No. 110-06 as amended. All members present voting.

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

No: 0.

Mr. McFarren: Okay, now.

Mr. Foltz: I'm sorry.

Ordinance No. 110-06 – 2nd Reading – Street & Alley

Ordinance No. 110-06 authorizing the Mayor of the City of North Canton to prepare and submit applications to the Ohio Public Works Commission for a grant, in an amount not to exceed \$600,000 in total estimated project costs for the East Maple Safety Improvements at Walsh University, and authorizing the Mayor, through the Board of Control, to enter into an agreement for said grant, and declaring the same to be an emergency.

Mr. Foltz: Chairman Lane, any other comments?

Mr. Lane: Not really...other than the fact that this is not solely for Walsh, it's for the City as well, and it's going to take in the...the area coming out of Washington Square as well, so it - it's much broader in scale, scope, but takes in that area...it - it's a much wider project than just Walsh University, so...

Mr. Foltz: Very good. May I have a motion to adopt the second reading of Ordinance No. 110-06?

Mr. DeOrio moved and Mrs. Hines **seconded to adopt the second reading** of Ordinance No. 110-06. All members present voting.

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

No: 0.

Mr. Foltz: May I have a motion to suspend the rules for Ordinance No. 110-06?

Mr. DeOrio moved and Mrs. Magel seconded to **suspend the rules** for Ordinance No. 110-06. All members present voting.

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

No: 0.

Mr. Foltz: Next, may I have a motion to adopt, under the suspension of the rules for Ordinance No. 110-06?

Mr. DeOrio moved and Mr. Snyder **seconded to adopt, under the suspension of the rules**, Ordinance No. 110-06. All members present voting.

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

No: 0.

Mr. Foltz: I'd like to thank Council for their work on this and the consensus for 7-0 on this grant so, thank you for that.

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NEW BUSINESS:

11. Mr. Foltz: Next may I have a motion to read by title only, the first reading of Ordinance No. 111-06?

Mrs. Magel moved and Mr. DeOrio **seconded to read by title only, the first reading of** Ordinance No. 111-06. All members present voting.

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

No: 0.

Ordinance No. 111-06 – 1st Reading – Finance & Property

An ordinance amending Ordinance No. 145-04, as amended, Income Tax Ordinance of the City of North Canton, specifically Paragraph F, under Section 4, Article III-1, RETURN AND PAYMENT OF TAX, and repealing all legislation inconsistent herewith.

Mr. Foltz: Chairman DeOrio.

Mr. DeOrio: If you...take a look at this, the bolded print is the print that you saw last week on your...packets, of what we were going to change, so they put this in the context of that entire section, so that...didn't want that to surprise anybody. But this is the – the...Ordinance that we need to bring our...income tax filing requirements into compliance with the State...Ohio Revised Code sections. And I would move that we adopt this Ordinance No. 111-06, for its first reading.

Mr. Foltz: Is there a second?

Mrs. Magel: Second.

Mr. DeOrio moved and Mrs. Magel **seconded to adopt the first reading of** Ordinance No. 111-06. All members present voting.

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

No: 0.

12. Mr. Foltz: Next, may I have a motion to read, by title only, the first reading of Ordinance 112-06?

Mr. DeOrio moved and Mr. Snyder **seconded to read by title only, the first reading of** Ordinance No. 112-06. All members present voting.

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

No: 0.

Ordinance No. 112-06 – 1st Reading – Water, Sewer & Rubbish

An ordinance authorizing the 5th Street N.E. Sanitary Sewer Line Extension, located in the undeveloped right of way known as 5th Street N.E. connecting Wise Avenue and Woodside Avenue N.E. to Parcel No. 5608649, 5609183, and 5608646, City of North Canton, Ohio, in accordance with plans and specifications approved by the North Canton City Engineer, and accepting any necessary easements associated with said sanitary sewer extension, and declaring the same to be an emergency.

