

CITY OF NORTH CANTON, OHIO

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IN RE:)
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CITY COUNCIL)
MEETING)
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) **TRANSCRIPT OF PROCEEDINGS**
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Transcript of Proceedings, taken before North
Canton City Council, taken by the undersigned, Shannon
Roberts, a Registered Professional Reporter and Notary
Public in and for the State of Ohio, at the offices of
North Canton City Hall, 145 North Main Street, North
Canton, Ohio, on Monday, the 22nd day of April, 2019,
at 7:00 p.m.

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APPEARANCES:

- Daniel J. Peters, President
- Doug Foltz, Vice-President
- Mark R. Cerreta, Member
- Daryl Revoldt, Member
- Marcia Kiesling, Member
- Stephanie Werren, Member
- Dominic Fonte, Member
- Timothy Fox, Director of Law
- Laura E. Brown, Director of Finance
- Patrick DeOrion, Director of Administration
- David J. Held, Mayor
- Robert G. Graham, PE
- Catherine Farina, Deputy Director of Administration

1 MR. PETERS: I'd like to call to order
2 the Council meeting, Monday, April 22, 2019,
3 7:00 p.m.

4 Opening prayer, Reverend Gretarsson.

5 (Whereupon, Reverend Gretarsson lead
6 prayer.)

7 (Whereupon, the Pledge of Allegiance was
8 recited.)

9 MR. PETERS: Okay. For Council's
10 consideration, a motion and a second to
11 approve as presented --

12 MS. BROWN: Mr. President, roll call.

13 MR. PETERS: Oh, I'm sorry. Pardon me.
14 Please call the roll.

15 MS. BROWN: Sure.

16 Peters.

17 MR. PETERS: Here.

18 MS. BROWN: Foltz.

19 MR. FOLTZ: Here.

20 MS. BROWN: Cerreta.

21 MR. CERRETA: Here.

22 MS. BROWN: Revoldt.

23 MR. REVOLDT: Here.

24 MS. BROWN: Kiesling.

25 MS. KIESLING: Here.

1 MS. BROWN: Werren.

2 MS. WERREN: Here.

3 MS. BROWN: And Fonte.

4 MR. FONTE: Here.

5 MS. BROWN: Seven present.

6 MR. PETERS: All right. Thank you very
7 much. Now for your consideration, a motion
8 and a second to approve as presented special
9 committee meeting minutes, April 1, 2019, and
10 financial report, March 2019.

11 MR. FOLTZ: Motion to approve as
12 presented.

13 MR. REVOLDT: Sec --

14 MR. CERRETA: Second.

15 MR. PETERS: All in favor?

16 MR. FOLTZ: Aye.

17 MR. CERRETA: Aye.

18 MR. PETERS: Aye.

19 MR. REVOLDT: Aye.

20 MS. KIESLING: Aye.

21 MS. WERREN: Aye.

22 MR. FONTE: Aye.

23 MR. PETERS: Opposed?

24 (No response.)

25 MR. PETERS: Motion carries.

1 Okay. Next up, we have the new president
2 of the North Canton Jaycees, Mr. Steven
3 Hoffman. Mr. Hoffman, welcome.

4 MR. HOFFMAN: Well, it's a pleasure to be
5 here today. Thank you for this time to come
6 and share a little bit about the Jaycees. I
7 just kind of want to go over what our
8 organization is about, because it has
9 probably been a couple years since our
10 representative has been here.

11 But our mission, as JCI International, is
12 to provide development opportunities that
13 empower young people to create positive
14 change. Our vision is to be the leading
15 global network of young, active citizens.

16 And this is what we believe -- in fact,
17 we actually say this pledge at every single
18 membership meeting that we have. But we
19 believe that faith in God gives meaning and
20 purpose to human life, that the brotherhood
21 of man transcends the sovereignty of nations,
22 that economic justice can best be won by free
23 men through free enterprise, that government
24 should be of laws rather than of men, that
25 Earth's greatest treasure lies in human

1 personality, and that service to humanity is
2 the best work of life.

3 Now, the Jaycees have been in this
4 community for a long time and they have
5 contributed in many significant ways. And
6 I'm happy to say that we are still a strong
7 and healthy chapter. We are the largest
8 non-institutional chapter in the state.

9 We have 37 active members in our
10 organization; 57 percent are male, 43 percent
11 is female. So we are almost 50/50 there.
12 Seventy-three percent of our members are
13 between the ages of 30 and 40 years old, and
14 27 percent of our members are between 20 to
15 29 years old.

16 We meet the third Wednesday of every
17 month here at the North Canton chamber at
18 7:00 p.m. And this year has been pretty
19 unique, because we have invited community
20 leaders, non-profit leaders, Stark Parks, and
21 even the Stark Economic initiative to come
22 and to share to our members about what's
23 going on in our community, to provide that
24 professional development.

25 But, most importantly, I think the

1 Jaycees are pretty pivotal to the community
2 in the events that we do and what we are
3 actually providing for North Canton. On the
4 21st, we had the Martin Luther King Day of
5 service, where we had a clothing drive at the
6 library. On April 20th, just the other day,
7 we had the Easter egg hunt, where we had lots
8 of young kids who came out to get the eggs
9 and see the Easter bunny.

10 On May 25th, we run the Stark County
11 Special Olympics at Hoover High School. In
12 late June, we have safety town. And then
13 June 10th through 15th, we have the fair,
14 which hopefully you all will be at this year.
15 Make sure to bring money for the gambling
16 tent. And we also have the July 4th parade
17 and fireworks.

18 And then, finally, at the end of the
19 year, we are very active in the Community
20 Sing, which we hope will become Christmas
21 Sing again, hopefully, and the tree lighting.
22 And so this is just a little bit. There are
23 also some other activities and events we do,
24 as well. But these are some of the major
25 events that we are able to contribute to in

1 our community.

2 We love the partnership we have with you.
3 We are hoping to make it stronger. There are
4 several challenges that our chapter does
5 face, and we hope that we can work with you
6 in the future to solve them. Thank you.

7 MR. PETERS: Thank you.

8 MR. FOLTZ: Thank you, Mr. Hoffman.

9 MR. REVOLDT: Thank you.

10 MR. CERRETA: Thank you.

11 MR. FONTE: Nice work.

12 MR. PETERS: Okay. At this time, if you
13 wish to address Council, please step forward;
14 state your name and address for the record.

15 MS. KIESLING: Mr. President --

16 MR. PETERS: Yeah.

17 MS. KIESLING: -- we have a conflict --

18 MR. PETERS: Okay.

19 MS. KIESLING: -- and so I think we are
20 going to step out of the room; myself, Mark
21 Cerreta, Dominic --

22 MR. PETERS: Dominic. Okay. Let the
23 record reflect Members Fonte, Kiesling, and
24 Cerreta.

25 (Whereupon, Ms. Kiesling, Mr. Cerreta,

1 and Mr. Fonte leave the room.)

2 MR. PETERS: Rob.

3 MR. PURCELL: Thank you very much. Thank
4 you, City Council, President Jeff Peters,
5 Honorable Mayor Held. Wow, what more can I
6 say --

7 MR. PETERS: Hey, Rob, can you state your
8 name and address for the record.

9 MR. PURCELL: Oh, I'm sorry. Rob
10 Purcell. I'm with Arrowhead Golf Course. My
11 address is 3815 Sue Marie Circle, Uniontown,
12 Ohio 44685.

13 MR. PETERS: Thank you.

14 MR. PURCELL: Wow, what more can I say?
15 The "wow" I'm referring to is the article in
16 The Canton Repository, dated 4/13/19, "Unpaid
17 rent has North Canton looking for change at
18 Arrowhead Golf Club." Line one states that
19 North Canton is looking for a new direction
20 for the club. Reading this made me sick to
21 my stomach, and I didn't know how to feel and
22 my heart sank.

23 I put a lot -- Scott and I both put a lot
24 of our hearts into this for the last ten
25 years. In life, all you have is your

1 character and your word. Scott's and mine
2 were assassinated in this article. It's a
3 shame that one man's agenda can be so harmful
4 to so many people. We have families. We
5 have employees that have families.

6 And a lot of people rely on Scott and
7 myself to be there for them. We employ 25
8 people year round, to 65 people during peak
9 season. Many of these are Hoover students,
10 single mothers, retirees, and North Canton
11 residents who are Arrowhead proud.

12 In 2009, the City of North Canton awarded
13 Scott and I with a contract for the fairways
14 of North Canton. We were two guys with a
15 passion for golf and serving people. We
16 weren't millionaires. And we still aren't.
17 But in ten years, we have brought Arrowhead
18 Golf and Banquet Center to an asset North
19 Canton -- North Canton and something that
20 North Canton residents can be very proud of.

21 Mayor Held at the time said this was
22 going to be a good marriage. Like many
23 marriages, it can be a little rocky. Guess
24 what? We are still here, keeping it
25 together, and wanting to move forward.

1 When we first took over, we repainted and
2 recarpeted the entire clubhouse. It needed
3 it drastically. Then our irrigation system
4 went down, which was not covered by
5 insurance, because it was neglected for so
6 many years. Bam, another \$6,500. In the
7 last two years, we have had to replace the
8 pool heater and the whole filtration system.

9 Because of a poor design, we pay \$322.50
10 a month to have our lift station pumped out
11 to keep sewage from backing up in our
12 basement. Since we -- we have also removed
13 over 85 trees due to the ash borer and white
14 pine blister. We are still maintaining our
15 golf course today with aerification, mowing,
16 and chemicals.

17 In our proposal to the City, we have
18 shown over a million dollars of our money
19 spent on maintenance of a property --
20 property we are only leasing. Hence, the
21 prudence of a triple net lease. Many years
22 ago, we went to the City and said this
23 contract wasn't working. We were told to
24 keep at it and to catch up when we can.

25 We have asked for signage, and we have

1 signs that have been sitting on our tennis
2 courts since June of last year. How many
3 hamburgers would McDonald's sell -- have sold
4 without the golden arches?

