

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

MARCH 24, 2003

ROLL CALL: All 12 Councilmembers Present (President Denczak absent)

INVOCATION: Given by Councilmember-At-Large & Vice President of Council Bill Smuckler

PLEDGE OF ALLEGIANCE: Led by Vice President of Council Bill Smuckler

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg Ordinance A & 2^d Rdg Ordinance #1; Amended Ordinances #7, 8 & 9; Postponed Ordinance #10 to 4/7/03, Postponed Ordinance #11 to 3/31/03)

PUBLIC HEARINGS:

7:30 PM A REQUEST BY SERVICE DIRECTOR MILLER TO VACATE A PORTION OF OF HURSH PL. NW, SOUTH OF 2ND ST NW BETWEEN WERTZ AVE & JUNCTION CT NW ON BEHALF OF THE CANTON PRESERVATION SOCIETY
(PLANNING COMMISSION RECOMMENDS APPROVAL) (No Public Speakers) (See O#52/2003)

7:32 PM A REQUEST BY SERVICE DIRECTOR MILLER TO VACATE A PORTION OF LAWN AVE SW (S. OF 7TH & N. OF 9TH ST SW) AND STRASSER PL SW, (BETWEEN LAWN & PARK AVE SW); AND REPLAT LOTS 4137-4144 & 5515-5522 & 34404 LOCATED ON WEST SIDE OF DUEBER AVE SW ON BEHALF OF CANTON CITY SCHOOLS.
(PLANNING COMMISSION RECOMMENDS APPROVAL) (No Public Speakers) (See O#53/2003)

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

INFORMAL RESOLUTIONS:

FIRST VICE PRESIDENT CASAR: EXCUSING MEMBERS. (President Denczak)

28. DIAMOND, MINORITY LEADER: RECOMMENDING COUNCIL RULE #20 BE AMENDED TO PERMIT A SUMMARY TRANSCRIPT OF COUNCIL MEETING MINUTES. - RULES COMMITTEE

COMMUNICATIONS:

119. AUDITOR PEREZ: REQUEST FOR ADDITIONAL AMENDED CERTIFICATE DATED 3/19/03. - CLERK OF COUNCIL

120. BUDGET DIRECTOR ELLSWORTH: LINE ITEM DETAIL OF 2003 GENERAL FUND APPROPRIATIONS. - RECEIVED & FILED

121. CIVIL ENGINEER COUTTS: SUBMITTING 2002 ANNUAL REPORT OF CITY ENGINEERING DEPARTMENT. - RECEIVED & FILED

122. HEALTH BENEFITS ADMINISTRATOR BRESSON: CORRECTED JANUARY 2003 MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JANUARY 2003 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED

123. HEALTH BENEFITS ADMINISTRATOR BRESSON: FEBRUARY 2003 MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JAN-FEB 2003 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED

124. LAW DIRECTOR MARTUCCIO: LEGAL OPINION RE: VERBATIM REQUIREMENT OF COUNCIL MEETING MINUTES. - RECEIVED & FILED (See Resolution #28 above)

125. LIQUOR CONTROL DIVISION, STATE OF OHIO: NOTIFICATION THAT CHRISTINE A. ADESSI, DBA KANAMS LOUNGE @ 1133 FULTON RD NW, 2ND FLR, HAS REQUESTED A TRANSFER OF OWNERSHIP D5 LIQUOR PERMIT FROM HARRY J. ROUBANES. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

126. SERVICE DIRECTOR MILLER: REQUEST TO REIMBURSE AEP \$85,000 FOR UPGRADE TO BASIC PLAN FOR RELOCATING OVERHEAD TRANSMISSION LINE IN THE SHORB & 4TH NW PROJECT IN CONJUNCTION WITH TIMKEN CAMPUS EXPANSION. - LAW DIRECTOR

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

RULE 22A SUSPENDED TO ADD ORDINANCE A:

1ST RDG ___A. SUSPENDING WAGE INCREASES FOR MANAGEMENT & NON-BARGAINING UNIT PERSONNEL; EMERGENCY Referred to Personnel Committee and Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

RULE 22A SUSPENDED TO ADD ORDINANCE #1:

2ND RDG 1. 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:

- 52/2003** 2. 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**
- 53/2003** 3. 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**
- 54/2003** 4. 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
- 55/2003** 5. 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
- 56/2003** 6. 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
- AMENDED**
57/2003 7. AUTHORIZING MAYOR TO ENTER INTO AGREEMENT WITH UNITED STATES DEPARTMENT OF INTERIOR NATIONAL PARK SERVICE TO CONSTRUCT A TRAIN STATION; ACCEPTING TRAIN STATION UPON CONSTRUCTION; EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS - POSTPONED MATTER:**AMENDED**

- 58/2003** 8. **POSTPONED FROM 3/17/03:** 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

AMENDED

- 59/2003** 9. **POSTPONED FROM 3/10/03 & 3/17/03:** 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

- 4/7/03** 10. **POSTPONED FROM 3/3/03, 3/10/03 & 3/17/03:** AMENDING CITY CODE CHAPTER 787 RE: SEXUALLY-ORIENTED BUSINESSES; EMERGENCY

POSTPONED TO

- 3/31/03** 11. **SECTION 3 OF O.246/2002 - POSTPONED FROM 12/23/02, 1/27/03, 2/24/03, 3/10/03 & 3/17/03:** AMENDING CITY CODE SECTION 151.08, RE: OVERTIME & COMP TIME FOR NONEXEMPT & EXEMPT EMPLOYEES.

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, March 31, 2003 @ 6:30pm, Council Caucus Room

1. Finance Committee
2. Personnel Committee
3. Rules Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (3 Public Speakers)

MISCELLANEOUS BUSINESS

ADJOURNMENT TIME: 9:02 PM

THE NEXT REGULAR CITY COUNCIL MEETING WILL BE HELD MONDAY, MARCH 31, 2003 @ 7:30 PM