Mrs. Magel: Jon, did you want to do this one?

Mr. Snyder: No, I – I have no problem. How many...taps is that looking for, just one?

Mrs. Magel: Four.

Mr. Snyder: four. So there's a...

Mrs. Magel: A potential four.

Mr. Snyder: A potential four, so you're talking about...15, 3, \$6,000 in taps.

Mrs. Magel: Well actually

Mr. Snyder: Plus the cost of the extension, right?

Mrs. Magel: He tells me, see, there's three parcel numbers there. Three parcel numbers? But I know he said you could put four lots in, so I don't know if it's three or four, but...

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Mr. Snyder: At least three, so that, so that's...fifteen hundred, it's almost sixteen hundred per tap, so... Course that - most of that goes to the county, but he's paying, he's burying the cost of the extension...the trunk line and the laterals?

Mr. Wise: Yes.

Mrs. Magel: Yes he is, yeah.

Mr. Snyder: That's no problem. I'm fine. Thank you, thank you though.

Mr. Foltz: Make your intentions known there.

Mrs. Magel: Okay...I think I mentioned...before we read this...

Mr. Foltz: We read it.

Mrs. Magel: Oh, did we read it?

Mr. Foltz: Yes.

Mrs. Magel: Before we vote on this...this gentleman had asked for it on emergency and what we had said was, in case there was anybody on Fifth Street who might read this in the paper or have a problem with this, that we would put it on...for a second reading and then the emergency. I'm sure that would be, if anybody recalls that...

Mr. Foltz: So you'd just like to vote this on first reading.

Mrs. Magel: Yeah, I would like this to be first reading and then...2 - 2 weeks from now...have a second reading with the emergency. Please. Committee... inaudible...

Mr. Foltz: Okay, do I have a motion to adopt the first reading of Ordinance No. 112-06?

Mr. Snyder moved and Mrs. Hines **seconded to adopt the first reading** of Ordinance No. 112-06. All members present voting.

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

No: 0

13. Mr. Foltz: Next, I request a motion to include Ordinance No. 113-06 to our council agenda and to waive the Rules of Council requiring a committee report?

Mr. Lane moved and Mr. DeOrio **seconded to amend to the agenda to include** Ordinance No. 113-06 **and to waive the Rules of Council** requiring a committee report. All members present voting:

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

No: 0

Mr. Foltz: Next, may I have a motion to read by title only, first reading of Ordinance No. 113-06?

Mr. DeOrio moved and Mrs. Hines **seconded to read by title only, first reading** of Ordinance No. 113-06. All members present voting:

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

No: 0

Ordinance No. 113-06 - 1st Reading - Water, Sewer & Rubbish

Ordinance No. 113-06 authorizing the Mayor of the City of North Canton to prepare and submit applications to the Ohio Public Works Commission for a no interest loan for the Applegrove Waterline Project; and authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an agreement for said loan, and declaring the same to be an emergency.

Mr. Foltz: Chairperson Magel.

Mrs. Magel: Yes, we discussed this at the 6:30 meeting. And before we put this on an emergency, I would like to ask...Clerk of Council whenever you - Section 3 it says, "that a copy of said Agreement is attached hereto...." Please make sure the Agreement will now say - be adjusted to thirty (30) years. And the amount is 632,500. And I would like that in the ...

Mr. Foltz: Title?

Mrs. Magel: In the title, please. Okay. Other than that...is there any further comments other than what we had at the...public hearing?

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Mrs. Hines: that was 632....

Mr. Foltz: Yes ...inaudible...

Mrs. Kalpac: Randy, do we need to amend that then to include that amount?

Mr. Snyder: Yeah, you – you have to amend that.

Mr. Foltz: Do we have to amend the title then?

Mr. Snyder: The title if you want to include that in the header. When you publish it, it has to be approved. So you have to amend that existing ordinance.

Mrs. Magel: I agree.

