

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

JANUARY 27, 2003

ROLL CALL: All 12 Council members present
INVOCATION: Given by Council member R. A. Mallonn
PLEDGE OF ALLEGIANCE: Led by President of Council Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg Ordinances #9-13; Added 1st Rdg Ordinance #8A; Adopted Ordinances #3 & 6 under 1st Rdg, & #9 under 2nd Rdg; Postponed action on Ordinance #20 to 2/24/03)

PUBLIC HEARINGS: (None)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (7 Speakers)

INFORMAL RESOLUTIONS:

- VICE PRESIDENT SMUCKLER: EXCUSING MEMBERS (Not necessary--all Councilmembers present)
11. COUNCIL-AS-A-WHOLE: APPROVING THE APPOINTMENT OF WARD 2 COUNCILMEMBER KATHLEEN ALTIERI-BUCHER TO THE DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT'S BOARD OF TRUSTEES FOR 2003. - ADOPTED
12. MASSEY, WARD 4 MEMBER: JOINING WITH MAYOR WATKINS IN SUPPORT OF RE-NAMING ALLEN SCHOOL IN MEMORY OF FORMER COUNCILMEMBER CHARLES EDE. - ADOPTED
13. SMUCKLER, MAJORITY LEADER: COMMENDING RETIRING CITY COUNCIL EMPLOYEE DONNA WEISS. - ADOPTED
14. SMUCKLER, MAJORITY LEADER: APPROVING THE REAPPOINTMENTS OF SAM SLIMAN, BILL SHERER, MARK DREYER, TOM SCHERVISH, STEVE KATZ & JOE CARBENIA AS MEMBERS OF THE ANNEXATION BOARD FOR A 2-YR TERM RETROACTIVE EFFECTIVE 1/1/02 THRU 12/31/02. - ADOPTED

COMMUNICATIONS:

26. AUDITOR PEREZ: REQUEST FOR ADDITIONAL AMENDED CERTIFICATE DATED 1/1/03. - CLERK OF COUNCIL
27. AUDITOR PEREZ: REQUEST FOR ADDITIONAL AMENDED CERTIFICATE DATED 1/21/03. - CLERK OF COUNCIL
28. HEALTH BENEFITS ADMINISTRATOR BRESSON: DECEMBER 2002 MONTHLY COMPARATIVE REPORT OF INSURANCE & JAN-DEC 2002 PAID CLAIMS & COMPARATIVE REPORT. - RCVD & FILED
29. HEALTH COMMISSIONER PATTISON: CANTON CITY HEALTH DEPARTMENT 2001 ANNUAL REPORT. - RCVD & FILED
30. KRUPAR, THOMAS: REQUESTING ZONE CHANGE FROM R-1a SINGLE FAMILY RESIDENTIAL TO PB-1 PLANNED OFFICE BUSINESS @ 3625 W. TUSC FOR A PHYSICAL THERAPY OFFICE. - PLANNING COMMISSION
31. MAYOR WATKINS: SUBMITTING RECOMMENDATIONS FOR 2003 CAPITAL IMPROVEMENT PROGRAM & REQUESTING INTERFUND TRANSFERS & SUPPLEMENTAL APPROPRIATIONS FROM CAPITAL IMPROVEMENT FUND, \$2,608,008, ETC. - LAW DIRECTOR (See O#2, 1st Rdg)
32. MAYOR WATKINS: ADVISING OF JEFFREY McDANIELS' RE-APPOINTMENT TO SMHA BOARD FOR A 5-YR TERM EFFECTIVE 2/1/03 THRU 1/31/07. - RCVD & FILED
33. PLANNING COMMISSION: RECOMMENDING APPROVAL OF AMENDMENTS TO THE ZONING MAP PER THE COMPREHENSIVE PLAN. - LAW DIR. **Pub Hrg 2/24/03 @ 7:32 PM**
34. PLANNING COMMISSION: RECOMMENDING DENIAL OF ZONE CHANGE REQUESTED BY TOM & HELEN SINCLAIR FROM R-1a SINGLE FAMILY RESIDENTIAL TO PR-3 PLANNED GARDEN & TOWNHOUSE RESIDENTIAL FOR A TRIPLEX @ 108 ARLINGTON SW. - LAW DIRECTOR **Pub Hrg 2/24/03 @ 7:30 PM**

COMMUNICATIONS - CONTINUED:

35. SAFETY DIRECTOR CONCATTO: REPORT OF EMERGENCY REPAIR WORK PERFORMED AT FIRE STATION #9; ESTIMATE IN AMOUNT OF \$50,000 FOR PAYMENT TO JOHN PICARD, ARCHITECT, & GAETANO CONSTRUCTION TO COMPLETE THE WORK. -

FINANCE CMTE CHAIRMAN

36. SERVICE DIRECTOR MILLER: REQUEST TO ENTER INTO CONTRACT WITH BENEFIT SERVICES, INC. & COMPANION LIFE INSURANCE COMPANY FOR CITY'S HEALTH BENEFIT PLAN FOR A 1-YR PERIOD EFFECTIVE 2/1/03. - LAW DIR. (See O#3, 1st Rdg)
37. TREASURER SCHIRACK: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 12/31/02. - RCVD & FILED
38. TREASURER SCHIRACK: COMPARATIVE REPORT OF DEPOSITS AND PAY INS FOR MONTH OF DECEMBER 2002 TO AMBULANCE LOCK BOX ACCOUNT. - RCVD & FILED
39. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR MONTH OF DECEMBER 2002. - RCVD & FILED
40. TREASURER SCHIRACK: REQUEST TO AMEND CHAPTER 181 OF CODIFIED ORDINANCES IMPOSING TAX ON PASS-THROUGH ENTITIES. - LAW DIRECTOR (See O#4, 1st Rdg)
41. WILLIAMS, BRUCE, AGENT FOR PETITIONER: SUBMITTING I-77/FAIRCREST ANNEXATION PETITION DOCUMENTS. - RCVD & FILED cc: Law Director (See O#5, 1st Rdg)

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZING AUDITOR TO ESTABLISH THE 4548 25TH STREET NW STORM SEWER, GP 1066; AMENDING O.236/2002 TO MAKE SUPPLEMENTAL APPROPRIATIONS IN AMOUNT OF \$233,067; EMERGENCY
Referred to Finance Committee
- 1ST RDG 2. AMENDING O.236/2002 TO MAKE SUPPLEMENTAL APPROPRIATIONS AND INTERFUND TRANSFERS FOR 2003 CAPITAL IMPROVEMENT PROGRAM, \$2,613,050.29, ETC; EMERGENCY
Referred to Finance Committee
- 8/2003* 3. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH BENEFIT SERVICES, INC & COMPANION LIFE INSURANCE COMPANY FOR HEALTH CARE BENEFITS & STOP-LOSS INSURANCE; EMERGENCY
Referred to Finance Committee
- 1ST RDG 4. AMENDING CITY CODE PART NINE, RE: TAXATION CODE; EMERGENCY
Referred to Judiciary Committee
- 1ST RDG 5. RESOLUTION APPROVING THE STATEMENT OF SERVICES IN THE I77/FAIRCREST ANNEXATION OF APPROXIMATELY 885 ACRES; EMERGENCY
Referred to Annexation Committee
- 9/2003* 6. SUSPENDING WAGE INCREASES FOR MANAGEMENT/NON-BARGAINING UNIT PERSONNEL, SECTIONS 12, 13, AND 23 OF O.164/2001; EMERGENCY
Referred to Personnel Committee
- 1ST RDG 7. AMENDING CITY CODE SECTION 151.09 RE: TERMINAL PAY; EMERGENCY
Referred to Judiciary Committee
- 1ST RDG 8. AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO FILE AN APPLICATION TO THE STATE OF OHIO TO PARTICIPATE IN THE CLEAN OHIO REVITALIZATION FUND, APPLY FOR FINANCIAL ASSISTANCE & ADMINISTER THE FUNDS RECEIVED; AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT TO PARTICIPATE IN THE WHEELING & LAKE ERIE RAILROAD PROJECT; EMERGENCY.
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 8A. (**RULE 22A SUSPENDED TO ADD**) APPROVING A 1-YR COLLECTIVE BARGAINING AGREEMENT BETWEEN CITY & AFSCME LOCAL 2937; EMERGENCY.
Referred to Personnel Committee

***8:36 to 8:54 PM RECESS FOR COMMITTEE MEETINGS ON O#3 & 6, RETURNED TO AGENDA FOR ADOPTION.**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD ORDINANCES #9-13:**