5 When the City had water issues by Oakwood
6 school, we worked with them to remedy the
7 situation. When the neighbor -- when a
8 neighbor would call about an issue, we have
9 always rectified any of the problems.

10 I would like to share some numbers with
11 you. Yesterday, we served over 440 people
12 for Easter brunch, and we have Mother's Day
13 almost filled up. I have 500 parties booked
14 for this and for next year. We've sold 75
15 pool memberships. We have 525 league players
16 and 85 golfing members.

17 Scott and I are not looking for a
18 handout. What we would like to do is have
19 the opportunity to move forward with a new
20 contract, one that's fair to both parties.
21 We would work side by side with the City in
22 triaging the need of repairs of the property.

23 We would like to thank Patrick DeOrio and
24 Cathy Farina for establishing a line of
25 communication with Scott and myself with the

1 City that we have never had before. Thank
2 you.

3 I'd also like to state that that
4 number --

5 MR. PETERS: You've got 30 seconds.

6 MR. PURCELL: Okay -- that number was
7 very large on the paper, yet this didn't
8 happen overnight. Basically, this is two
9 payments a year. And in ten years, this is
10 how it got to this number. When we first got
11 to Arrowhead, they listed -- the paper listed
12 it as North Canton's hidden jewel. Through
13 hard -- hard work and perseverance, we are a
14 hidden jewel no more. Thank you very much.

15 MR. PETERS: Thank you, Rob.

16 One minute, Tim.

17 Anyone else want to talk on Arrowhead?

18 (No response.)

19 (Whereupon, Mr. Cerreta, Ms. Kiesling,
20 and Mr. Fonte re-enter the room.)

21 MR. PETERS: Okay. Anyone else wishing
22 to address Council, please step forward;
23 state your name and address.

24 Let the record reflect Members Cerreta,
25 Fonte, and Kiesling have rejoined us.

1 MR. TRIPP: Larry Tripp, 1127 East Maple,
2 North Canton. From early teenage years,
3 through some excellent mentors, and three and
4 a half years in the Army, I was taught never
5 to give up, never stop trying, never stop
6 learning.

7 Mr. Revoldt, thank you for your comments
8 a couple weeks ago on my recent letter to The
9 Repository editor regarding the Finance
10 Director being appointed Council Clerk. I
11 welcome your passion displayed during your
12 statements, but, sir, rest assured, I stand
13 behind my comments 100 percent.

14 Every time I speak from this podium, I'm
15 not trying to impress anyone. I'm not going
16 to sugarcoat my remarks. And I will not play
17 any political games with them. Because of
18 the ultimate sacrifice by hundreds of
19 thousands of men and women, I consider it an
20 honor and a privilege to express my opinion,
21 either written or verbally.

22 Mr. Revoldt, I care less what Jackson or
23 Plain Township do in regards to their
24 government body. My concern is North Canton
25 and the ultimate spending of taxpayer

1 dollars. This Council continues to
2 bastardize the City charter and local
3 government in general.

4 Do you suppose the charter writers
5 visualized the Council Clerk on a water
6 board, a City member of the water board? You
7 talk of hostilities. I sat on a charter
8 review committee and watched the chairman be
9 undercut and undermined by our Law Director
10 and Council Members Kiesling and Werren in
11 regard to mandatory attendance at City
12 Planning Commission meetings. In fact, I
13 recall you speaking or sending a letter
14 stating the need for Council representation
15 at these meetings.

16 You have served as Council President for
17 this City and had an outstanding -- again, an
18 outstanding Council Clerk. Did you feel a
19 need for a watchful eye back then regarding
20 her worth ethics? Why now?

21 Mr. Revoldt, Mrs. Werren, thinking
22 outside the box, a very common and overused
23 phrase when one is backed into a corner,
24 which this Council was and still is and does
25 something to cover up other problems. Yes,

1 cover up other problems. And what cover-ups
2 do we have? They range from many things,
3 many things.

4 Mayor Held, we absolutely need an audit
5 within the legislative branch of North Canton
6 government. What have you got to hide or
7 fear? By not acting, you certainly create a
8 shadow of doubt, fear, and ill-faded action
9 within this branch by not acting.

10 I am very much of the opinion that this
11 City government, back some five and a half,
12 six years ago, with City leaders' approval,
13 embarked on their journey for a Law
14 Director-City Council form of government.
15 This venture has cost the City in the
16 neighborhood of \$1,500,000. However, it has
17 failed and failed badly. What does this City
18 have to show for five years of turmoil? Not
19 much. Negatives would far outweigh any
20 positives.

21 If seeking the truth and a quest for
22 better government is hostile, I suggest this
23 legislative branch, once again, take a hard
24 look at themselves. Many cities -- citizens
25 voice their concerns only after action or

1 lack of action by Council and/or remarks by
2 Council members or opinions by a supposedly
3 professional member of your legislative
4 branch.

5 It all boils down to this: The City is
6 not about government anymore. It's about
7 protecting some people, destroying others,
8 and shoving a cover-up agenda down the
9 collective throats of North Canton residents.

10 Is anybody surprised by recent events
11 surrounding this City? Absolutely not.
12 North Canton residents, this could just be
13 the tip of the iceberg. You simply cannot
14 run a govern -- a City with arrogance, lack
15 of leadership, and work ethics of this City
16 government.

17 MR. FONTE: Thank you.

18 MR. PETERS: Thank you, Larry.

19 Okay. Anyone else?

20 Chuck.

21 MR. OSBORNE: Chuck Osborne, 307 Fairview
22 Street, Southeast, North Canton, Ohio. For
23 many years, it has been well known that R&S
24 Golf Properties has sought unsuccessfully to
25 comply with the terms of their lease with the

1 City of North Canton. Rumors to this effect
2 escalated to a fever pitch earlier this year.

3 On March 19th, 2019, I made a public
4 records request for Arrowhead records
5 beginning from January 1st, 2017 to the
6 present. The request was sent to City
7 Administrator DeOrio, Finance Director Brown,
8 and Law Director Fox. A response two days
9 later from Mr. Fox, looking much like a brief
10 filed with the Supreme Court, denied my
11 request as ambiguous and overbroad, but
12 included three attachments, totalling 76
13 pages. Of those pages, only six pages were
14 appropriate to my request. The remaining did
15 not pertain to Arrowhead. The six pages were
16 e-mails from representatives of Billy Casper
17 Golf.

18 Fearful that Law Director Tim Fox would
19 be less than diligent in complying with my
20 records request, I made a second request,
21 also addressed to Mr. DeOrio and Ms. Brown on
22 April 7th. Three weeks, and I still had not
23 received the requested records. This second
24 request was denied April 10, 2019.

25 Late Thursday evening, April 11th,

1 specific information came to me about actions
2 City officials were taking with regard to
3 Arrowhead. I learned that City Administrator
4 DeOrio had entered into an agreement with
5 Environmental Design Group on December 21st,
6 2018, assessing the cost to renovate
7 Arrowhead at \$3.2 million. That night, I
8 made a third public records request.

9 Late that afternoon, April 12th, I called
10 Jessica Holbrook of The Repository to give
11 her a scoop on a story that needed to be
12 told. Mrs. Holbrook, who spoke to City
13 Administrator Pat DeOrio, had the public
14 records within minutes of asking, and had a
15 story which she was able to post online by
16 7:30 p.m.

17 The Online Repository story included the
18 complete 82-page infrastructure assessment of
19 the Arrowhead property by Environmental
20 Design Group, as well as the request for
21 proposals that the City had been sending out
22 to prospective bidders for days.

23 On April 15th, 2019, Law Director Fox
24 concurs in a response to my third request,
25 stating -- and I quote -- indeed, you have

1 made three recent requests for records
2 regarding Arrowhead Golf Course. And he
3 continues with his denials.

4 Interestingly, Mr. Fox states, regarding
5 your second request for viewing records
6 dating back to circa 2003, those records
7 should be available for, sic, by Wednesday.
8 I'm out of the office tomorrow. Otherwise,
9 I'd have to -- the task of examining each
10 record contained in the two full bankers
11 boxes completed tomorrow.

12 Yes, Mr. Fox, this is indeed interesting.
13 My first and third public records request
14 asks for records beginning with January 1st,
15 2017, and I have never referenced the year
16 2003. The first attachment of your six
17 e-mails sent to me on the -- April 15th was
18 the only attachment that was appropriate to
19 my records request.

20 I cannot say that about the remaining ten
21 attachments and the five e-mails that
22 followed. It is unbelievable, Mr. Fox, that
23 you would waste your time reviewing and
24 scanning documents that have little or no
25 value.

1 The ten attachments contained 727 pages
2 of general business receipts of R&S Golf
3 Properties for the years 2011 through 2016.
4 Mr. Fox, these records were not responsive to
5 my records request. Your time reviewing
6 these records, and any City employee you
7 tasked with scanning these records, was a
8 waste of public tax dollars.

9 Denying, delaying, and undermining Ohio
10 sunshine laws for citizens requesting public
11 records are not sane, logical actions that
12 one in your position should use for ulterior
13 motives. You are abusing the power you wield
14 for your own personal aggrandizement.

15 I think this Council body, and you, Mayor
16 Held, should end the games and harassment
17 that this Law Director continually exhibits
18 toward me, and possibly any other citizen he
19 chooses to target. Thank you.

20 MR. PETERS: Thank you, Chuck.

21 (Whereupon, Ms. Kiesling, Mr. Cerreta,
22 and Mr. Fonte re-enter the room.)

23 MR. PETERS: Let the record reflect that
24 Members Kiesling, Fonte, and Cerreta stepped
25 out, and they are now returning.

1 Okay. Anyone else wishing to address
2 Council, please step forward; state your name
3 and address for the record, please.

4 (No response.)

5 MR. PETERS: Okay. Seeing none, we will
6 move on to old business. Okay? May I have a
7 motion and a second to read by title only
8 third reading Ordinance Number 25-19?