Mr. Snyder: Well Mr. President, I move that you amend the title of the ordinance to read, "652,000." Is that correct?

Mrs. Magel: 32.

Mr. Snyder: 32?

Mr. DeOrio: 32

Mr. Foltz: 632,000

Mr. DeOrio: You're trying though, aren't you?

Mrs. Magel: 500.

Mr. Snyder: Well I was looking for that other nuisance money.

Mrs. Magel: Oh, Jon.

Mr. Snyder: No, the 632.

Mr. Foltz: And you wanted a 30 year?

Mr. Snyder: And a 30 year amortization, I believe.

Mr. Lane: 632,500.

Mr. Foltz: Is there a second?

Mrs. Magel: Yea, 632,500.

Mr. Snyder: 500.

Mr. Lane: Second.

Mr. Snyder moved and Mr. Lane seconded to amend Ordinance No. 113-06, to include, "at an amount not to exceed \$632,500, with an amortization of thirty (30) years." All members present voting:

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

No: 0

Mr. Foltz: Any other comments?

Mrs. Magel: Not from the Chairman. Anyone else?

Mr. Foltz: Next...

Mr. Snyder: Now you ... the – Mr. President, I move that you suspend the Rules of Council relative to the ordinance, as amended.

Mr. Foltz: Yes, may I have a motion to adopt the first reading ...

Mr. Snyder: Oh, pardon me. I'm sorry, go ahead

Mr. Foltz: of Ordinance No. 113-06, as amended?

Mr. Snyder moved and Mrs. Magel seconded to adopt the first reading, as amended, of Ordinance No. 113-06. All members present voting:

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

No: 0

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Mr. Foltz: Next, may I have a motion to suspend the rules for Ordinance No. 113-06, as amended?

Mr. DeOrio moved and Mrs. Magel seconded to **suspend the rules, as amended**, for Ordinance No. 113-06. All members present voting:

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

No: 0

Mr. Foltz: Next, may I have a motion to adopt under the suspension of the rules for Ordinance No. 113-06, as previously amended?

Mr. Snyder moved and Mr. DeOrio to **adopt under suspension of the rules, as amended**, Ordinance No. 113-06. All members present voting:

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

No: 0

REPORTS:

Mr. Foltz: Very good. Reports, Director of Law.

Mr. McFarren: I have been getting questions about the status of the Hoover Township...petition to the county commissioners. We're...in a process of putting together a map to...delineate what will become Hoover Township, and when that is prepared we'll file it in this matter we'll proceed.

Mr. Foltz: Okay. Thank you. Finance Director?

Mrs. Herr: No report.

Mr. Foltz: Administrator.

Mr. Wise: On this Friday at 11:00 there's going to be a – a ribbon cutting ceremony on South Main to open up officially the...new South Main Street entrance to the city at Everhard and South Main. If any of the council members are able to attend, we sure hope that you would. It's at 11:00 this Friday. Also this Friday at 4:30...I think you have a memo on that...we're going to take a photo out front here for the recycling news letter...if anybody can make that...that would be great as well.

Mr. Snyder: You know, we need a little file folder photo and you can just plug it in, each time and we don't...inaudible...sprinkle them around

Mr. DeOrio: Well, I for one....

Mrs. Magel: I'm with you Jon, I'm with you.

Mr. Foltz: I knew Pat was next.

Mr. Snyder: I said that for your benefit.

Mr. DeOrio: Yeah, well let me tell you, I – I've tried getting some of these guys in for a photo just to get it on the web page, and I'll...salute the Administrator if he can pull this off.

Mr. Snyder: Maybe we ought to cut the other one...inaudible...

Mrs. Magel: Some people like their picture taken more than others.

Mr. Foltz: Anything else Mr. Wise? Mayor?

Mayor Held: Yes...first off, I – I would like to...thank City Council because of...for the Walsh, the approval of the Walsh project.

Mr. Snyder: thank you.

