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CITY OF NORTH CANTON, OHIO

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| IN RE: |) | |
| |) | |
| NORTH CANTON SPECIAL |) | |
| CITY COUNCIL VIRTUAL |) | |
| MEETING |) | |
| |) | |
| |) | TRANSCRIPT OF PROCEEDINGS |
| |) | |

Transcript of Proceedings held virtually before North Canton City Council, taken by the undersigned, Shannon L. Newhall, a Registered Professional Reporter and Notary Public in and for the State of Ohio, at the North Canton City Hall, 145 North Main Street, North Canton, Ohio, on Friday, the 30th day of April, 2021, at 8:00 a.m.

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APPEARANCES:

- Daniel Jeff Peters, Chairman
- Douglas Foltz, Member
- Stephanie Werren, Member
- Daryl Revolt, Member
- Mark Cerreta, Member
- Dominic Fonte, Member
- Matthew Stroia, Member
- Stephan B. Wilder, Mayor
- Patrick DeOrio, Director of Administration
- Jina Alaback, Director of Finance
- Robert Graham, PE
- Benjamin Young, Council Clerk

- - - - -

1 MR. PETERS: Are we on, Ben?

2 MR. YOUNG: We are.

3 MR. PETERS: Okay. Thank you. Good
4 morning all. At this time, I'd like to call
5 to order the North Canton Special Council
6 meeting, April 30th, 2021. The time is 8:00
7 a.m.

8 Mark, would you like to lead us in
9 prayer?

10 MR. CERRETA: Sure, I will.

11 (Whereupon, Mr. Cerreta leads us in
12 prayer.)

13 MR. PETERS: Okay. At this time, if you
14 would please join me in the Pledge of
15 Allegiance.

16 (Whereupon, the Pledge of Allegiance is
17 recited.)

18 MR. PETERS: All right. Thank you. All
19 right. Ben, at this time, would you please
20 call the roll?

21 MR. YOUNG: Member Peters.

22 MR. PETERS: Here.

23 MR. YOUNG: Member Stroia.

24 MR. STROIA: Here.

25 MR. YOUNG: Member Foltz.

1 MR. FOLTZ: Here.

2 MR. YOUNG: Member Revoldt.

3 MR. REVOLDT: Here.

4 MR. YOUNG: Member Cerreta.

5 MR. CERRETA: Here.

6 MR. YOUNG: Member Fonte.

7 MR. FONTE: I'm here.

8 MR. YOUNG: And Member Werren.

9 MS. WERREN: Here.

10 MR. YOUNG: Seven present.

11 MR. PETERS: All right. Thank you. And

12 we have no one speaking today?

13 MR. YOUNG: Correct.

14 MR. PETERS: So we will move on to old

15 business. May I have a motion and a second

16 to read by title only Ordinance 28-21?

17 MR. REVOLDT: Revoldt moves.

18 MR. FOLTZ: Foltz seconds.

19 MR. PETERS: All in favor, say "aye."

20 MR. FOLTZ: Aye.

21 MR. PETERS: Aye.

22 MR. REVOLDT: Aye.

23 MR. CERRETA: Aye.

24 MS. WERREN: Aye.

25 MR. FONTE: Aye.

1 MR. STROIA: Aye.

2 MR. PETERS: Opposed?

3 (No response.)

4 MR. PETERS: All right. Motion carries.
5 Ben.

6 MR. YOUNG: An ordinance amending
7 Ordinance 55-2020, establishing a Designated
8 Outdoor Refreshment Area in the City of North
9 Canton, in order to amend the geographic
10 boundaries, hours of operation, and
11 permissible cup fees.

12 MR. PETERS: All right. Thank you.
13 Chairman Revoldt.

14 MR. REVOLDT: All right. We have
15 discussed this. This is the third and final
16 reading. I am going to -- are there any
17 questions or comments at this time?

18 MR. CERRETA: Cerreta here. One more
19 comment on this. I noticed the map up here.
20 Why is there a -- a drink there at the Hoover
21 District? Do we have a -- do we have a
22 liquor license at the Hoover District?

23 MR. YOUNG: The Hoover District currently
24 has a liquor license that would qualify if
25 there was an occupying tenant.