9 MR. REVOLDT: So moved.

10 MS. KIESLING: Second.

11 MR. PETERS: All in favor?

12 MR. FOLTZ: Aye.

13 MR. CERRETA: Aye.

14 MR. PETERS: Aye.

15 MR. REVOLDT: Aye.

16 MS. KIESLING: Aye.

17 MS. WERREN: Aye.

18 MR. FONTE: Aye.

19 MR. PETERS: Opposed?

20 (No response.)

21 MR. PETERS: Motion carries.

22 Tim.

23 MR. FOX: An ordinance authorizing the
24 City of North Canton to adopt a general fund
25 balance policy.

1 MR. PETERS: Thank you.

2 Chairwoman Werren.

3 MS. WERREN: So this is its third
4 reading, and we talked about it --

5 MR. FONTE: Third or second?

6 MS. WERREN: Third.

7 MR. PETERS: Third.

8 MS. WERREN: -- a number of times. Any
9 other questions or concerns? If not, I move
10 to adopt.

11 MR. FOLTZ: Second.

12 MR. PETERS: All in favor?

13 MR. FOLTZ: Aye.

14 MR. CERRETA: Aye.

15 MR. PETERS: Aye.

16 MR. REVOLDT: Aye.

17 MS. KIESLING: Aye.

18 MS. WERREN: Aye.

19 MR. FONTE: Aye.

20 MR. PETERS: Opposed?

21 (No response.)

22 MR. PETERS: Motion carries. Unanimous.
23 Thank you. May I have a motion and a second
24 to read by title only second reading
25 Ordinance Number 28-19?

1 MR. FOLTZ: So moved.

2 MR. REVOLDT: Second.

3 MR. PETERS: All in favor?

4 MR. FOLTZ: Aye.

5 MR. CERRETA: Aye.

6 MR. PETERS: Aye.

7 MR. REVOLDT: Aye.

8 MS. KIESLING: Aye.

9 MS. WERREN: Aye.

10 MR. FONTE: Aye.

11 So do we want to discuss this at all?

12 MS. WERREN: Got to read it first.

13 MR. PETERS: Got to read it first.

14 Okay. Opposed?

15 (No response.)

16 MR. PETERS: Motion carries. Unanimous.

17 Tim.

18 MR. FOX: An ordinance authorizing the
19 Mayor of North -- of the City of North
20 Canton, upon Board of Control approval, to
21 enter into a project development agreement
22 with Johnson Controls, Incorporated to
23 develop facility improvement measures, a copy
24 of which is attached hereto and incorporated
25 herein, and declaring the same to be an

1 emergency.

2 MR. PETERS: Chairwoman Werren.

3 MS. WERREN: So we have talked about
4 this. And Laura sent all this information
5 last week. Daryl, you had asked for some
6 different agreements that we then sent out
7 after two weeks -- two meetings ago.

8 I guess, in talking to Laura today, you
9 know, a lot of the projects they outlined
10 were ones that needed to be done. Is Johnson
11 Control the right person, the perfect person?
12 I don't know. I can't -- I can't decide that
13 either from the recommendations that we
14 followed up with.

15 When you pulled a couple out of -- you
16 know, how many have they done? We don't
17 know. Some were really positive. Some
18 weren't. Some got the answers that they
19 wanted, or the benefits, and some didn't. I
20 don't know.

21 I think, Mark, you had some questions
22 about it. And what were you thinking?

23 MR. CERRETA: Well, on the same level
24 there, I think I just want some more
25 information about what exactly it's going to

1 do. We are basically paying these guys to
2 set up what we want to do --

3 MS. WERREN: Yeah --

4 MR. CERRETA: -- if I'm not mistaken.

5 MS. WERREN: -- they are like the
6 operator.

7 MR. CERRETA: I want to see what the --
8 more the extent of that is. We are talking
9 about streetlights. We are talking about
10 the -- I believe the --

11 MS. WERREN: They'd be more the project
12 manager.

13 MR. CERRETA: -- generator or the heater,
14 some of the other things.

15 MR. FONTE: Boiler.

16 MS. KIESLING: Sludge.

17 MS. WERREN: Sludge.

18 MR. CERRETA: What's that?

19 MS. KIESLING: The sludge.

20 MR. CERRETA: And the sludge thing is a
21 big one. So what would it be for us to do it
22 on our own? I mean, we're -- are we just
23 taking another consultant easy way out, or
24 should we look into, you know, what would it
25 be for us to go about doing that? If it

1 isn't, well, I haven't been informed about
2 that.

3 So I'd like to know, and I believe other
4 people here, also, would say, what is the
5 other side of the thing that we should look
6 at. The sludge is kind of a new thing, where
7 it sounds like that will be compressed and we
8 will sell it. So we will make some money out
9 of that, it sounds like.

10 MR. FONTE: Let --

11 MS. KIESLING: May I go?

12 MR. CERRETA: Yes, please.

13 MS. KIESLING: But the sludge is
14 nothing -- we have been dealing with sludge
15 for --

16 MR. REVOLDT: This is --

17 MS. BROWN: Yes.

18 MR. REVOLDT: This is pressed.

19 MS. KIESLING: So this is sludge pressed.
20 So this is something different than --

21 MR. REVOLDT: Yes.

22 MS. BROWN: Right. We have two sludge
23 things we have talked about recently --

24 MS. KIESLING: Right.

25 MS. BROWN: -- so I can see why there

1 could be some confusion.

2 MS. KIESLING: So this is something new
3 that --

4 MS. BROWN: This is a process to not have
5 to haul the sludge away in the same way that
6 we do now.

7 MS. KIESLING: I know, Pat, you spoke
8 about this --

9 MR. DEORIO: Yeah.

10 MS. KIESLING: -- and you understand it
11 like you should.

12 MR. DEORIO: Well, we spend a couple
13 hundred thousand dollars a year --

14 MS. KIESLING: Right.

15 MR. DEORIO: -- to haul the sludge. Is
16 there a better way to do it? The technology
17 exists today that there is; you can press it,
18 compress the water out of it, haul away the
19 dried material, sell the dried material.
20 It's much more easy to transport. And we
21 believe that that process will save us a
22 substantial amount of money.

23 Now, could we go out and find somebody to
24 build that sludge press and go that route?
25 Yeah, we could. Would it save us money?

1 Yeah, we think. But what -- what about if
2 it -- what about if it didn't?

3 So you -- the purpose of Johnson Controls
4 here is to bring professionals in who can
5 establish that, based on their engineering,
6 yes, you would be able to generate this kind
7 of savings, and we stand behind it. If, for
8 whatever reason, you didn't get those savings
9 to materialize, we would write you a check
10 for the difference. There isn't anybody else
11 that's going to do that.

12 So, yes, you can go another way, and you
13 can get somebody else to do it, and it's
14 going to cost the same either way. Somebody
15 is going to have to come in and engineer it.
16 This, I thought -- you know, we thought was a
17 more attractive option to the City, because
18 it takes away some of the risk if -- what if
19 you are wrong.

20 MS. WERREN: And give us a way to finance
21 it.

22 MR. DEORIO: And give us a way to finance
23 it.

24 MR. CERRETA: Well, a couple things,
25 though. I mean, you were given a

1 presentation on this, right, on all this for
2 Johnson Controls and everything? All right.
3 We haven't. And we are over here spinning
4 our heads about how this thing is going to
5 work. So someone hasn't given us enough
6 information for us to say, okay, this sounds
7 really, really -- you know, I'm really
8 confident, like you are.

9 So maybe we need a better presentation on
10 it. Because we are the ones that were here
11 asking each other questions, what do you
12 think about that. So we are not fully
13 on-board.

14 MS. KIESLING: I guess -- let me speak.
15 You guys -- you did give a presentation -- I
16 mean, you gave us the information in a
17 document, and they spoke and could have
18 answered our questions. But, you know, we
19 are lay people. I'm a nurse practitioner, so
20 asking the right questions doesn't always pop
21 into my head while they are here.

22 And now I'm looking through this
23 information, and I'm trying to understand why
24 we started down this road. Was it because of
25 the -- like, what made us think, hey, let's

1 consult Johnson Controls? And did it just
2 start with the sludge press and then it
3 escalated into the lights and the -- well,
4 then the generator happened, because of the
5 generator issue -- and the boiler?

6 I mean, did it all -- did we all think
7 they were going to help us with all of these
8 projects from day one, or was it the
9 generator happened and then all this -- how
10 did we begin?

11 MS. BROWN: Can I go back to Mark's
12 question for one second about a presentation?
13 They actually called us on Friday. City Hall
14 was closed. And I returned their call this
15 morning, Johnson Controls'.

16 They offered to come in this evening and
17 answer any more questions or give any more
18 information. But since I sent out the
19 information that I did last week, I hadn't
20 received any questions from any Council
21 members. So at the point this morning, when
22 I returned their call, I said --

23 MS. KIESLING: Right.

24 MS. BROWN: -- no, I haven't gotten
25 anything. I told her, though, after tonight,

1 if there were more questions, I would call
2 her back and ask them to come back on third
3 reading or at some point in time that you
4 guys would like. But I didn't know that was
5 a need at this point, or a desire.

6 MR. FONTE: Laura --

7 MS. KIESLING: I can understand.

8 MR. DEORIO: Before you go, I want to
9 answer Member Kiesling's question, how it all
10 began. Well, it all began, you know, a year
11 ago with, you know, being tasked with looking
12 at all these different things. One of these
13 items was on what I refer to as my Cerreta
14 list of things, that, you know, we have been
15 trying to get after for a while. And that
16 had to do with the street lighting.

17 MS. KIESLING: Okay.

18 MR. DEORIO: And so this -- Johnson
19 Controls is the third company that I had
20 brought in to talk about lighting, street
21 lighting. But then in each one of those,
22 they brought it out to, well, do you want us
23 to take a look around while we are here; do
24 you want us to talk about some other lighting
25 needs and some other needs that you have in

1 other facilities that you operate? Yes, I
2 would.