Mayor Held: I know that you all really diligently considered that project and I'm glad that you did...and – and hopefully we'll be able to get the project approved and address some of the safety issues that they have over at Walsh University. And...and I'd also like to mention too...you have our City Engineer, our Finance Director, our City Administrator, and coming from their shoes, after working in, as a City Administrator, the responsibility that they have is tremendous. It's immense. If you go into E.J.'s office now, he's probably got like fifty slips of phone calls just to...manage over the past week. And, so it's - it's a big responsibility that the City Engineer has, our Finance Director and...and our Administrator. And I even catch myself, sometimes, being a part-time elected official, just throwing another few extra bricks on the

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load...to make sure that these things get done. And of course, they have to prioritize because there's only so much time in the day. When it comes to the information that they send over, we really, as – as all Administrative...department heads and myself, we want to make sure that Council has all the information that they need to make the right decisions. I mean, that's really something that I'm very committed to. And...and again, I do apologize for the amount of information that was given, I am the one who had – who had approved the information to go over. And...and really in my mind, I – I just didn't think a whole lot of it. I thought that...we were going to be approving a grant application that had been presented earlier, by the previous Administration, approved by Council, and I really just didn't think much of it. Certainly, if I had to do it over again, I would have sent more information...sent that over sooner. And so for that, I do apologize. But at the same time, there is no intent, whatsoever, on behalf of the City Engineer or the City Administrator...to keep information or to stifle the flow of communication. Because at any time, all members of Council and...and Member DeOrio and I have talked about this...on a number of occasions, I mean, feel free to call the department heads at any time, because they're always...you know, very cooperative and supportive and keeping in mind that they do have...you know, a lot of work to do throughout the day. But again, I – I do, I want to thank Council, I do appreciate your cooperation in this effort. Thank you.

Mr. Foltz: Okay, thank – thank you for your comments.

Mayor Held: And one last issue, we did have our Cleveland Pops Orchestra that played on the steps of City Hall this week. It was a fantastic event, and we had Susie Hines, who had directed the orchestra...on a particular song and did a great job. And....this was our eighth year to have that event. And we had, I'd estimated probably 3,000 people, it was a little bit smaller this year. Could have been because of the weather and also because of the Ohio State game....but nevertheless, it was – it was a great success, and we will have to consider...historically the Cleveland Pops Orchestra will present a contract to the City, sometime I believe, in November, and....and that's, at the time when we will have to consider whether or not...with the budget that – that that program will be included in the budget. And that's all. Thank you.

REPORTS – COUNCIL:

Mr. Foltz: Okay, thank you. Clerk, no report?

Mrs. Kalpac: No report.

Mr. Foltz: Member Lane?

Mr. Lane: Yes, just a couple of things. And one thing, Mayor and Administrator, what you might want to do, and again, everybody learns from – from errors or – or taking a step back, next year, you know we're going to apply for grants, I mean, that's beyond...we're – we're going to do it. Maybe we can get this done before summer break, give us the two – or three – four weeks we need...

Mayor Held: Right:

Mr. Lane: to look over some of those, that have some questions. Maybe we can schedule it as we did this summer...a – a meeting in between, during that five week period, we could ask some of those questions, that way we wouldn't be under the gun, like we are...

Mayor Held: Right.

Mr. Lane: on this situation. So I'm not faulting ...inaudible...

Mayor Held: No, I understand.

Mr. Lane: I just ...inaudible....might not be a bad idea. Recycling. Are we anywhere closer to getting those blue bins up? Is that part of this? Or is this...

