

**NOTICE OF NORTH CANTON CITY COUNCIL MEETING**  
**Monday, February 11, 2019, 7:00 p.m., City Hall**  
**Agenda**

1. Call to Order
2. Opening Prayer
3. Pledge of Allegiance
4. Roll Call
5. Consideration:  
City Council Meeting Minutes: January 14, 2019  
Special City Council Committee of the Whole Meeting Minutes: January 14, 2019  
City Council Meeting Minutes: January 28, 2019  
Financial Report: January 2019
6. Recognition of Visitors
7. Old Business
8. **Ord. No. 2 - 2019 - 2<sup>nd</sup> Reading - Ordinance, Rules and Claims Committee**  
An ordinance amending Chapter 139, Department of Engineering, of the City of North Canton's codified ordinances, specifically, Section 139.03, Division of Permits and Inspection, to describe the restructuring of the Department of Engineering.
9. **Ord. No. 3 - 2019 - 2<sup>nd</sup> Reading - Community and Economic Development Committee**  
An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning to the Main Street District ("MSB"), the parcels abutting Main Street, from the intersection of Orion Street and North Main Street, to the intersection of Everhard Road and South Main Street, as more fully described in Chapters 1121, 1123, 1125, 1127, and 1137 of North Canton's codified ordinances, and excepting those certain parcels, clearly illustrated in the Zoning Districts Map attached hereto and incorporated herein, which are not harmonious with the intent of the MSB.
10. New Business
11. **Ord. 6 - 2019 1<sup>st</sup> Reading - Street and Alley Committee**  
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets and alleys, and declaring the same to be an emergency.
12. **Ord. 7 - 2019 1<sup>st</sup> Reading - Street and Alley Committee**  
An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the Watkins Avenue and Lorrell Avenue Waterline Replacement Project, and declaring the same to be an emergency.

**13. Ord. 8 - 2019 1<sup>st</sup> Reading - Park and Recreation Committee**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids for the Price Park Walking Path Improvements Phase II Project, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the Project, and declaring the same to be an emergency.

**14. Ord. 9 - 2019 1<sup>st</sup> Reading - Finance and Property Committee**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, according to specifications now on file in the Director's office, and authorizing the Mayor, upon Board of Control approval, to enter into an agreement for the purchase of two marked police cruisers from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

**15. Ord. 10 - 2019 1<sup>st</sup> Reading - Finance and Property Committee**

An ordinance authorizing the Mayor of the City of North Canton, through the State of Ohio Procurement Contract Schedule, and upon Board of Control approval, to enter into an agreement for the purchase of a 2019 Kobelco Model 85CS excavator and accessories, at a cost not to exceed \$85,368.35, and declaring the same to be an emergency.

**16. Reports**

Director of Law  
Mayor

Director of Finance  
City Engineer

Director of Administration  
Deputy Director of Administration

**17. Reports - Council**

Doug Foltz	Ward 1	Mark Cerreta	At Large
Daniel Peters	Ward 2	Daryl Revoldt	At Large
Stephanie Werren	Ward 3	Marcia Kiesling	At Large
Dominic Fonte	Ward 4		

**18. Final Call for New Business**

**19. February Meeting Schedule**

Monday, February 18, 2019 - No meeting: Presidents' Day  
Monday, February 25, 2019 - Council meeting

**20. Adjourn**

North Canton City Council  
Ordinance, Rules and Claims Committee

Ordinance No. 2 - 2019

An ordinance amending Chapter 139, Department of Engineering, of the Codified Ordinances of the City of North Canton, specifically, Section 139.03, Division of Permits and Inspection, to describe the restructuring of the Department of Engineering.

WHEREAS, as a result of restructuring the Department of Engineering, and in the interest of gender neutral ordinances, Section 139.03 shall be amended as follows:

The Division of Permits and Inspection shall be under the Superintendent of Permits and Inspection who shall be accountable to the *Director of Administration*. *The Superintendent of Permits and Inspection* shall perform such duties as may be required by the *Director of Administration*, or as may be required or prescribed by resolution or ordinance of Council.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That Chapter 139, Department of Engineering, of the Codified Ordinances of the City of North Canton, be, and is hereby amended, specifically, amending Section 139.03, Division of Permits and Inspection, as described below:

The Division of Permits and Inspection shall be under the Superintendent of Permits and Inspection who shall be accountable to the *Director of Administration*. *The Superintendent of Permits and Inspection* shall perform such duties as may be required by the *Director of Administration*, or as may be required or prescribed by resolution or ordinance of Council.

Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, it shall not affect the validity or enforceability of any other provision of this ordinance.

Section 3. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019

\_\_\_\_\_  
David Held, Mayor

Attest:

Signed: \_\_\_\_\_, 2019

\_\_\_\_\_  
Laura Brown, Director of Finance

North Canton City Council  
Community and Economic Development Committee

Ordinance No. 3 - 2019

An ordinance amending Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, to change the zoning to the Main Street Business District ("MSB"), the parcels abutting Main Street, from the intersection of Orion Street and North Main Street, to the intersection of Everhard Road and South Main Street, as more fully described in Chapters 1121, 1123, 1125, 1127, and 1137 of North Canton's codified ordinances, and excepting those certain parcels not congruent with the intent of the MSB, clearly illustrated in the Zoning Districts Map attached hereto and incorporated herein, which are not harmonious with the intent of the MSB.

WHEREAS, the City wishes to implement the MSB to promote the central portion of Main Street as a core area for retail sales.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

- Section 1. That Ordinance No. 50-03, Zoning Ordinance of the City of North Canton, and corresponding map, be, and the same is hereby amended to change the zoning to the Main Street Business District, the parcels abutting Main Street, from the intersection of Orion Street and North Main Street, to the intersection of Everhard Road and South Main Street, as more fully described in Chapters 1121, 1123, 1125, 1127, and 1137 of North Canton's codified ordinances, and excepting those certain parcels not congruent with the intent of the MSB, as clearly illustrated in the Zoning Districts Map attached hereto and incorporated herein.
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That any legislation and maps contrary to this ordinance are hereby amended or replaced as needed to implement the ordinance.
- Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2019

ATTEST:

\_\_\_\_\_  
Laura Brown, Director of Finance

North Canton City Council  
Street and Alley Committee

Ordinance No. 6 - 2019

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets and alleys, and declaring the same to be an emergency.

WHEREAS, certain City streets and alleys require resurfacing, repaving, replacement, repair, and preventative maintenance; and

WHEREAS, the City desires to advertise, receive bids, and enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets and alleys.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets and alleys.

Section 2. That the Mayor, upon Board of Control approval, be, and is hereby authorized to enter into a contract for the resurfacing, repaving, replacement, repair, and preventative maintenance of certain City streets and alleys.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriations:

210.543.5229 Street Maint. & Repair Dept. Contract Pymts	\$350,000.00
330.546.5229 Paving Curbs/Gutters Contract Pymts	\$100,000.00
651.767.5229 Water Distribution Contract Pymts	\$50,000.00

upon receipt of vouchers duly approved by the proper departmental authority.

- Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely bidding process and to enter into a contract in order for the 2019 Street Resurfacing Program to begin in a timely manner during weather-permitting conditions; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2019

ATTEST:

\_\_\_\_\_  
Laura Brown, Director of Finance

North Canton City Council  
Street and Alley Committee

Ordinance No. 7 - 2019

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the Watkins Avenue and Lorrell Avenue Waterline Replacement Project, and declaring the same to be an emergency.

WHEREAS, Watkins Avenue and Lorrell Avenue require waterline replacements to reliably provide potable water to residents and guests; and

WHEREAS, the City desires to advertise, receive bids, and enter into a contract for replacing waterlines on Watkins Avenue and Lorrell Avenue.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office to advertise, receive bids, and enter into a contract to replace Watkins Avenue and Lorrell Avenue waterlines.

Section 2. That the Mayor, upon Board of Control approval, be, and is hereby authorized to enter into a contract for replacing Watkins Avenue and Lorrell Avenue waterlines.