3 So, you know, the department heads and
4 administrative staff, we spent, you know,
5 countless number of meetings showing
6 representatives around from all three of
7 these places to put them in a position where
8 they could make a pitch as to what they could
9 do.

10 And, you know, it's no secret, we have
11 difficulties with replacing the streetlights
12 as they go out. A lot of them are still the
13 sodium -- they are not the -- not the LEDs.
14 And we have a department of exactly two
15 people who perform other duties in the water
16 treatment plant.

17 So I was looking for a way that we could
18 address this, get it done, get it converted
19 to LED, because I look at the -- with Laura,
20 she shares with me the cost that we pay for
21 traffic lights in the City. And there has
22 got to be a better way to get that cost down.
23 It's just too much money; money that could be
24 used on other things.

25 So that led to, you know, Johnson

1 Controls coming in; hey, they can analyze
2 that. And while they were in, they did, I
3 felt, a more thorough job in bringing up some
4 other things that the other two didn't
5 identify. And with that, then that led to,
6 okay, well -- where we are, you know, today;
7 that there were a number of presentations.

8 They spent time at the water treatment
9 plant, the sludge lagoons, the big ticket
10 item. We have a sludge lagoon contract that
11 we are going to have to do something with
12 later this year. And this is not an
13 inexpensive proposition for the City.

14 So if we have a way that -- between
15 traffic lights and the sludge lagoon, that we
16 can drop and save, you know, a couple hundred
17 thousand dollars, and we can get the
18 financing that they can help us with, and
19 they can guarantee the savings, that seemed
20 to be a pretty sensible risk management
21 model.

22 MR. FONTE: I have got a question. So,
23 actually, I have been confused by this a
24 little bit myself, because, like what Marcia
25 said, you know, these questions come later.

1 And I think I sent you an e-mail this
2 morning, Laura; just I wanted to talk to you
3 about it. Because I was a little confused
4 about the cost, because it said in several
5 places, "net neutral." So you spend a
6 dollar, save a dollar. So to the City, it
7 didn't feel like we really benefited, other
8 than we save resources, you know, across the
9 country, you know, with our go green theory,
10 which is a good idea.

11 So here is the question: So it looked
12 like with the street lighting, and even
13 though the lagoon thing is going to be the
14 more expensive part, it looked like we were
15 doing a 3.8 percent, 30-year -- or 30 -- 3.2
16 mill, amortized over 20 years, to kind of get
17 this break even point. And if you get 30
18 years, then, of course, you benefit ten
19 years.

20 So that was what I was thinking about is
21 I'd like to see cost plus. So I like --
22 personally, me, I like to see the savings.
23 Even though I know they are on the
24 conservative side of what they are going to
25 save us, it would be nice to see us net 5

1 percent above, instead of just cost neutral.
2 Which I know they are being conservative,
3 because they are on the hook to pay the
4 shortfall.

5 But the question is: How long -- so the
6 \$96,000 we pay them, is that strictly for the
7 blueprint, the plan on how to address all of
8 these concerns we have? And then once that's
9 handled, then we have the blueprint; we can
10 hire our own contractors? Or do they manage
11 the whole process for the next 15 years? Are
12 we hooked into them for 15 years?

13 I know they -- I read -- it says -- there
14 is, like, some language in the contract --
15 I'd have to talk to Tim about it, because I'm
16 not the expert in the legalese, but it looked
17 to me like, you know, the -- the goal is
18 they'd be our service provider for long-term.
19 So I didn't know if that was true. So my
20 opinion was -- I said, well, maybe we should
21 just table it and let's have these guys come
22 in. Let's talk about it. Because we'll have
23 all our questions ready for them, and then we
24 can make an informed decision. Because, like
25 I said --

1 MS. WERREN: They may have some of the
2 answers.

3 MR. FONTE: That's right. And so Pat
4 probably knows -- and, Laura, that's what I
5 was going to talk to you about today. But
6 here we are on the floor, you know.

7 MR. DEORIO: Well, to address your net
8 neutral question or assertion, you can
9 certainly go separately, but you will have no
10 net neutral. You will not know where you
11 will be, because nobody else can guarantee
12 the net neutral position. They are saying
13 that if they are short on their estimates on
14 what we are going to save, that they will
15 back -- that will back -- backfill that
16 shortage. So that gets you your neutral.

17 The amount of money we are paying to
18 American Electric Power won't be paid to
19 American Electric Power. It's going to be
20 paid to get these projects to -- finance this
21 bond that's going to finance -- that's going
22 to put these projects into place. You are
23 not going to escape that if we do these
24 projects. It's just who is going to do it.
25 You are going to have to pay for engineering

1 one way or the other.

2 MR. FONTE: But, I mean, can we just do
3 the engineering, get the blueprint, and then
4 we have the blueprint?

5 MR. DEORIO: You still are going to bid
6 it out.

7 MR. FONTE: Right.

8 MR. DEORIO: It's going to get bid out.

9 MR. FONTE: So do we pay Johnson Controls
10 more than the \$96,000 to do this program for
11 us? Or is it a percentage of the savings, or
12 what is it exactly?

13 MS. BROWN: No. You are paying them the
14 \$96,000 to engineer the project, get the bid
15 specs ready, bid it out.

16 MR. FONTE: And that's it?

17 MS. BROWN: And manage the construction
18 process.

19 MR. FONTE: That's it? No more
20 commitment after that?

21 MS. BROWN: They monitor the savings over
22 time, over the length of the financing. So
23 let's say ten years from now the savings that
24 they predicted are not coming true, but we
25 still have that debt payment in place,

1 because we financed these improvements, then
2 that's where Patrick is saying that that
3 guarantee would kick in, and they would, you
4 know, fill in the difference.

5 MR. FONTE: So --

6 MS. BROWN: So you have to keep them
7 around to monitor it. But --

8 MR. FONTE: How much does --

9 MS. BROWN: -- it's my understanding --

10 MR. FONTE: -- that cost to keep them --

11 MS. BROWN: -- the upfront cost --

12 THE REPORTER: Wait. Wait.

13 MR. DEORIO: It doesn't cost them
14 anything to keep them around.

15 MR. FONTE: Nothing?

16 MR. DEORIO: It's a monitoring issue,
17 where if they are going to be held to a
18 contract in which they have to guarantee the
19 difference between what we are supposed to
20 save and what we actually save, they want to
21 see, you know, the utility bills to make sure
22 that they are not being hoodwinked by the
23 City.

24 MR. FONTE: Are you guys clear on all
25 that?

1 MS. KIESLING: Yeah.

2 MR. PETERS: Uh-huh.

3 MR. FONTE: So it's not an ongoing
4 contract with them is what you're saying?

5 MS. WERREN: Yeah.

6 MS. KIESLING: Yeah.

7 MR. FONTE: 96K. See, I wasn't crystal
8 clear on that.

9 MS. BROWN: But if you guys would like to
10 have them come back in, that's certainly
11 something we can do.

12 MR. CERRETA: But we are --

13 MS. BROWN: We can have them at the next
14 meeting.

15 MR. CERRETA: -- on the floor here to
16 vote on it again, and we have all these
17 questions, which should be usually taken care
18 of during a discussion meeting. So I suggest
19 we table it and move it to the next --

20 MS. KIESLING: Yeah, but Laura is
21 right --

22 MR. CERRETA: -- and put it on --

23 THE REPORTER: Wait. Guys, one at a
24 time.

25 MR. PETERS: Yeah.

1 MR. CERRETA: Daryl, you were going to
2 say something?

3 MR. REVOLDT: I was just going to add,
4 you know, I think the administration, the
5 easiest thing to do is to write a check
6 annually for the lights and bid out lime
7 recovery. I think what we have got here is a
8 rare opportunity to -- particularly on lime
9 treatment, to turn a corner.

10 I told Patrick I had an opportunity to do
11 a little Internet research. There are two --
12 two of these lime presses over in Massillon.
13 This is fairly sophisticated, large
14 technology. But it could revolutionize
15 and -- our water treatment and actually save
16 us -- save us money.

17 So if -- let's get the group back. Let's
18 get them back up here. Let's see if we have
19 any more questions. But I think the
20 administration is -- is to be thanked for
21 looking for a way to save us money and
22 perhaps generate some revenue on the lime
23 side.

24 You know, again, and I think one of the
25 things that we -- we have seen over the last

1 year and a half is that we do need technical
2 assistance.

3 MS. WERREN: Experts.

4 MR. REVOLDT: Experts.

5 MS. WERREN: Yeah.

6 MR. REVOLDT: Things are far more
7 complicated than the days when Doug and I
8 were first on Council and all we argued about
9 was the grade of the asphalt.

10 MR. FONTE: So are we all clear on what
11 we just talked about? Do we feel good
12 about voting forward?

13 MR. PETERS: Well, there is an emergency
14 clause in this, but we thought -- we were
15 going to do three readings, weren't we?

16 MS. WERREN: Yeah.

17 MR. PETERS: Yeah.

18 MR. REVOLDT: Just table it.

19 MR. PETERS: We're going to do three
20 readings. So, Pat, is there --

21 MS. WERREN: I want to make sure that we
22 truly have questions. Because like Laura
23 said, she did get this out. I called her
24 this morning -- or this afternoon, and we did
25 talk about it.

1 I've seen other projects that Johnson
2 Control has done. I think they are committed
3 to our area, which is a big thing. I mean,
4 they are not going anywhere. There is a
5 village named after them. They are working
6 in Louisville. They are in North Canton. So
7 I just want to make sure that if they come
8 back up here, that we really do have
9 questions.

10 MS. BROWN: Can I make a suggestion?

11 MS. WERREN: Yeah.

12 MS. BROWN: If you'd like to have them
13 come back, we can have them come back next
14 week during the committee meeting --

15 MR. REVOLDT: Sure.

16 MS. BROWN: -- so you have time to ask
17 your questions --

18 MR. FONTE: That would be good.

19 MR. REVOLDT: That's perfect.

20 MR. CERRETA: That's the way it should
21 go.

22 MS. BROWN: -- and then you'd have the
23 opportunity to have third reading at the
24 following Council meeting. Because tonight
25 is only second reading.