1 MR. PETERS: Correct.

2 MR. CERRETA: Just -- just checking in.
3 That's another mirage thing that -- that
4 makes us look like something we are not.
5 That is the whole premises of my reason that
6 I'm --

7 MR. REVOLDT: Mark --

8 MR. CERRETA: So I'm going to -- I'm
9 going to stop talking about it --

10 MR. REVOLDT: Mark, this is Daryl.

11 MR. CERRETA: Yep.

12 MR. REVOLDT: I think in our discussions,
13 I think everybody has been rather direct that
14 there were pending applications at Hoover,
15 but there was no -- there was no actual user.

16 So I would dispute the description of
17 mirage. That is not correct. Because I
18 think the Council and the administration has
19 been very up -- upfront about the status of
20 that application.

21 MR. DEORIO: Daryl --

22 MR. REVOLDT: And, candidly, Mark, it's a
23 matter of public record. This is not -- this
24 is not a discussion that is heard behind
25 closed doors. It's on the record.

1 MR. DEORIO: Daryl, I would agree. It's
2 transparency. If we didn't put it on there,
3 then we would hear about how we were not
4 showing where all the permits were, so --

5 MS. WERREN: And -- and this is
6 Stephanie. Doesn't it also give an
7 opportunity that when that -- that develops,
8 there is an opportunity for that to happen?

9 MR. FONTE: That's the whole key here,
10 folks.

11 MS. WERREN: It's a good thing. It's a
12 good thing.

13 MR. FONTE: Hey, that's the whole key,
14 guys, really.

15 MS. WERREN: Right.

16 MR. FONTE: It's what we are trying to do
17 to create --

18 MS. WERREN: Right.

19 MR. FONTE: -- the atmosphere for
20 something to happen. More tools -- more
21 tools, right, Mayor? More tools in the bag.

22 MS. WERREN: Yep.

23 MR. REVOLDT: Yes.

24 MS. WERREN: Thanks.

25 MR. REVOLDT: You've got a -- if there

1 are no more comment, then I would like to
2 make a motion that we amend Ordinance 28-21
3 to include an emergency clause.

4 MS. WERREN: I second.

5 MR. FOLTZ: Foltz seconds.

6 MR. PETERS: All in favor, say "aye."

7 MR. FOLTZ: Aye.

8 MR. PETERS: Aye.

9 MR. REVOLDT: Aye.

10 MR. CERRETA: Aye.

11 MS. WERREN: Aye.

12 MR. FONTE: Aye.

13 MR. STROIA: Aye.

14 MR. PETERS: Opposed?

15 (No response.)

16 MR. PETERS: All right. Motion carries.
17 All right. If there is no further comment,
18 may I have a motion and a second to adopt the
19 third reading Ordinance 28-21 as amended?

20 MR. REVOLDT: Revoldt moves.

21 MS. WERREN: Werren, second.

22 MR. PETERS: All in favor, say "aye."

23 MR. FOLTZ: Aye.

24 MR. PETERS: Aye.

25 MR. REVOLDT: Aye.

1 MS. WERREN: Aye.
2 MR. FONTE: Aye.
3 MR. STROIA: Aye.
4 MR. PETERS: Opposed?
5 MR. CERRETA: Cerreta against.
6 MR. PETERS: Cerreta against. Passes
7 6-1.
8 MR. FOLTZ: Okay. President Peters, then
9 I'll have to leave the meeting.
10 MR. DEORIO: Hang on. You guys have to
11 pass it under an emergency. You just voted
12 to amend it.
13 MR. YOUNG: It is on emergency.
14 MR. FOLTZ: Yes.
15 MR. YOUNG: So normally we would suspend
16 the rules to not have to read it three times.
17 MR. PETERS: Oh, three readings.
18 MR. YOUNG: So we have already read it
19 three times.
20 MR. DEORIO: Why does the screen say
21 second reading?
22 MR. PETERS: It's third reading.
23 MR. YOUNG: Because I have a typo.
24 MR. FONTE: Change that to three, we are
25 good to go.

