



City of North Canton, Ohio

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NOTICE OF HEARING AND MEETING

Notice is hereby given that on the 11th day of July, 2005 at 6:50 p.m., a public hearing will be held on the budget prepared by the Mayor and the Director of Finance of the City of North Canton, Ohio, for the next succeeding fiscal year ending December 31, 2006.

Said hearing will be held in the Council Chamber at North Canton City Hall. All citizens are invited to participate.

The budget is available for examination in the office of the Director of Finance between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, at North Canton City Hall.

Council Meeting Agenda Monday, July 11, 2005

1. Call to Order
2. Opening Prayer: Rev. Richard Scherpenisse, Northminster Presbyterian Church
3. Pledge of Allegiance
4. Roll Call
5. Consideration

Consideration of Minutes of the Council Meeting: June 27, 2005
Consideration of Minutes of the Special Council Meeting: July 5, 2005
6. Committee Minutes
7. Recognition of Visitors

OLD BUSINESS

8. **Ordinance No. 91-05 – 3rd Reading – Street & Alley**

An ordinance changing the name of Alley No. 39, a fourteen foot (14') wide alley located approximately 180 feet east of South Main Street and parallel therewith and beginning at Glenwood Street S.E. and running in a general north-south direction for approximately 1940 feet to Bitzer Street S.E. and there terminating.

9. Ordinance No. 122-05 – 3rd Reading – Water, Sewer & Rubbish

Ordinance No. 122-05 accepting a twenty (20) foot perpetual water main easement, being part of Out Lot 286, Parcel 5800912 in the City of North Canton, presently owned by McKinley Development Leasing Company, Ltd, (Grantor); and being part of the Southeast Quarter of Section 9, Township 11, Range 8 of former Plain Township, to turn over an existing water main and all appurtenances for the City of North Canton to own and maintain.

10. Ordinance No. 125-05 – 3rd Reading – Finance & Property

An ordinance amending Ordinance No. 54-05, specifically Section 1, establishing rental rates and policies for rental of the North Canton Dogwood Park Shelter located at 241 Seventh Street NE, and repealing any and all legislation passed previously and inconsistent with this ordinance.

11. Ordinance No. 134-05 – 3rd Reading – Street & Alley

An ordinance accepting a record plat of The Sanctuary No. 1 located within the corporate limits of the City of North Canton.

12. Ordinance No. 135-05 – 3rd Reading – Street & Alley

An ordinance accepting a record plat of The Sanctuary No. 2 located within the corporate limits of the City of North Canton.

13. Ordinance No. 141-05 – 2nd Reading – Personnel & Safety

An ordinance adopting new work rules along with penalties by establishing City Wide Work Rules and Penalties and repealing any and all legislation inconsistent herewith.

NEW BUSINESS:

14. Resolution No. 147-05 – 1st Reading – Community & Economic Dev.

Resolution No. 147-05 stating what municipal services will be provided to 0.765 acres of land, more or less, known as and being part of the Northeast Quarter of Section 16, Township 11 (Plain Township), Range 8, Stark County, Ohio, proposed to be annexed to the City of North Canton, in the event said territory is annexed to the City of North Canton, and declaring the same to be an emergency.

15. Ordinance No. 148-05 – 1st Reading – Community & Economic Dev.

An ordinance consenting to the proposed annexation of certain territory known as the B.P./East Maple Street Annexation containing 0.765 acres of land, more or less, in Plain Township to the City of North Canton, and declaring the same to be an emergency.

16. Ordinance No. 149-05 – 1st Reading – Community & Economic Dev.

An ordinance to comply with Ohio Revised Code 709.023(C) regarding compatible and/or incompatible zoning uses, for the proposed annexation of the property known as the B.P./East Maple Annexation, and declaring the same to be an emergency.

17. Resolution No. 150-05 – 1st Reading – Community & Economic Dev.

Resolution No. 150-05 stating what municipal services will be provided to 5.271 acres of land, more or less, known as and being part of the Southeast Quarter of Section 16, the Southwest Quarter of Section 16 and the Northeast Quarter of Section 21, Township 11 (Plain Township), Range 8, Stark County, Ohio, proposed to be annexed to the City of North Canton, in the event said territory is annexed to the City of North Canton, and declaring the same to be an emergency.

18. Ordinance No. 151-05 – 1st Reading – Community & Economic Dev.

An ordinance consenting to the proposed annexation of certain territory known as Trinity Brethren Church – 55th Street Annexation containing 5.271 acres of land, more or less, in Plain Township to the City of North Canton, and declaring the same to be an emergency.

19. Ordinance No. 152-05 – 1st Reading – Community & Economic Dev.

An ordinance to comply with Ohio Revised Code 709.023(C) regarding compatible and/or incompatible zoning uses, for the proposed annexation of the property known as the Trinity Brethren Church – 55th Street Annexation, and declaring the same to be an emergency.