1 MS. WERREN: Right. She has been here
2 three different times, so it isn't something
3 they aren't trying to come to.

4 MR. PETERS: It would be two weeks from
5 now. We don't have a meeting next week.

6 MS. WERREN: Right.

7 MR. CERRETA: It would be the meeting on
8 the 29th.

9 MS. BROWN: It's the 29th.

10 MS. KIESLING: We are not meeting the
11 6th.

12 MR. PETERS: That's right. Yeah. The
13 29th, not the 6th. Correct. Thank you.

14 MR. FOLTZ: The committee meeting is the
15 29th.

16 MR. PETERS: On the 29th.

17 MR. FOLTZ: The next Council meeting is
18 the 13th, the third reading.

19 MS. WERREN: So can we still do the
20 reading tonight?

21 MR. REVOLDT: Just give it a second
22 reading tonight. And then you'll adopt -- at
23 the next one, we'll adopt it, third, with an
24 emergency clause.

25 MR. CERRETA: That sounds good.

1 MR. PETERS: Doug?

2 MR. FOLTZ: Yeah, I agree; let's pass the
3 second reading. I had questions, too. I
4 talked to Pat, and sometimes it has to -- you
5 have to talk about it a few times to let it
6 sink it. And that's a fair -- that's a fair
7 assessment of this. The bottom line is, from
8 what I know -- Pat can correct me -- but we
9 are out \$96,000 and change. That's it.
10 There is no additional monitoring fee we are
11 paying yearly.

12 MR. REVOLDT: I saw that.

13 MR. FOLTZ: They are going to show us the
14 savings; if not, there is some type of recoup
15 situation with the contract. But, here
16 again, let's let them come up and let's ask
17 those questions pointedly, so we all in a
18 full understanding of this. It's very
19 important.

20 MR. HELD: If I could make a comment --

21 MR. PETERS: Hold on one second, Dave.
22 To Council, if we are going to have them here
23 next week, at least let's formulate some
24 questions, maybe get them to Pat and Laura,
25 that way they have the questions ahead of

1 time, where they can do whatever they need to
2 do. So we are not just throwing something at
3 them and saying, hey, we'll get back to you
4 on this. Let's get them all answered next
5 week.

6 MS. WERREN: Because this has been six
7 weeks now.

8 MR. PETERS: Yeah, I know.

9 MR. HELD: You know, so when you look at
10 this, you know, obviously, the
11 administration, what Patrick and Laura are
12 trying to do is to get the technical
13 assistance that we need for the sludge press,
14 for the utilities, and -- and there is a cost
15 associated with that. And one of the things
16 that we try to keep a balance on is we want
17 to get things done, we want to keep it
18 moving, but then at the same time, we don't
19 want to make bad decisions.

20 And the one thing that I've learned over
21 time is that if there is not agreement or
22 there is a lack of understanding, then it's
23 pretty clear that administratively, we
24 haven't done our job in communicating, you
25 know, that message.

1 It could be for a variety of reasons. It
2 could be because, you know, Patrick is a
3 pretty technical guy. He can grasp things.
4 But if it's not to the point where everybody
5 can understand it and communicate it to the
6 public, then we have got more work to do.

7 And as far as, well, it has been six
8 weeks, Stephanie, as you had mentioned,
9 that's a good point; we want to get things
10 done. But we -- certainly, everybody wants
11 to get it done right.

12 MS. WERREN: Oh, I agree. I just
13 think -- Laura passed it out. If people have
14 questions, then get them to her.

15 MR. HELD: Sure.

16 MS. WERREN: People are thinking about
17 it. Laura, Pat, and you all are there. We
18 can call you any time.

19 MR. HELD: That's right.

20 MS. WERREN: So to come up here, I think,
21 and act like, well, we haven't been told, or
22 this and that --

23 MR. HELD: No.

24 MS. WERREN: -- I think, is irresponsible
25 a little bit on our part.

1 MR. HELD: No. And I think, again --

2 MS. WERREN: We can be proactive, as
3 well.

4 MR. HELD: Sure. And it's not like it's
5 the number one thing that's on the top of
6 your list. We have a lot of other issues
7 that are coming -- you know, that are coming
8 about.

9 MS. WERREN: It's a good one.

10 MR. HELD: And this is important. But if
11 it's -- you folks are not clear on something,
12 then that is definitely an issue. And that
13 just means we have got to do more work in
14 understanding what's taking place, what are
15 our options.

16 You know, I know -- because I've had
17 questions, like is this the only company we
18 could have went to. And the answer is no.
19 Why did we go to this company? Well, we have
20 got to be able to reasonably justify that.
21 What are the other options? Can you go to
22 the power companies? Can the power companies
23 do that? Could we go exclusively to a
24 company that just deals with sludge presses?
25 Those are all really good questions that I

1 was not able to easily articulate.

2 And as Councilman Revoldt mentioned, you
3 know, you have to have technical assistance.
4 Just like when we went through the IT. We
5 identified one company that did a great job,
6 that brought everything together, and really
7 pulled the City out of a jam as far as our
8 upgrades. But then, as Laura had mentioned,
9 she wanted to make sure and follow the
10 process and look into the other companies
11 that could provide service. And then in the
12 end, we ended up going with a different
13 company. And we even had another company
14 help us to assess that IT.

15 So I was getting a little nervous at the
16 time. But it was a very good suggestion that
17 the Administrator and -- well, it was
18 prompted through our Finance Director. And
19 Patrick is trying to keep the balance of
20 getting things done, which is a good thing.
21 But we have got to follow the process.

22 And once we go through a thorough process
23 and everybody is really clear, then I think
24 we move ahead with it. But if there is a
25 lack of clarity, we can wait a few more weeks

1 until everybody is clear.

2 MR. PETERS: Okay.

3 MR. FONTE: That answers my questions.

4 MR. PETERS: Okay. So is there a motion?

5 MR. FOLTZ: Motion to approve second
6 reading, Ordinance 28-19.

7 MR. REVOLDT: Second.

8 MR. PETERS: All in favor?

9 MR. FOLTZ: Aye.

10 MR. CERRETA: Aye.

11 MR. PETERS: Aye.

12 MR. REVOLDT: Aye.

13 MS. KIESLING: Aye.

14 MS. WERREN: Aye.

15 MR. FONTE: Aye.

16 MR. PETERS: Opposed?

17 (No response.)

18 MR. PETERS: Motion carries.

19 All right. May I have a motion and a
20 second to read by title only second reading
21 Ordinance Number 29-19?

22 MR. REVOLDT: So moved.

23 MR. FOLTZ: Second.

24 MR. PETERS: All in favor?

25 MR. FOLTZ: Aye.

1 MR. CERRETA: Aye.

2 MR. PETERS: Aye.

3 MR. REVOLDT: Aye.

4 MS. KIESLING: Aye.

5 MS. WERREN: Aye.

6 MR. FONTE: Aye.

7 MR. PETERS: Opposed?

8 (No response.)

9 MR. PETERS: Motion carries.

10 Tim.

11 MR. FOX: An ordinance authorizing the
12 supplemental appropriation of funds of the
13 City of North Canton to be appropriated from
14 the unappropriated resources of the general
15 fund to the general government professional
16 services account in the amount of \$29,865 and
17 the unappropriated resources of the water
18 fund to the water administration professional
19 services account in the amount of \$66,780 for
20 the cost of a proposed project development
21 agreement with Johnson Controls,
22 Incorporated.

23 MR. PETERS: Thank you.

24 Chairwoman Werren.

25 MS. WERREN: So this is just the money

1 that would be attached to that agreement. So
2 we can give it a second reading, just like
3 the other one, and kind of move them forward
4 at the same time, and then decide what we
5 want to do. So I move to adopt.

6 MS. KIESLING: Second.

7 MR. PETERS: All in favor?

8 MR. FOLTZ: Aye.

9 MR. CERRETA: Aye.

10 MR. PETERS: Aye.

11 MR. REVOLDT: Aye.

12 MS. KIESLING: Aye.

13 MS. WERREN: Aye.

14 MR. FONTE: Aye.

15 MR. PETERS: Opposed?

16 (No response.)

17 MR. PETERS: Motion carries.

18 On to new business. A motion and a
19 second to read by title only first reading
20 Ordinance Number 36-19.

21 MS. KIESLING: So moved.

22 MR. FOLTZ: Second.

23 MR. PETERS: All in favor?

24 MR. FOLTZ: Aye.

25 MR. CERRETA: Aye.

1 MR. PETERS: Aye.

2 MR. REVOLDT: Aye.

3 MS. KIESLING: Aye.

4 MS. WERREN: Aye.

5 MR. FONTE: Aye.

6 MR. PETERS: Opposed?

7 (No response.)

8 MR. PETERS: Motion carries.

9 Tim.

10 MR. FOX: An ordinance to amend Section
11 1171.02, superintendent of permits and
12 inspection, of the City of North Canton's
13 codified ordinances to replace the
14 superintendant's reporting official from the
15 City Engineer to the Director of
16 Administration.

17 MR. PETERS: Thank you.

18 Chairwoman Kiesling.

19 MS. KIESLING: Yes. We had asked
20 Planning Commission to look at this, give us
21 what they were thinking, if this was an
22 appropriate change in our ordinances. And
23 they agreed and sent it back to us. This is
24 the first reading making that change to
25 name -- to replace the superintendent is now

1 going to report to the Director of
2 Administration, as opposed to the City
3 Engineer.

4 Any questions?

5 (No response.)

6 MS. KIESLING: I motion we adopt.

7 MR. CERRETA: Second.

8 MR. PETERS: All in favor?

9 MR. FOLTZ: Aye.

10 MR. CERRETA: Aye.

11 MR. PETERS: Aye.

12 MR. REVOLDT: Aye.

13 MS. KIESLING: Aye.

14 MS. WERREN: Aye.

15 MR. FONTE: Aye.

16 MR. PETERS: Opposed?

17 (No response.)