1 MR. PETERS: Yep, we're good.

2 MR. FOLTZ: Do we need another vote, or
3 are we good?

4 MR. PETERS: We are good, Doug.

5 MR. FOLTZ: Okay.

6 MR. FONTE: Be safe. Have a nice weekend
7 everybody.

8 MR. FOLTZ: All right. Thank you.
9 Everybody, too. Thank you.

10 MR. PETERS: Thank you.

11 MR. FOLTZ: Take Care. All right. Bye.

12 (Whereupon, Mr. Foltz leaves the
13 meeting.)

14 MR. PETERS: Okay. Let the record
15 reflect Member Foltz had to step away for the
16 rest of the meeting.

17 And we will move on to new business. A
18 motion and a second to suspend Council Rule
19 24 to allow consideration of two resolutions
20 relating to levies for fire and EMS services
21 without a Committee report.

22 MR. REVOLDT: Revoldt moves.

23 MS. WERREN: Werren, second.

24 MR. PETERS: All in favor, say "aye."

25 MR. REVOLDT: Aye.

1 MR. PETERS: Aye.

2 MR. CERRETA: Aye.

3 MS. WERREN: Aye.

4 MR. FONTE: Aye.

5 MR. STROIA: Aye.

6 MR. PETERS: Opposed?

7 (No response.)

8 MR. PETERS: All right. Motion carries.

9 So, Patrick, I'll --

10 MR. DEORIO: Yeah.

11 MR. PETERS: -- turn it over to you.

12 MR. DEORIO: Yeah. Thank you. So what
13 we wanted to do here is get this back down to
14 the auditor. We had some very good
15 discussions with representatives from the
16 auditor's office on some insight on ways to
17 make this happen that would be less of a
18 burden to taxpayers. So we want to follow
19 their lead and give them the ability to
20 reconfigure the request to make it turn out
21 better.

22 So we need to get this back down to them.
23 Because they'll only do what you send them.
24 So they did what we sent them, but they came
25 up with a better idea, and we want to take

1 them up on that idea. So we'd like to get
2 this back down to them with your approval
3 today.

4 MR. PETERS: Okay.

5 MS. WERREN: Patrick, this is -- this is
6 Stephanie. I just want to say thank you to
7 you and Jina and Ben for really looking at
8 the details in this. Because this is not
9 easy to make sure that the ordinance is
10 exactly as it should be, and whether it's
11 renewing, whether you are adding additional,
12 and how that saves the taxpayers money. And
13 I very much appreciate -- and Matt and I were
14 both on some -- some e-mails regarding that.
15 And I think both of us will concur that that
16 detail was so important in this legislation.
17 So thank you.

18 MR. REVOLDT: Patrick --

19 MR. STROIA: This is Stroia. I agree.
20 Go ahead, Daryl.

21 MR. REVOLDT: No. I'm sorry. Go ahead.

22 MR. STROIA: I was just saying, I agree.
23 The language, you know, needs to be very
24 precise. And it is often very confusing when
25 it comes to levy issues. So thanks for all

1 the feedback, everybody. Good job.

2 MR. REVOLDT: I was just going to add our
3 thanks go to -- and correct me, Jina and
4 Pat -- to John -- John -- John Oates for his
5 expertise. I think over the years, John has
6 proven to be a tremendous asset in that
7 office regarding tax matters. And this is an
8 example of the City relying upon that
9 expertise advice -- expert advice. So --

10 MR. PETERS: All right.

11 MR. REVOLDT: -- we need to make a
12 motion, Mr. Peters?

13 MR. PETERS: Yeah, I do. I need a motion
14 and a second to read by title only Resolution
15 7-21.

16 MS. WERREN: So moved, Werren.

17 MR. REVOLDT: Revoldt will make that
18 motion.

19 MR. PETERS: All right.

20 MR. REVOLDT: Then Revoldt will second.

21 MR. PETERS: All right. All in favor,
22 say "aye."

23 MR. REVOLDT: Aye.

24 MR. PETERS: Aye.

25 MR. CERRETA: Aye.

1 MS. WERREN: Aye.

2 MR. FONTE: Aye.

3 MR. STROIA: Aye.

4 MR. PETERS: Opposed?

5 (No response.)

