

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

MARCH 17, 2003

ROLL CALL: All 12 Councilmembers Present

INVOCATION: Given by 9th Ward Councilmember Joe Carbenia

PLEDGE OF ALLEGIANCE: Led by President of Council Ray Denczak.

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 24B to add Informal Resolutions #25 & 26; Suspended Rule 22A to add 2nd Rdg Ordinances #1-6; O#7 was retained in committee; & O#11-14 were postponed to 3/24/03)

PUBLIC HEARINGS: (None)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (No Public Speakers)

INFORMAL RESOLUTIONS:

VICE PRESIDENT SMUCKLER: EXCUSING MEMBERS. (No motion necessary—all Members present)

RULE 24A SUSPENDED TO ADD RESOLUTIONS #25 & 26:

25. PERSONNEL COMMITTEE: COUNCIL CONFIRMS THE MAYOR'S REAPPOINTMENT OF BERNARD JENKINS TO SERVE AS A MEMBER ON THE CANTON HEALTH BOARD FOR THE TERM 4/1/03-3/31/08 - ADOPTED (See Communication #104)
26. PERSONNEL COMMITTEE: COUNCIL CONFIRMS THE MAYOR'S REAPPOINTMENT OF WESLEY WALTERS TO SERVE AS A MEMBER ON THE FAIR EMPLOYMENT PRACTICES BOARD FOR THE TERM 3/1/03-2/28/08 - ADOPTED (See Communication #103)
27. CARBENIA, WARD 9 MEMBER: SUPPORTING THE PAYMENT OF SHUT DOWN PENSION BENEFITS BY PBGC TO ELIGIBLE REPUBLIC TECHNOLOGY INTNL. WORKERS. - ADOPTED

COMMUNICATIONS:

118. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY AULTMAN HOSPITAL FOUNDATION FOR A ZONE CHANGE FROM R-1a SINGLE FAMILY RESIDENTIAL TO PB-1 FOR THE SOUTHWEST CORNER OF DARTMOUTH & 6TH ST SW TO INSTALL A TEMPORARY HELIPORT. - LAW DIRECTOR
PUB HRG 4/21/2003 @ 7:30 PM

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING: (None)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

RULE 22A SUSPENDED TO ADD ORDINANCES #1-6: (#7 RETAINED IN COMMITTEE)

- 2ND RDG 1. VACATING A PORTION OF HURSH PL. NW, SOUTH OF 2ND ST NW BETWEEN WERTZ AVE & JUNCTION CT NW AS REQUESTED BY SERVICE DIRECTOR MILLER ON BEHALF OF THE CANTON PRESERVATION SOCIETY; EMERGENCY **PUB HRG 3/24/03 @ 7:30 PM**
- 2ND RDG 2. VACATING A PORTION OF LAWN AVE SW (SOUTH OF 7TH ST SW & NORTH OF 9TH ST SW) AND STRASSER PL SW, (BETWEEN LAWN & PARK Ave sw); AND REPLAT OF LOTS 4137-4144 & 5515-5522 & 34404 LOCATED ON WEST SIDE OF DUEBER AVE SW AS REQUESTED BY SERVICE DIRECTOR MILLER ON BEHALF OF CANTON CITY SCHOOLS; EMERGENCY **PUB HRG 3/24/03 @ 7:32 PM**
- 2ND RDG 3. AUTHORIZING CITY AUDITOR TO PAY A \$3,330.10 MORAL OBLIGATION TO JOHN PATRICK PICARD ARCHITECT & A \$38,895 MORAL OBLIGATION TO GAETANO CONSTRUCTION INC FOR EMERGENCY WORK PERFORMED ON FEBRUARY 26, 2003 AT THE #9 FIRE STATION; EMERGENCY
- 2ND RDG 4. AUTHORIZING DIRECTOR OF PUBLIC SAFETY TO ENTER INTO \$52,135.60 CONTRACT FOR THE PURCHASE OF 44 SETS OF GLOBE FIRE SUITS, PBI TURN OUT GEAR, FROM FINLEY FIRE EQUIPMENT CO INC THRU THE STATE COOPERATIVE PURCHASE AGREEMENT; AUTHORIZING \$1,638.56 CONTRACT FOR RELATED EQUIPMENT; EMERGENCY
- 2ND RDG 5. AUTHORIZING DIRECTOR OF PUBLIC SERVICE TO ENTER INTO \$25,000 AGREEMENT WITH STARK COUNTY COMMISSIONER FOR CONSTRUCTION OF FAIRCREST & DUEBER AVE SW INTERSECTION IMPROVEMENTS; AMENDING O.236/2002 FOR A \$25,000 SUPPLEMENTAL APPROPRIATION FROM THE 5201 WATER FUND; EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING - CONTINUED:

- 2ND RDG 6. AUTHORIZING MAYOR TO ENTER INTO AGREEMENT WITH UNITED STATES DEPARTMENT OF INTERIOR NATIONAL PARK SERVICE TO CONSTRUCT A TRAIN STATION & PLATFORM; ACCEPTING PLATFORM & TRAIN STATION UPON CONSTRUCTION; EMERGENCY

RETAINED IN

- CMTE** 7. AUTHORIZING THE SERVICE DIRECTOR TO ACCEPT AN EXISTING PRIVATE DRAINAGE EASEMENT, INVESTIGATE IMPROVEMENTS TO THE DRAINAGE SYSTEM; ENTER INTO EASEMENT AGREEMENTS; EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 49/2003** 8. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A \$22,450 AGREEMENT WITH OSBORN ARCHITECTS & ENGINEERS FOR PHASE 2, FINAL SITE DEVELOPMENT, OF THE FUTURE CANTON STATION ALONG THE SCENIC RAILROAD; EMERGENCY
- 50/2003** 9. ESTABLISHING FAIR MARKET VALUE OF PROPERTY IN THE 4TH ST NE RECONSTRUCTION PROJECT; AUTHORIZING THE SERVICE DIRECTOR TO NEGOTIATE & PURCHASE SAID PARCELS AT THE ESTABLISHED FMV, ENTER INTO WORK AGREEMENTS & SANITARY SEWER EASEMENTS; EMERGENCY
- 51/2003** 10. AUTHORIZING SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO \$550,000 CONTRACT FOR THE CONSTRUCTION ASPECT OF THE WPCC DIGESTER PROJECT; AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A \$23,900 CONTRACT WITH CT CONSULTANTS INC FOR ENGINEERING SERVICES; & AMENDING O.236/2002 FOR A \$573,900 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND; EMERGENCY

POSTPONED TO

- 3/24/03** 11. AMENDING O.236/2002 TO APPROPRIATE ADDITIONAL MONEYS NEEDED FOR OPERATING & CAPITAL EXPENSES FOR THE REMAINDER OF FISCAL YEAR 2003 IN AMOUNT OF \$22,264,655.98, ETC; EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS - POSTPONED MATTER:

POSTPONED TO

- 3/24/03** 12. **POSTPONED FROM 3/10/03:** AMENDING MANAGEMENT/NON-BARGAINING PERSONNEL O.164/2001 TO REPLACE EXISTING EXHIBIT A BY THE DELETION OF NUMEROUS VACANT POSITIONS & REORGANIZING COSTS TO GENERAL FUND; EMERGENCY

POSTPONED TO

- 3/24/03** 13. **POSTPONED FROM 3/3/03 & 3/10/03:** AMENDING CITY CODE CHAPTER 787 RE: SEXUALLY- ORIENTED BUSINESSES; EMERGENCY

POSTPONED TO

- 3/24/03** 14. **SECTION 3 OF O.246/2002 - POSTPONED FROM 12/23/02, 1/27/03, 2/24/03 & 3/10/03:** AMENDING CITY CODE SECTION 151.08, RE: OVERTIME & COMP TIME FOR NONEXEMPT & EXEMPT EMPLOYEES.

ANNOUNCEMENT OF COMMITTEE MEETINGS: (Wednesday, March 19, 2003 @ 6:00pm, Council Caucus Room)

1. Finance Committee re: budget & Postponed Matter #11

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (One Public Speaker)

MISCELLANEOUS BUSINESS: 1) Ordinance #18 on 3/10/03 agenda re: replatting of Lot #35828 owned by Everett & Susan Daniels referred back to the Planning Commission. 2) Executive session re: sexually-oriented businesses litigation & two personnel matters was held 8:26-9:27 PM.

ADJOURNMENT TIME: 9:32 PM

THE NEXT REGULAR CITY COUNCIL MEETING WILL BE HELD MONDAY, MARCH 24, 2003 @ 7:30 PM