Mayor Held: Yes, well actually what we have coming up this...the program that we have now, the newsletter, we have to communicate to the residents about our leaf recycling program that we've had in years previous. What we'll do, is we'll provide the bags for the leaf recycling. We have to announce to the residents the dates...of which we collect the leaves at curbside and then we will also have to announce the date and the times...which they can pick up their leaf bags, which the City does provide through a grant from the Solid Waste District. We were hoping that in the same newsletter, which is...we plan on putting it together and having it completed by the beginning of next week, in order to get it sent out at the beginning of October so that we have enough time to announce when you can pick up the leaf bags and when the program will be, because we'll start collected the leaves, I believe, like on...October 18th. So, we were hopeful to include the blue recycling bins, because we have sufficient grant money

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that we've received over the years that we have not spent, so what we hope to do is to give each resident that chooses to recycle, two of those knee high size blue bins, recycling bins. And – and that would be at no charge and the purchase would be through the grant, they're about six or seven dollars apiece, and we estimate that...roughly 3,000 out of the fifty-six hundred residents will participate. And...no fifteen hundred, fifteen hundred that would require about 3,000 bins. That's just a rough estimate. We're hoping that as residents acquire the bins, that the participation will go up, because what we have found, is that when you provide a container to put your paper products in and a container to put your commingled recyclables in, that it makes it a little bit easier, so we're hoping participation goes up. But those bins are about \$7 apiece, and that would be about \$21,000, so we will have to have City Council approve an Ordinance and considering the timing...I don't think we'll be able to announce it at the next newsletter unless I can get the...a voice support from Council...we – we could consider putting it in the newsletter, but I guess at this point I'd just feel comfortable addressing it at a – a time after we get the – the Ordinance passed.

Mr. Foltz: Okay, thank you.

Mr. Lane: And then, the only other thing, I – I don't know how many other might have gone but Fieldcrest Montessori School had there Open House yesterday and....it's – it's a wonderful facility and – and prior to them actually building the school itself, they remodeled one of the barns on the Hoover property and it's unbelievable. So if – if you didn't make it yesterday, please take your time and go over there and – and you'll be very – very impressed. And again, a welcome to those people to the community. I think it's going to be a real asset.

Mr. Foltz: Alright, thank you Member Lane. Member Snyder.

Mr. Snyder: Thank you, Mr. President. One thing, Mayor, if I may ask, I notice there is...excessive grant money in fund. I would like, if it - it's possible, a couple weekends in the months of October to place a large...those containers of waste...inaudible...what do they call them...dumpsters, at the, near the Zimber Ditch. It's been brought to my attention just about every fall, that the residents inadvertently, and I will use that word very loosely, inadvertently dump their yard waste into that ditch. That exacerbates obviously to the flow, the free flow of water. If they had some place to put it, and we could maybe announce that in your newsletter, and I realize, and maybe the same at the Nimishillen, I don't know, but...

Mrs. Magel: Yes.

Mr. Snyder: I don't know how costly those are, I'm not expert to that. But if we could place them there on Saturday and Sunday; Friday, Saturday and Sunday, two different weekends or so, and then...dispose of them at our costs, and I'm sure you would know the right people to call for those things.

Mayor Held: Now, you're asking to place a - a dumpster to...

Mr. Snyder: Not a dump, but...

Mayor Held: collect compost...

Mr. Snyder: one of those large...

Mayor Held: yeah, composting...

Mr. Snyder: things that come on the back of a truck.

Mayor Held: Right.

Mr. Snyder: Because people take their yard wastes and just throw it in the Zimber as if it's the local dump, and the - you know, unfortunately that's just human nature, I mean, you, people don't understand they have to pay to haul that away. And that actually...that gets going along there and snags everything going down the ditch, which contributes to the problems that we have. Even though the ditch is not the responsibility, unfortunately of the City, it – it – it is a problem for people that just want to dump them in there.

Mr. Foltz: Member Snyder, you're talking about...limbs or grass or..

Mr. Snyder: Limbs, grass, anything, grass I know we pick up, but limbs and so forth, not – not actual...hard waste.

Mayor Held: Right, leaves

Mr. Snyder: But I'm talking about limbs, or that type of yard waste, trimmed their shrubbery and so forth, they just want to throw that in the...ditch.