- 10/2003 9. AMENDING O.236/2002 TO MAKE SUPPLEMENTAL APPROPRIATIONS IN GRANT FUNDS FOR THE CANTON POLICE DEPARTMENT IN THE AMOUNT OF \$98,500 & ETC.; EMERGENCY
- 2ND RDG 10. AMENDING O.236/2002 TO MAKE SUPPLEMENTAL APPROPRIATIONS IN GRANT FUNDS FOR THE CANTON FIRE DEPARTMENT IN THE AMOUNT OF \$14,260 & ETC.; EMERGENCY
- 2ND RDG 11. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH COMPANION LIFE INSURANCE COMPANY FOR WORKERS COMPENSATION ADMINISTRATIVE SERVICES; EMERGENCY
- 2ND RDG 12. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO 2-YR CONTRACT WITH CANTON JOINT

RECREATION DISTRICT FOR THURMAN MUNSON FIELD MAINTENANCE IN AMOUNT OF \$25,000 PER YEAR; EMERGENCY

- 2ND RDG 13. AUTHORIZING CITY AUDITOR TO ESTABLISH THE 4538 MARKET AVENUE SANITARY SEWER FUND; AMENDING APPROPRIATION O.236/2002 FOR \$137,937 SUPPLEMENTAL APPROPRIATION FROM THE 4538 MARKET AVENUE N. SANITARY FUND; EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD READING:

- 11/2003 14. AUTHORIZING THE SERVICE &/OR SAFETY DIRECTORS TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS & PROFESSIONAL SERVICES FOR 2003 CALENDAR YEAR; AUTHORIZING ALTERNATIVELY THE PURCHASE OF SAID ITEMS PURSUANT TO STATE COOPERATIVE PURCHASING AGREEMENT AND/OR ODOT PURCHASING AGREEMENT; EMERGENCY
- 12/2003 15. AUTHORIZING THE AUDITOR TO ESTABLISH THE 4547 SHORB AVE & 4TH ST NW ROADWAY IMPROVEMENT GP 1050 FUND; & AMENDING O.236/2002 FOR \$924,989 SUPPLEMENTAL APPROPRIATION FROM CAPITAL IMPROVEMENT FUND; EMERGENCY
- 13/2003 16. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF PROPERTY FROM ODOT FOR RELOCATION OF PUBLIC DRIVE FOR PRO FOOTBALL HALL OF FAME; EMERGENCY
- 14/2003 17. ESTABLISHING \$250,000 FAIR MARKET VALUE & AUTHORIZING SERVICE DIRECTOR TO NEGOTIATE & PURCHASE LOTS FROM BLOOD, SWEAT & GEARS, LTD., IN CONJUNCTION WITH THE SCENIC RAILROAD STATION PROJECT; EMERGENCY
- 15/2003 18. AMENDING O.236/2002 TO ADD \$69,077 APPROPRIATION TO 1001 GENERAL OPERATING PARK-POLICE FUND (401050); EMERGENCY
- 16/2003 19. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO \$160,000 CONTRACT RENEWAL WITH THE OHIO MUNICIPAL LEAGUE SELF-INSURANCE POOL FOR AUTO LIABILITY INSURANCE COVERAGES; EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS - POSTPONED MATTER:

POSTPONED TO

- 2/24/2003 20. **SECTION 3 OF O.246/2002 - POSTPONED FROM 12/23/2002:** AMENDING CITY CODE SECTION 151.08, RE: OVERTIME & COMP TIME FOR NONEXEMPT & EXEMPT EMPLOYEES.

ANNOUNCEMENT OF COMMITTEE MEETINGS: Monday, February 3, 2003 @ 6:00 PM in Caucus Room
1. Judiciary Committee

Monday, February 3, 2003 @ 6:30 PM in Caucus Room
1. Community & Economic Development
2. Finance Committee
3. Annexation Committee
4. Public Property & Capital Improvement

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (No Speakers)

MISCELLANEOUS BUSINESS: (9:31 to 10:11 PM EXECUTIVE SESSION RE: AFSCME 2937 TEMPORARY AGREEMENT & SEXUALLY-ORIENTED BUSINESSES LITIGATION).

ADJOURNMENT TIME: 10:13 P.M.

THE NEXT REGULAR CITY COUNCIL MEETING WILL BE HELD MONDAY, FEBRUARY 3, 2003 @ 7:30 PM