6 MR. PETERS: Motion carries, 6-0.

7 Ben.

8 MR. YOUNG: A resolution submitting a
9 request to the Stark County Auditor, pursuant
10 to Ohio Revised Code Section 5705.03(B), to
11 certify to the City of North Canton, Stark
12 County, Ohio, as taxing authority for the
13 City of North Canton, the total current
14 valuation of said City as a subdivision and
15 the dollar amount of revenue that would be
16 generated for a renewal and increase of three
17 and three-tenths mills for the purpose of
18 providing ambulance service, emergency
19 medical service, or both, in said City for a
20 period of five years, beginning tax years
21 2022 -- being tax years 2022, 2023, 2024,
22 2025, and 2026, commencing in 2022, first due
23 in calendar year 2023, and declaring the same
24 to be an emergency.

25 MR. PETERS: All right. Thank you, sir.

1 At this time, I'll entertain a motion and a
2 second to adopt the first reading Resolution
3 7-21.

4 MS. WERREN: So moved, Werren.

5 MR. REVOLDT: Revoldt seconds.

6 MR. PETERS: All in favor, say "aye."

7 MR. REVOLDT: Aye.

8 MR. PETERS: Aye.

9 MR. CERRETA: Aye.

10 MS. WERREN: Aye.

11 MR. FONTE: Aye.

12 MR. STROIA: Aye.

13 MR. PETERS: Opposed?

14 (No response.)

15 MR. PETERS: Motion carries.

16 May I have a motion and a second to
17 suspend the rules of Council requiring three
18 readings?

19 MS. WERREN: So moved, Werren.

20 MR. REVOLDT: Revoldt moves. Revoldt
21 seconds.

22 MR. PETERS: All right. All in favor,
23 say "aye."

24 MR. REVOLDT: Aye.

25 MR. PETERS: Aye.

1 MR. CERRETA: Aye.

2 MS. WERREN: Aye.

3 MR. FONTE: Aye.

4 MR. STROIA: Aye.

5 MR. PETERS: Opposed?

6 (No response.)

7 MR. PETERS: Motion carries.

8 And, finally, a motion and a second to
9 adopt Resolution 7-21 under suspension of the
10 rules.

11 MS. WERREN: So moved, Werren.

12 MR. REVOLDT: Revoldt seconds.

13 MR. PETERS: All in favor, say "aye."

14 MR. REVOLDT: Aye.

15 MR. PETERS: Aye.

16 MR. CERRETA: Aye.

17 MS. WERREN: Aye.

18 MR. FONTE: Aye.

19 MR. STROIA: Aye.

20 MR. PETERS: Opposed?

21 (No response.)

22 MR. PETERS: Motion carries.

23 Okay. May I have a motion and a second
24 to read by title only Resolution 8-21?

25 MS. WERREN: So moved, Werren.

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MR. REVOLDT: Revoldt seconds.

MR. PETERS: All in favor, say "aye."

MR. REVOLDT: Aye.

MR. PETERS: Aye.

MR. CERRETA: Aye.

MS. WERREN: Aye.

MR. FONTE: Aye.

MR. STROIA: Aye.

MR. PETERS: Opposed?

(No response.)

MR. PETERS: Motion carries.

Ben.

MR. YOUNG: A resolution submitting a request to the Stark County Auditor, pursuant to Ohio Revised Code Section 5705.03(B), to certify to the City of North Canton, Stark County, Ohio, as taxing authority for the City of North Canton, the total current tax valuation of said City as a subdivision, the dollar amount of revenue that would be generated for an additional tax of one and one-half mill for the purpose of providing additional funds for the City's portion of providing and maintaining fire apparatus or other fire equipment and appliances, and for

1 the payment of permanent part-time or
2 volunteer firefighting personnel to operate
3 the same, including the payment of any
4 contributions required for such personnel
5 under ORC Sections 145.48 or 742.34 in said
6 City for a period of five years, being tax
7 years 2022, 2023, 2024, 2025, and 2026,
8 commencing in 2022, first due in calendar
9 year 2023, and declaring the same to be an
10 emergency.

11 MR. PETERS: All right. Thank you, Ben.
12 At this time, I need a motion and a second to
13 adopt the first reading of Resolution 8-21.