20. Resolution No. 153-05 – 1st Reading – Finance & Property

A resolution adopting the Budget of the City of North Canton, Ohio, for the year 2006, and declaring the same to be an emergency.

21. Ordinance No. 154-05 – 1st Reading – Finance & Property

Ordinance No. 154-05 authorizing the North Canton Police Department to apply for, accept, and utilize State of Ohio funding for the D.A.R.E. Program for the period from August 1, 2005 through June 30, 2006, and declaring the same to be an emergency.

22. Ordinance No. 155-05 – 1st Reading – Finance & Property

An ordinance amending Ordinance No. 145-04, Income Tax Ordinance of the City of North Canton, specifically Paragraph F, under Section 4, Article III-1, RETURN AND PAYMENT OF TAX, by deleting “or interest” from the phrase “penalty or interest”, and repealing all legislation inconsistent herewith.

23. **Ordinance No. 156-05 – 1st Reading – Finance & Property**

Ordinance No. 156-05 authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an agreement for the purchase of the premises known as being part of Out Lot No. 247 (Permanent Parcel No. 5800136) for the proposed Marquardt Sanitary Sewer and for future park purposes, in the City of North Canton, Stark County, Ohio, at a cost not to exceed \$162,500.00, and declaring the same to be an emergency.

24. **Ordinance No. 157-05 – 1st Reading – Finance & Property**

An ordinance providing for the issuance and sale of \$163,000 notes, in anticipation of the issuance of bonds, for the purpose of improving and expanding the City's sewerage system by acquiring real estate and interests in real estate in connection therewith, and declaring an emergency.

25. **Ordinance No. 158-05 – 1st Reading – Finance & Property**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the No. 652 Sewer Revenue Fund to the Facilities – Sewer Line account in the aggregate amount of \$162,500.00 for the current expenses during the fiscal year ending December 31, 2005, and declaring the same to be an emergency.

26. **Ordinance No. 159-05 – 1st Reading – Finance & Property**

An ordinance certifying the sufficiency and the validity of the referendum petition on Ordinance No. 67-05, and declaring the same to be an emergency.

27. **Ordinance No. 160-05 – 1st Reading – Finance & Property**

An ordinance authorizing the supplemental appropriation of funds of the City of North Canton, Ohio, to be appropriated from the unappropriated balance of the No. 332 Issue 2 Improvement fund to the Contract Payment – ODOT account in the aggregate amount of \$198,000.00 for the current expenses during the fiscal year ending December 31, 2005, and declaring the same to be an emergency.

28. **Ordinance No. 161-05 – 1st Reading – Water, Sewer & Rubbish**

An ordinance approving, confirming and accepting a perpetual sanitary sewer easement for part of Out Lot 212 and known as Parcel No. 5700052, and declaring the same to be an emergency.

29. **Ordinance No. 162-05 – 1st Reading – Water, Sewer & Rubbish**

An ordinance approving, confirming and accepting a perpetual sanitary sewer easement located in the Northeast Quarter of Section 8, Township 11 (Plain Township), Range 8, and known as Parcel No. 5500727, situated in the City of North Canton, County of Stark, State of Ohio, necessary for the construction of the Marquardt Sanitary Sewer Project, and declaring the same to be an emergency.

30. Ordinance No. 163-05 – 1st Reading – Water, Sewer & Rubbish

An ordinance approving, confirming and accepting a perpetual sanitary sewer easement located in the Northeast Quarter of Section 8, Township 11 (Plain Township), Range 8, and known as Parcel No. 5502588, situated in the City of North Canton, County of Stark, State of Ohio, necessary for the construction of the Marquardt Sanitary Sewer Project, and declaring the same to be an emergency.

31. Ordinance No. 164-05 – 1st Reading – Water, Sewer & Rubbish

An ordinance amending Section 3 of Ordinance No. 48-05, purchase and installation of a Hydraulic Freight Elevator, by an increase in the allocation, in an amount not to exceed \$110,000.00, and declaring the same to be an emergency.

32. Ordinance No. 165-05 – 1st Reading – Ordinance, Rules & Claims

An ordinance declaring that no person who has been convicted of, is convicted of, has plead guilty to, or pleads guilty to either a sexually oriented offense that is not a registration-exempt sexually oriented offense or a child-victim oriented offense shall establish a residence or occupy residential premises within five thousand two hundred eight feet (5,280), of any school premises, public park, library, or public pool.

REPORTS:

Director of Law
Mayor

Director of Finance
City Engineer

Director of Administration
Clerk of Council

REPORTS – COUNCIL:

Marcia Kiesling At Large
Daniel J. Peters At Large
Greg Sarbach At Large

Doug Foltz Ward 1
Dave Lindower Ward 2
Doug Lane Ward 3
Jon Snyder Ward 4

FINAL CALL FOR NEW BUSINESS:

ADJOURN:

Gail M. Kalpac
Clerk of Council

7/8/05

c: Council, Director of Law
Mayor, D/Administration
D/Finance, City Engineer
Supt., P&I, Press