18 MR. PETERS: Motion carries. Thank you.

19 May I have a motion and a second to read
20 by title only first reading Ordinance Number
21 37-19.

22 MR. REVOLDT: So moved.

23 MR. CERRETA: Second.

24 MR. PETERS: All in favor?

25 MR. FOLTZ: Aye.

1 MR. CERRETA: Aye.

2 MR. PETERS: Aye.

3 MR. REVOLDT: Aye.

4 MS. KIESLING: Aye.

5 MS. WERREN: Aye.

6 MR. FONTE: Aye.

7 MR. PETERS: Opposed?

8 (No response.)

9 MR. PETERS: Motion carries.

10 Tim.

11 MR. FOX: An ordinance authorizing the
12 Mayor of the City of North Canton, upon Board
13 of Control approval, and pursuant to the Ohio
14 Cooperative Purchase Act, to enter into a
15 purchase agreement for a 2020 Mack Granite
16 42BR dump truck, together with a snow and ice
17 control package, to replace a 2003 model, and
18 declaring the same to be an emergency.

19 MR. PETERS: Thank you.

20 Chairwoman Werren.

21 MS. WERREN: This was in our -- the
22 budget, and we knew they were going to need
23 this, and so this is just the process that we
24 are doing it.

25 MR. PETERS: Okay.

1 MS. WERREN: Laura, do you have any
2 questions or concerns? Or Pat? Any cool
3 features on the dump truck that we need to
4 know about? It won't knock down mailboxes or
5 something like that.

6 MR. PETERS: Don't get Pat going. No
7 questions?

8 MS. KIESLING: I motion we adopt.

9 MR. CERRETA: Second.

10 MR. PETERS: All in favor?

11 MR. FOLTZ: Aye.

12 MR. CERRETA: Aye.

13 MR. PETERS: Aye.

14 MR. REVOLDT: Aye.

15 MS. KIESLING: Aye.

16 MS. WERREN: Aye.

17 MR. FONTE: Aye.

18 MR. PETERS: Opposed?

19 (No response.)

20 MR. PETERS: Motion carries.

21 May I have a motion and a second to
22 suspend the rules of Council for three
23 readings?

24 MR. REVOLDT: So moved.

25 MS. KIESLING: Second.

1 MR. PETERS: All in favor?
2 MR. FOLTZ: Aye.
3 MR. CERRETA: Aye.
4 MR. PETERS: Aye.
5 MR. REVOLDT: Aye.
6 MS. KIESLING: Aye.
7 MS. WERREN: Aye.
8 MR. FONTE: Aye.
9 MR. PETERS: Opposed?
10 (No response.)
11 MR. PETERS: Motion carries.
12 And, finally, a motion and a second to
13 adopt under suspension of the rules.
14 MR. REVOLDT: So moved.
15 MS. KIESLING: Second.
16 MR. PETERS: All in favor?
17 MR. FOLTZ: Aye.
18 MR. CERRETA: Aye.
19 MR. PETERS: Aye.
20 MR. REVOLDT: Aye.
21 MS. KIESLING: Aye.
22 MS. WERREN: Aye.
23 MR. FONTE: Aye.
24 MR. PETERS: Opposed?
25 (No response.)

1 MR. PETERS: Motion carries. Thank you.
2 May I have a motion and a second to read
3 by title only first reading Ordinance Number
4 37-19.

5 MR. REVOLDT: So moved.

6 MS. KIESLING: Second.

7 MR. PETERS: All in favor?

8 MR. FOLTZ: Aye.

9 MR. CERRETA: Aye.

10 MR. PETERS: Aye.

11 MR. REVOLDT: Aye.

12 MS. KIESLING: Aye.

13 MS. WERREN: Aye.

14 MR. FONTE: Aye.

15 MR. PETERS: Opposed?

16 (No response.)

17 MR. FOLTZ: 37 or 38?

18 MR. PETERS: What did I say?

19 MR. FONTE: 38.

20 MR. FOLTZ: Let's correct the record.

21 MR. PETERS: Did I say 37?

22 MR. FOLTZ: Yeah. It should be 38.

23 MR. PETERS: That was a motion and a
24 second to read by title only first reading
25 Ordinance Number 38-19.

1 MR. CERRETA: So moved.

2 MR. REVOLDT: Second.

3 MR. PETERS: All in favor?

4 MR. FOLTZ: Aye.

5 MR. CERRETA: Aye.

6 MR. PETERS: Aye.

7 MR. REVOLDT: Aye.

8 MS. KIESLING: Aye.

9 MS. WERREN: Aye.

10 MR. FONTE: Aye.

11 MR. PETERS: Opposed?

12 (No response.)

13 MR. PETERS: Motion carries.

14 Tim.

15 MR. FOX: An ordinance amending Chapter
16 155, personnel regulations of part one,
17 administrative code of the codified
18 ordinances of the City of North Canton, to
19 clarify certain provisions within sick leave,
20 vacation, and leave of absence regulations
21 and to update the titles and compensation of
22 certain positions to more closely align with
23 current and future City operations.

24 MR. PETERS: All right. Thank you. We
25 addressed this last week, for those of you

1 that weren't here. It added Cathy's title.
2 It -- Laura, what was the other -- sick
3 leave, vacation.

4 MS. BROWN: We went through and tried to
5 make everything more consistent between how
6 the union agreements read versus the
7 exempt -- the compensation ordinance. We
8 cleaned up some of the titles, such as
9 Cathy's title is different than what
10 Patrick's was. And just some of those
11 conformity things.

12 And then we added a couple new titles,
13 new positions. But like we talked about last
14 week, those were not budgeted this year, so
15 this is in wording name only. If departments
16 wish to use those titles or give those
17 increases, they would have to come back to
18 Council for appropriations.

19 MR. PETERS: Correct. Okay?

20 MS. KIESLING: I motion we adopt.

21 MR. CERRETA: Second.

22 MR. PETERS: All in favor?

23 MR. FOLTZ: Aye.

24 MR. CERRETA: Aye.

25 MR. PETERS: Aye.

1 MR. REVOLDT: Aye.

2 MS. KIESLING: Aye.

3 MS. WERREN: Aye.

4 MR. FONTE: Aye.

5 MR. PETERS: Opposed?

6 (No response.)

7 MR. PETERS: Motion carries. Okay.

8 Reports. Deputy Director of Administration.

9 MS. FARINA: Thank you, Mr. President.

10 I'll be brief. Just now that Council has
11 approved -- appropriated the funding for the
12 Council chamber moves, I'm moving forward
13 with that, working with our IT consultant to
14 go ahead and place the order for the new
15 upgraded technology equipment. And we'll be
16 meeting next week for a project kick-off --
17 kick-off meeting to come up with the timeline
18 and resources. That's all I have.

19 MR. PETERS: Any questions from Council?

20 Engineer Graham.

21 MR. GRAHAM: Thank you, Mr. President.

22 I'll be brief, as well. As you know, as
23 we've discussed, it's -- orange barrel season
24 is off to an early start for us this year,
25 and I have got three projects currently

1 underway that are making real good progress.
2 Three more are about to start in the next
3 couple weeks.

4 A couple of the contractors currently
5 working have also won sort of my next round
6 of projects. So I guess you'll have dirt
7 flying, continue to fly throughout the
8 summer. If any of your constituents have any
9 problems, just have them call our office.
10 There is always going to be an inconvenience
11 and whatnot. We'll do our best to rectify
12 any issues.

13 MR. PETERS: The repair on Weber, where
14 they -- where we dug for the water main,
15 that's just temporary, correct?

16 MR. GRAHAM: That is just temporary.
17 Well, it's the -- the base asphalt. We
18 repaved Brier last year, and then over the
19 winter, when asphalt wasn't available, the
20 water main, through that intersection, had
21 broken. The guys had to chase it down.

22 We got the base asphalt in there. We
23 were able to get base asphalt a couple weeks
24 ago. What we are going to do is have an
25 asphalt company -- actually, the firm is the

1 sub on the Eastbury job. We are going to ask
2 them to come in and mill the middle of that
3 intersection and put the surface coat. So
4 other than a little bit different color, you
5 really won't tell that there is a patch there
6 for the first year.

7 MR. PETERS: All right. Sounds good.
8 Thank you, Rob. Appreciate it.

9 Mr. Mayor.

10 MR. HELD: Yes. We have got -- with
11 Arrowhead Country Club, Rob, thank you for
12 coming in and talking with us. So you have
13 been -- you folks have been here for -- this
14 is your tenth year. And then you were
15 actually working there when Kevin Larizza had
16 the golf course.

17 So I think one of the challenges that we
18 have had, as far as Arrowhead, is, you know,
19 clearly, you can see that the golf industry
20 is changing, and, you know, the agreement
21 that was made -- originally made was back in
22 2009. And if you look over the past ten
23 years, there have been a lot of changes in
24 the golf industry, which has forced their
25 business -- Rob, your business to assess how

1 you are managing the property. And it's
2 consequently forcing the City to evaluate and
3 assess how we are managing the contract and,
4 ultimately, the property.

5 And so, you know, clearly, I think the
6 intention was -- was on the positive end, but
7 at the same time, not all the requirements
8 were met. But, again, I think that's largely
9 due to the changing environment. Because
10 golf is -- there are just fewer courses.

11 So we have got to try to find a way to
12 navigate through this and assess it and
13 review it and come to an agreement as to
14 what -- what is the best way that, you know,
15 we move from where we are at right now. But
16 I appreciate you bringing up your comments,
17 Rob.

18 MR. PURCELL: Thank you, Mayor.

19 MR. HELD: And then the Jaycees, how many
20 representatives -- if you don't mind standing
21 here. We have got a number of Jaycees right
22 here. These young people put a lot of work
23 into the Easter egg event, to the Jaycee
24 fair, July 4th parade. There are just a
25 number of events.

1 And you folks are the quiet,
2 behind-the-scene people that make it all
3 happen. And we really appreciate the work
4 that you do. And not everybody knows who's
5 doing the work, but everybody gets the
6 benefit from the work that you do. So thank
7 you for your service in the community.