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Mayor Held: Right, and....Member Snyder, just for the record, it is illegal to dump...composting or any material in the ditch.

Mr. Snyder: ditch

Mayor Held: waterways, so...

Mr. Snyder: I agree with you, but unfortunately, it's I think a little simple, when you're living on the ditch, just to watch it flow to your neighbor. But then...it's the same people, unfortunately I have to explain why...the stuff's in their basement the next fall. It just has a way of recycling itself back.

Mr. Lane: You still got that dumpster up on Lupe?

Mr. Snyder: No, I think that's gone.

Mr. Lane: That's gone now? I was going to say, we can give out that address.

Mr. Snyder: But we...

Mr. Lane: Then we can haul it away.

Mr. Foltz: Just – just a piggyback to Member Snyder's comments, and – and I wanted to sit down ...

Mr. DeOrio: I agree, I agree.

Mr. Foltz: with director of Solid Waste District also, and revisit my idea of using grass, some way to become eligible to keep that out of landfill in the spring months. I'm not against the...the containers, I think if – if – you looked at studies and it gets more people to recycle, fine. But I think the real meat and potatoes of – of - of the – the dumping into our...

Mayor Held: Landfill.

Mr. Foltz: in our landfills, thank you, is to keep the grass out of there. If there's somehow we can address that, I'm just asking for an April, May, middle of June, maybe we can think about that also, if we can spend any funds on that, I would be very much for that. 'Cause I think there's some serious tonnage there.

Mayor Held: Oh, yes.

Mr. Foltz: Especially in the spring months.

Mr. Snyder: Oh yeah. Is that the – are you able to...well you're able to compost that.

Mayor Held: Sure. Yes.

Mr. Foltz: You can compost it, but just keep it out of landfill. I mean, if we could, if it costs us extra, or we could use grant dollars to do it, I'm all in favor of it, at least – at least those two months of spring where it's the heaviest growth period. ...inaudible... With that, Member DeOrio.

Mr. DeOrio: Yes, just...in applying for the grants, I...echoing what Member Lane has said there, but I would like it to see us budget for applying for grants, so if we can work out some sort of line item where we can put money in, so the Administration knows, you know roughly, it's something, you know, obviously if other opportunities come up, we would address them, but at least we've budgeted most of it.

Mr. Lane: Right.

Mr. DeOrio: And...so I would hope that Julie could help me, you know, put a line item out there for that, for this upcoming budget. Okay.

Mr. Foltz: Alright, thank you. Member Hines?

Mrs. Hines: Well I was at the concert, and it was – it was fabulous. I was surprised by how well it sounded, course I was up front, but the sound system was – was fabulous. It was like being in a concert hall. Now I realize that not everybody enjoys that kind of thing, and it's – it's really hard to meet everybody's needs, everybody has different things that they want, need. I have four kids, believe me, I know that, you know, everyone has something different that they value. But the – what I think most of us on Council realizes is that we're in North Canton and we think that North Canton offers various things for a variety of different wants and needs for

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the people. That's why people want to be in North Canton, is because of the different things like the concert that we have. I happen to know...the person who was help, partly responsible for bringing it to our community as well as Wooster and I think there were five communities that they come to. Or...started to come to. I think it's a fabulous thing that we have, and not everybody wants to spend their money that way...I don't go to the pool, you know, and I don't regret that because if my two – my grandsons were here, we would have been there a lot over the summer with the lovely spray park that Council, so...that, because it's a fabulous thing to have. And unfortunately we can't, you know, have everything that we want, I'd love to have all the roads, you know, streetscaped, personally. And I'd love, you know, I came from a city so we all had sidewalks, and I, you know, I believe that that safer for people to do, but we can't do everything, at least right now. And we just have to – have to do what we think is best, and hopefully, most of the people will – will help us get there.

Mr. Foltz: Well said. Thank you. Member Repace?

Mr. Repace: No report.

Mr. Foltz: Okay, Member Magel?