Section 3. That the Director of Finance, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

651.767.5502 Facilities/Inside Water	\$500,000.00
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upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for a timely bidding and contract process in order for the Watkins Avenue and Lorrell Avenue waterline replacement project to begin in weather-permitting conditions; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2019

ATTEST:

\_\_\_\_\_  
Laura Brown, Director of Finance

North Canton City Council  
Park and Recreation Committee

Ordinance No. 8 - 2019

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids for the Price Park Walking Path Improvements Phase II Project, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the Project, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration, be, and is hereby authorized to advertise and receive bids for the Project according to specifications now on file in the Director's office.

Section 2. That the Mayor, upon Board of Control approval, is authorized to enter into a contract for the Price Park Walking Path Improvements Phase II Project.

Section 3. That the Director of Finance, be, and is hereby authorized to draw funds necessary for the payment of the above-specified contract from the following appropriations:

212.309.5201	General Trust - Stockert	\$48,000.00
330.309.5501	Park Maintenance/Facilities	\$60,000.00

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton, and further necessary for the timely completion of the Price Park Walking Path Improvements Phase II Project during a weather-permitting season so that residents and guests may timely utilize the park's health and recreation benefits; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2019

ATTEST:

\_\_\_\_\_  
Laura Brown, Director of Finance

North Canton City Council  
Finance and Property Committee

Ordinance No. 9 - 2019

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, according to specifications now on file in the Director's office, and authorizing the Mayor, upon Board of Control approval, to enter into an agreement for the purchase of two marked police cruisers from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act, and declaring the same to be an emergency.

WHEREAS, the City must replace two marked police cruisers for the continued health, safety, and peace of its residents and guests; and

WHEREAS, the Ohio Cooperative Purchase Act enables municipalities, such as the City of North Canton, to benefit from economies of scale, expedite its procurement process, and achieve a substantial purchase savings for the purchase of two marked cruisers.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration is authorized to advertise and receive bids, according to specifications now on file in the Director's office, for the purchase of two marked police cruisers from a vendor or, in the alternative, pursuant to the Ohio Cooperative Purchase Act.

Section 2. That the Mayor, upon Board of Control approval, be, and is hereby authorized to enter into an agreement for the purchase of two marked police cruisers at a cost not to exceed \$72,000.00.

Section 3. That the Director of Finance be, and is hereby authorized to draw funds necessary for the payment of the above-specified agreement from the following appropriation:

330	CAPITAL IMPROVEMENT FUND	
330.101.5500	Equipment	\$72,000.00

upon receipt of vouchers duly approved by the proper departmental authority.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton, and further necessary for the timely purchase of two marked police cruisers to ensure continued efficient operations of the Police Department by replacing high-mileage vehicles; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2019

ATTEST:

\_\_\_\_\_  
Laura Brown, Director of Finance

North Canton City Council  
Finance and Property Committee

Ordinance No. 10 - 2019

An ordinance authorizing the Mayor of the City of North Canton, through the State of Ohio Procurement Contract Schedule, and upon Board of Control approval, to enter into an agreement for the purchase of a 2019 Kobelco Model 85CS excavator and accessories, at a cost not to exceed \$85,368.35, and declaring the same to be an emergency.

WHEREAS, the City's Service Department requires an excavator for daily operations to repair and maintain the City's infrastructure; and

WHEREAS, the State of Ohio Procurement Contract Schedule enables municipalities, such as the City of North Canton, to benefit from economies of scale, expedite its procurement process, and achieve a substantial purchase savings for the purchase of excavator and accessories.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Mayor, upon Board of Control approval, be, and is hereby authorized to enter into an agreement for the purchase of a 2019 Kobelco Model 85CS excavator and accessories at a cost not to exceed \$85,368.35.

Section 2. That the Director of Finance be, and is hereby authorized to draw funds necessary for the payment of the above-specified agreement from the following appropriations:

335.543.5500	Street & Maintenance Dept. - Equipment	\$60,368.35
650.767.5500	Water Distribution - Equipment	\$25,000.00

upon receipt of vouchers duly approved by the proper departmental authority.

Section 3. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton, and further necessary for the timely purchase of a 2019 Kobelco Model 85CS excavator for the Service Department's daily operations to repair and maintain the City's infrastructure; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2019

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2019

ATTEST:

\_\_\_\_\_  
Laura Brown, Director of Finance