8 MR. FOLTZ: I think you deserve a round
9 of applause. Because these are unpaid
10 positions, right?

11 MR. HELD: Uh-huh.

12 MR. FOLTZ: They are volunteers, so thank
13 you very much for your dedication to the
14 community. We appreciate that.

15 MR. HELD: If everybody shows up to
16 the -- you know, the parade, where they are
17 staging all the participants in the July 4th
18 parade, your volunteerism, I would say
19 your -- your money is well earned, but you
20 don't get really paid anything. And so that
21 is a lot of coordination effort right there.

22 And then the Jaycee fair, just a lot of
23 work. And you get thousands of people that
24 come into the community. So you put a lot of
25 time and all of you young people are very,

1 very committed.

2 And if there is anybody that is -- I
3 think most of us -- you have got to be under
4 40, right? So that leaves me out. But, you
5 know, any other young people that want to
6 join the Jaycees, a great organization. And
7 you people really serve the community well.

8 Then the other item is, Mr. Tripp, in
9 reference to the audit. You had mentioned
10 about the audit. And I know that was brought
11 up, and I think it was -- you know, my
12 understanding of what you were presenting was
13 like doing an audit of the ordinances that
14 were passed, right, to make sure that, you
15 know, things are accurate.

16 And I have not been aware of an audit
17 that has been done, like, by the -- by the
18 State, you know, reviewing the accuracy of
19 ordinances. Because, you know, my
20 understanding would be that you would only be
21 able to -- have to do, like, a random -- you
22 know, you couldn't -- to go through every
23 single ordinance that was passed over the
24 past seven years to make sure that everything
25 was direct -- you know, solid for accuracy --

1 I think that's what you were bringing up.
2 But at any rate, I'd be happy to talk with
3 you about that a little bit more, just so I
4 get a better understanding of what you are
5 speaking of.

6 And then lastly, we have the roads. I
7 mean, this is the best start we ever had. So
8 our Engineer and our administration, great
9 job. I mean, we are way, way ahead of
10 schedule. Way ahead of schedule. We have
11 never had this much paving and construction
12 done, at least since I have been here, since
13 2001. So we are way ahead of schedule.

14 And I think these are the -- these are
15 the most projects that we have ever had.
16 This is the largest amount of paving and
17 construction that we have done certainly
18 since 2005. And it has been great. And it
19 shows -- you know, when you get this all
20 planned out ahead of time, and you bid the
21 contracts out, not only are we getting the
22 work done ahead of time, but we are saving --
23 we are saving a lot of money; I mean,
24 hundreds of thousands of dollars. And the
25 residents are pleased.

1 So fantastic job on that, all of you.
2 Our -- because I know it's a team effort.
3 You've got our Engineer; he's the driver on
4 it. But we have our Administrator, our
5 Finance Director, our Law Director, our
6 Assistant Director. Just a great team. You
7 guys -- I mean, it's amazing how much you are
8 getting done. So keep up the good work.

9 MR. PETERS: Thank you.
10 Director of Administration.

11 MR. DEORIO: Okay. Thank you. Just a
12 few items. Fun with flags will be starting
13 Memorial Day weekend. Just want to remind
14 everybody of that, that we will be putting up
15 all the flags that we currently have that --
16 for Memorial Day. We believe that's
17 approximately 75 flags. On Flag Day, we will
18 have doubled that number displayed to 150.

19 And then by the 4th of July, we will have
20 all the flags that have monies procured for
21 them to buy more flags, whatever that total
22 is. If it's 350 or 375 or whatever the grand
23 total is, they'll all be displayed 4th of
24 July weekend.

25 And then it will take some time to get

1 them down, but then during the month of July,
2 they'll be taking them down. So as we do
3 that, you know, we'll assess what kind of
4 time commitments that's taking, so that we
5 have a better understanding down the road
6 what our capabilities are, and we'll be
7 ascertaining whether or not there is a more,
8 you know, cost effective way to do it. So,
9 okay.

10 MR. FONTE: Thank you.

11 MR. DEORIO: I want to thank Steve
12 Schenck for taking one of the items off the
13 DeOrio list, which is these two flag poles
14 bothered me since I was on Council, that they
15 were warped. The flags leaned left and right
16 from the weight. And we got new flag poles
17 in here, so that they stand straight.

18 That's important to us, because we do a
19 lot of swearing-ins here and we want to make
20 sure that the flag is properly respected, the
21 eagles are flying the right direction. So no
22 detail is too small.

23 Jaycees, thank the Jaycees for, you know,
24 accepting invitation to come talk with us
25 today. The administration has been on a

1 mission to engage with all the civic groups,
2 to reconnect with them. We have done this
3 with the Rotary, the Lions, Jaycees, Chamber,
4 and the list goes on. So there are ways that
5 we can work together to make things better
6 here, and that's -- we appreciate their
7 involvement, as well.

8 I have spent some time driving around the
9 City as it relates to kind of helping break
10 in our nuisance department and looking at
11 properties and kind of giving them the
12 community standards. So I appreciate those
13 that have called in some nuisance issues that
14 we were able to go address, so I appreciate
15 that.

16 Also, I have been traveling around with
17 the Engineer and other -- superintendents,
18 reviewing projects that are in progress,
19 thinking of, you know, things that perhaps
20 haven't been done, following up on some
21 projects that need a few nips and tucks, and
22 then developing a project list for 2020 in
23 all the wards. So there is a bunch going on
24 there.

25 Chief Minock wanted me to let you know

1 that Ohio Citizen Action has obtained a
2 permit to conduct door-to-door campaigning in
3 the City. They are not required to abide by
4 our ordinances in regards to times of day.
5 So in case you get some phone calls regarding
6 that, you were made aware.

7 Our online auction completed. This is
8 our second one. And the City netted just shy
9 of \$13,000 on our online auction. So I'm
10 sure Ms. Brown is appreciative of those
11 things.

12 And we -- the public safety service
13 committee finished its evaluations of the
14 four architectural firms that had been
15 selected as finalists for that project.
16 They -- evaluations were completed by all
17 those who were in attendance.

18 And the firms were ranked in the
19 following order: Number one was Brandstetter
20 Carroll, number two was Zimmerman Strollo,
21 number three was Hasenstaub, and number four
22 was HG. Save the easy one there for you.

23 And, you know, the process will continue,
24 will be pursuant to Ohio Revised Code. We
25 will be reaching out to the first group and

1 engaging with them to see if we can come to
2 terms on a scope of project. That concludes
3 my report.

4 MR. PETERS: Thank you.

5 Director of Finance.

6 MS. BROWN: Well, we didn't have this
7 pre-planned, but I'll piggyback on his
8 report, because I was going to talk about the
9 public safety center, as well. To follow up
10 to what Patrick was saying about we ranked
11 those four architectural firms and
12 Brandstetter Carroll came out on top of those
13 rankings, last week, the committee traveled
14 to another city out in Northwest Ohio, Bryan,
15 Ohio, so not that they are watching our
16 YouTube feed, but I'd like to thank the City
17 of Bryan for letting us come out and visit
18 their public safety building. They have a
19 combined police and fire facility, very
20 similarly sized to the one that had been
21 proposed here. So it was very nice to get
22 out there, see their building, see how they
23 worked with that architect, you know, learn
24 from them; what were the things that went
25 well, what were the things, you know, that if

1 they could change, they would, that type of
2 thing. So it was a very good visit.

3 And we continue to gather information.
4 Because although that didn't move forward
5 last November, we want to continue to gather
6 information, because that's what voters told
7 us, is we need to know more, we need to see
8 more before we can support such a project.
9 That's all I have. Thank you.

10 MR. PETERS: Thank you.

11 Director of Law.

12 MR. FOX: Thank you. Just thanking the
13 Jaycees for coming out this evening on a
14 Monday evening. And I have no other report.

15 MR. PETERS: Thank you very much.

16 Member Foltz.

17 MR. FOLTZ: No report.

18 MR. PETERS: Member Cerreta.

19 MR. CERRETA: Couple things. Pat, for
20 your list for 2020, another -- I'll add a
21 Cerreta thing to that.

22 MR. DEORIO: Go ahead, please.

23 MR. CERRETA: I know we talked about this
24 for some time, as our -- you know, our
25 walking, all of our sidewalks kind of thing.

1 And we talk about it a lot. But I'd like to
2 maybe take a look at maybe putting a plan
3 together for 2020, where we look at the top
4 roads that -- I mean, we want this to be a
5 walking community. We all agree with that.

6 But, you know, if you walk on the areas,
7 you know, there are some sidewalks still that
8 are really hard even for strollers to go
9 over. So we need to maybe take a look at
10 some of those areas and maybe figure out how
11 we are going to do that, because I know there
12 are different ways to do it, and then budget
13 for it every year. Some path of some kind or
14 one of the roads that we want to at least
15 work on every year, so we are working on at
16 least some.

17 Because if and when across the street
18 gets going and we want to turn into that
19 walking city, we want to be ready for that
20 kind of thing. We want to look down the road
21 for that.

22 And, you know, people -- and there are a
23 lot of roads that don't have sidewalks that
24 should have sidewalks. I know we've all
25 talked about that. We can't just watch

1 people walk on the side of the road during
2 the wintertime, or whenever it is, and -- and
3 just pull over on -- on Lindy Lane, for
4 example, because that's a busy road. But
5 they need to walk on that road, or even
6 Glenwood, to get to the parks that we want
7 them to walk to.

8 So I would like to maybe take a look at
9 how we can do that and maybe set up some kind
10 of committee or whatever it is to determine
11 how much money we can put aside, and what are
12 the priority roads that we want to look at.
13 Let's just start talking about it, and then
14 we can find out where we are going to pay for
15 those kinds of things.

16 The other thing I mentioned a couple
17 months -- or weeks ago, we went to Walsh, and
18 I talked about the monkeys and the bananas,
19 if you will remember that. And reaching for
20 the bananas is a high priority, and also
21 challenging status quo, which you do a lot.