Mrs. Magel: A - a couple things. When I came in, I had spoke to the Mayor about Orchard and Ninth and that lady called me back, that's why I needed the...

Mayor Held: Okay, thank you.

Mrs. Magel: to tell you. Second of all, I know Jim's not here, but I would ask, just as I had said before, no emergencies, I think that would help just, down the line, communications. Jon, I agree with you, I have people on my side of the creek and it, I know it's illegal but people aren't, you know, I'm not policing and no one else is. And it is causing some back-up on - on the Nimishillen, and it absolutely – I can't – it was a wonderful idea...

Mr. Snyder: Thank you, I appreciate that.

Mrs. Magel: and if we can do it, I – I would support you on that...For the recycling, I ... for lack of bet...better word I snuck attack on...Mayor Held while he was at his other job, and...just surprised him 'cause I had never seen....so we had discussed....a - a lot of the things that you were saying about the blue bins and you know, with if – if, I said I would get with you and – and I will. If there's something you need,

Mayor Held: Thank you.

Mrs. Magel: let's get the information to me and – 'cause I don't know how much money we have...budgeted and what you want, but I'd be more than happy to work with you as I had said.

Mayor Held: I must say, Member Council, I, or Member Magel, I was...surprised when you showed up. I was sitting there in my office and...it's a pretty rural area out there and...we even had our – we had our parking lot that was being paved at the time, so there were no cars in the parking lot and I was the only one in the office and I'm sitting there talking on the phone and I look up and I see Kathy Magel standing in my office. And so, but it was nice to have you down for a visit.

Mrs. Magel: Oh, it was a nice tour, and I learned a lot and you...you know, you gave us directions of to the...dump and...I'm glad I – I stopped in.

Mr. Foltz: Glad you came down and woke him up.

Mrs. Magel: Yeah, it's truthfully, he was not on the phone, he had his feet up, and he was sound asleep snoring.

Mr. Snyder: Is there any truth to the fact that...

Mayor Held: I was resting my eyes.

Mr. Snyder:inaudible...in the air, so people can identify where you're at?

Mayor Held: No, that's a problem.

Mrs. Magel: One – one last thing though, I'd like to say, I also attended the concert and I would recommend...that's a wonderful event, it's certainly, there was well over, there was thousands that attend. It was just all over - over, and...for the four, the family of four of us who are clarinetists I will say that gentleman is talented, so....that – that's an excellent concert and...I'd like to see us continue with that. Thank you.

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON REGULAR Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Monday, September 11, 2006

06

Held _____ 20 _____

Mr. Foltz: Okay, thank you. Just some closing comments, Mayor, appreciate your comments on communication and...hopefully that'll alleviate a lot of problems as far as Council support of issues that are forwarded over by the Administration. And absolutely right, as discussed here tonight, anything we can do to avoid emergencies, on something that maybe isn't, that needs further review, I think it's – it's well said to...present that to us a little earlier. I commend this Council to cross your "t's" and dot their "i's"...and there's nothing wrong with that. And...I'm always looking to have us, more unified in vote, I think that speaks well for our constituents and City over all, so if we get in that comfort level, I appreciate the hard work today, obviously it was a lot of additional meetings as well as the committee chairs are kept...you know, in – in – involved in the process to – to know what's going on...I'm happy that we can apply for these grants and hopefully get them, so...

FINAL CALL FOR NEW BUSINESS:

Mr. Foltz: That said, any other comments to Council or any new business? Okay with that, I look for a motion to adjourn.

ADJOURN:

Mr. DeOrio moved and Mr. Lane seconded to adjourn the meeting. All members present voting:
Yes: Foltz, Hines, Lane, Magel, Repace, Snyder and DeOrio.
No: 0

The meeting adjourned at 8:36 p.m.

Kathleen A. Magel
VICE PRESIDENT OF COUNCIL

ATTEST:

Gail M. Kalpac
CLERK OF COUNCIL