14 MR. REVOLDT: Revoldt moves.

15 MR. STROIA: Stroia seconds.

16 MR. PETERS: All in favor, say "aye."

17 MR. REVOLDT: Aye.

18 MR. PETERS: Aye.

19 MR. CERRETA: Aye.

20 MS. WERREN: Aye.

21 MR. FONTE: Aye.

22 MR. STROIA: Aye.

23 MR. PETERS: Opposed?

24 (No response.)

25 MR. PETERS: Motion carries.

1 And may I have a motion and a second to
2 suspend the rules of Council requiring three
3 readings?

4 MR. REVOLDT: Revoldt moves.

5 MS. WERREN: Werren, second.

6 MR. STROIA: Stroia seconds.

7 MR. PETERS: All in favor, say "aye."

8 MR. REVOLDT: Aye.

9 MR. PETERS: Aye.

10 MR. CERRETA: Aye.

11 MS. WERREN: Aye.

12 MR. FONTE: Aye.

13 MR. STROIA: Aye.

14 MR. PETERS: Opposed?

15 (No response.)

16 MR. PETERS: Motion carries.

17 And, finally, a motion and a second to
18 adopt Resolution 8-21 under suspension of the
19 rules.

20 MS. WERREN: Werren moves.

21 MR. REVOLDT: Revoldt seconds.

22 MR. PETERS: All in favor, say "aye."

23 MR. REVOLDT: Aye.

24 MR. PETERS: Aye.

25 MR. CERRETA: Aye.

1 MS. WERREN: Aye.

2 MR. FONTE: Aye.

3 MR. STROIA: Aye.

4 MR. PETERS: Opposed?

5 (No response.)

6 MR. PETERS: Motion carries.

7 All right. Before we adjourn, folks, I
8 need a motion and a second to add to the
9 agenda for a Special Council meeting
10 scheduled for May 3rd, 2021. This will
11 pertain to the approval of a land purchase
12 agreement for 1204 North Main Street.

13 MR. DEORIO: 06.

14 MR. PETERS: 1206, yes. All right.

15 Thank you, Pat.

16 MR. REVOLDT: Revoldt moves.

17 MR. CERRETA: Cerreta seconds.

18 MR. PETERS: All in favor --

19 MR. STROIA: Stroia seconds.

20 MR. PETERS: Oh, I'm sorry. All in
21 favor, say "aye."

22 MR. REVOLDT: Aye.

23 MR. PETERS: Aye.

24 MR. CERRETA: Aye.

25 MS. WERREN: Aye.

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MR. FONTE: Aye.

MR. STROIA: Aye.

MR. PETERS: Opposed?

(No response.)

MR. PETERS: All right. Motion carries, folks. That concludes our agenda. You have the meeting calendar on the screen there.

So without further comment, I'll entertain a motion to adjourn this Special Council meeting.

MS. WERREN: Werren moves.

MR. REVOLDT: Revoldt seconds.

MR. PETERS: All in favor, say "aye."

MR. REVOLDT: Aye.

MR. PETERS: Aye.

MR. CERRETA: Aye.

MS. WERREN: Aye.

MR. FONTE: Aye.

MR. STROIA: Aye.

MR. PETERS: Opposed?

(No response.)

MR. PETERS: Motion carries. We are adjourned. Have a great day and weekend, everyone.

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(This proceeding concluded at 8:13 a.m.)

ATTEST:

Daniel Jeff Peters,
Council President

Benjamin R. Young

Benjamin R. Young,
Council Clerk

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C E R T I F I C A T E

STATE OF OHIO,)
)
STARK COUNTY.)


I, Shannon L. Newhall, a Registered Professional Reporter and Notary Public in and for the State of Ohio, duly commissioned and qualified, do hereby certify that the within testimony so given was by me reduced to Stenotype afterwards prepared and produced by means of Computer-Aided Transcription, and that the foregoing is a true and correct transcription of the testimony so given.

I further certify that this proceeding was taken at the time and place in the foregoing caption specified.

I further certify that I am not a relative of, employee of or attorney for any party or counsel, or otherwise financially interested in this action.

I do further certify that I am not, nor is the court reporting firm with which I am affiliated, under a contract as defined in Civil Rule 28(D).

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Canton, Ohio, this 5th day of May, 2021.



Shannon L. Newhall, Notary Public
My commission expires February 2, 2023