22 So as a momentum of that, in your
23 drawers -- I want us to make sure that we
24 continue to do that. So I want us to always
25 be reaching for those bananas and remember

1 that, and to always challenge the status quo.
2 Those are the two things that were in there.
3 So let's make sure we bring those out.

4 Pat, you could have done that very easily
5 here today, just so -- waving that around and
6 reminded us of that. So let's use those in
7 the future with that.

8 MR. HELD: I was wondering why I was
9 smelling bananas over here.

10 MR. CERRETA: Don't eat it, Dave. It's
11 not real. Okay?

12 That's all report.

13 MR. PETERS: Thank you, Mark.

14 Member Revoldt.

15 MR. REVOLDT: I would like to go last as
16 Members Cerreta, Kiesling, and Fonte will
17 like to stay in the other room before we
18 adjourn.

19 MR. PETERS: Got you.

20 Member Kiesling.

21 MS. KIESLING: I have no report.

22 MR. PETERS: Member Werren.

23 MS. WERREN: Pat, I didn't know if we had
24 any word on -- with the pickleball courts.

25 MR. DEORIO: Yes, we are getting close.

1 MS. WERREN: Okay.

2 MR. DEORIO: We are getting close. In
3 fact, I ordered my pickleball rackets, and
4 they have arrived. And I plan on using it
5 there, and I hope to be the first to break it
6 in.

7 MS. WERREN: I'll play with you any time.

8 MR. DEORIO: But we have a tremendous
9 amount of interest --

10 MS. WERREN: Yes.

11 MR. DEORIO: -- from the Stark County
12 Pickleball Association.

13 MR. PETERS: Yeah.

14 MR. DEORIO: We went over plans with
15 Ms. Boresh today, who runs our rec program,
16 and we have the ability to schedule times and
17 reservations. I mean, it's frustrating just
18 to come out to a court and, you know, you
19 want to play, and there are a lot of people
20 there to play. We have that ability through
21 CivicRec, which we bought a couple years ago,
22 to --

23 MS. WERREN: Right.

24 MR. DEORIO: -- improve this, and this
25 is -- now we are finally going to get to use

1 that component of that software. That
2 manages all of our rec rentals --

3 MS. WERREN: Okay.

4 MR. DEORIO: -- our pavilion rentals --

5 MS. WERREN: Yeah.

6 MR. DEORIO: -- is why we principally
7 bought it, but it has the ability to do --

8 MR. WERREN: So that will be --

9 MR. DEORIO: -- this very thing.

10 MS. WERREN: -- confusing, I think, to
11 some people, though. Because they think all
12 of our courts, right, you just go, you play
13 whenever. So with the pickleball then, we
14 want to get that out somehow, some way.

15 MR. DEORIO: Yeah, I think the initial
16 rush is going to be a lot of people --

17 MS. WERREN: Yeah --

18 MR. DEORIO: -- I think coming --

19 MS. WERREN: -- it is.

20 MR. DEORIO: -- to it. And then it will
21 probably work its way out.

22 MS. WERREN: Yeah.

23 MR. DEORIO: Yeah, but we'll have -- we
24 have four courts there, so --

25 MS. WERREN: Do you think, like, June?

1 MR. DEORIO: Oh, I think we'll be in the
2 next, you know, couple weeks.

3 MS. WERREN: Oh, great. Okay. That's
4 great. Well, the Y has been doing, I think I
5 mentioned, the pickleball lessons, and they
6 have been packed. And so people seem really
7 excited. I think that's going to be great.
8 Thank you. Thank you for getting --

9 MR. DEORIO: Thank you.

10 MR. WERREN: -- that going and utilizing
11 those courts. Although I did see tennis
12 players there today, of course.

13 MR. PETERS: Okay. Member Fonte.

14 MR. FONTE: I'd just like to go on the
15 record and say that with the new gas tax,
16 we're going to generate \$300,000 roughly.
17 And I'd like it to go to the roads and the
18 sidewalks. Not my ward necessarily, just
19 the -- the City streets.

20 And I did mention to Rob, there are a few
21 more streets we need to hit after this
22 winter. And I don't know if you're going to
23 find some extra savings from the early
24 kick-off, you know, with everything, but I
25 just e-mailed you two today that just -- that

1 you should drive by.

2 MR. GRAHAM: Right. Absolutely. We were
3 aware of both of them.

4 MR. FONTE: Did you see them?

5 MR. GRAHAM: They were on our list last
6 year.

7 MR. FONTE: Yeah, so I'm just wondering
8 if we can get them on somehow. They're bad.
9 I mean, they're really bad.

10 MR. GRAHAM: Absolutely.

11 MR. FONTE: And there are plenty more.
12 So I'm just thinking, why don't we use that,
13 because that benefits the whole City, not
14 just one ward, you know. So 300K would go a
15 long way. I'd like to see that budget around
16 a million, instead of \$588,000 or 700-.
17 Okay? So are -- is everybody in on that?

18 MR. PETERS: Oh, yeah.

19 MR. FONTE: It's not a vote. I'm just
20 saying. Just my idea. Pat, you in? You in?

21 MR. DEORIO: It's Council's call.

22 MS. BROWN: Do you -- Mr. Fonte --

23 MR. FONTE: Thanks for the --

24 MR. DEORIO: Are you spending the money
25 before we have it, though?

1 MS. BROWN: Do you -- do you want some
2 good news?

3 MR. FONTE: Give me some good news.

4 MS. BROWN: Gas tax has to be used for
5 roads.

6 MR. FONTE: Oh, now I'm feeling better.
7 Can we use sidewalks, too?

8 MS. BROWN: Roads.

9 MR. FONTE: I'm good with that to start
10 with. We'll get some money for the
11 sidewalks. No reports. But thank you for
12 the flags.

13 MR. PETERS: Thank you, Dom.

14 You guys will step outside. Let the
15 record reflect, Fonte, Cerreta, Kiesling are
16 stepping out.

17 (Whereupon, Ms. Kiesling, Mr. Cerreta,
18 and Mr. Fonte leave the room.)

19 Member Revoldt, the floor is yours.

20 MR. REVOLDT: Thank you. Having served
21 with Mr. Foltz for over 30 years, he would
22 tell you that I have mellowed in my old age,
23 that I tend to disagree more without being
24 disagreeable.

25 Larry, I want to reiterate how we arrived

1 at the current situation with the Clerk. I
2 have said publicly before, and I'll say it
3 again, this was not the ideal solution.
4 Mr. Foltz and I would have liked to have had
5 a full-time Clerk. But an extensive canvas
6 for that candidate failed to produce one we
7 could agree on.

8 So the solution we came up with does, in
9 fact, have a basis in law. It wasn't simply
10 pulled out of thin air, the ether. We did
11 look at the Ohio Revised Code. The fact of
12 the matter is -- and I think this is really
13 my point this evening, is as we look to an
14 explanation as to why we didn't find the
15 ideal Clerk, part of the explanation rests in
16 this very chamber.

17 Language and behavior on each side of the
18 dais has been, from time to time, very
19 disagreeable. And the fact that our meetings
20 are online and available via YouTube
21 discouraged candidates.

22 So my appeal has been -- and you have
23 heard me say it before -- and I'm making it
24 again now, is that we should all measure our
25 words and our behavior with great care.

1 Because what's said in this room has real
2 consequence as we try to build a better City.

3 Mr. Purcell, I'm glad you are here
4 tonight.

5 MR. PURCELL: Thank you, sir.

6 MR. REVOLDT: I would just like to say
7 that -- without getting into too much, that
8 this is a very serious matter. And it's one
9 that, frankly, probably will not be brushed
10 aside.

11 There are nearly a quarter of a million
12 dollars owed to the City, and my guess is
13 that by now, in these first four months, that
14 sum has probably reached \$300,000, and that
15 may not include taxes and other costs.

16 I would say that in your company this
17 evening, we have one and perhaps more
18 litigious citizens. Mr. Fox, from time to
19 time, reminds me that I'm not an attorney and
20 I shouldn't practice law. But those
21 litigious citizens can go downtown and file a
22 mandamus action, requiring us to enforce the
23 terms of this contract.

24 I don't know how we got into this fix. I
25 have looked at the chronology from the

1 Finance Director's April 2017 demand letter,
2 cure letter, to Patrick's efforts to get the
3 thing on track. We haven't discussed it yet,
4 but I'm sure we could and probably will.
5 But, again, I underscore how serious this
6 matter is. This is simply not a business
7 dispute, but this is one that involves public
8 funds.

9 And I would encourage you and your
10 colleagues to make every effort to rectify
11 the situation. That concludes my remarks.

12 MR. PETERS: Thank you, Daryl.

13 You want to bring them back in?

14 (Whereupon, Ms. Kiesling, Mr. Cerreta,
15 and Mr. Fonte re-enter the room.)

16 MR. PETERS: Let the record reflect,
17 Cerreta, Kiesling, and Fonte are returning
18 back to the room.

19 Okay. That concludes reports. Meetings
20 scheduled for the rest of the month and the
21 beginning of May. Next week, we have the
22 Special Committee of the Whole. May 6th, no
23 meeting. Council meeting with a public
24 hearing May 13th. Public hearing is at 6:30
25 p.m. May 20th, Committee of the Whole, and

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May 27th will be no meeting, Memorial week.

Final call to new business. Council?

(No response.)

MR. PETERS: Seeing none --

MS. KIESLING: Motion to adjourn.

MR. PETERS: There you go.

MR. REVOLDT: Second.

MR. PETERS: All in favor?

MR. FOLTZ: Aye.

MR. CERRETA: Aye.

MR. PETERS: Aye.

MR. REVOLDT: Aye.

MS. KIESLING: Aye.

MS. WERREN: Aye.

MR. FONTE: Aye.

MR. PETERS: Opposed?

(No response.)

MR. PETERS: We are adjourned.

(This proceeding concluded at 8:15 p.m.)
