

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

JUNE 2, 2003

ROLL CALL: 10 present, 2 absent (Members Casar and Altieri-Bucher)
INVOCATION: Given by 6th Ward Councilmember David R. Dougherty
PLEDGE OF ALLEGIANCE: Led by President of Council President Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Adopted 1st Rdg Ordinances #6, 11, &18)

PUBLIC HEARINGS:

7:30 PM A REQUEST BY AULTMAN HEALTH FOUNDATION TO VACATE PARTS OF MOSLEY COURT SW & STANWOOD PLACE SW. (PLANNING COMMISSION RECOMMENDS APPROVAL)
(Council heard one public speaker) (See O.98/2003)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (None)

INFORMAL RESOLUTIONS:

VICE PRESIDENT SMUCKLER: EXCUSING MEMBERS CASAR & ALTIERI-BUCHER.

COMMUNICATIONS:

196. AUDITOR PEREZ: REQUEST FOR ADDITIONAL AMENDED CERTIFICATE DATED 3/28/03. - CLERK OF COUNCIL
197. AULTMAN HOSPITAL: REQUEST TO REZONE PART OF OL #1020, PART OF LOT #10215 & LOT #4157 LOCATED ON NORTH SIDE OF 6TH STREET SW FROM B-2, R-1A, & B-1 TO PCS, COMMUNITY SERVICE DISTRICT, FOR 4-STORY ADDITION WITH HELIPAD TO EXISTING HOSPITAL. - PLANNING COMMISSION
198. DALE, LaVERNE E., JR.: REQUEST TO REZONE LOT #37259 AT 3827 KIRBY AVENUE NE FROM R-1A TO PB-3, PLANNED GENERAL BUSINESS, FOR EXPANSION OF EXISTING BUSINESS. - PLANNING COMMISSION
199. HART, WARD 7 MEMBER: LETTER TO PARK SUPERINTENDENT REQUESTING TO DETOUR ALL TRAFFIC FROM THE WALKING TRACK BRIDGE TO THE TENNIS COURTS UNTIL BRIDGE IS REPAIRED. - RECEIVED & FILED
200. LIQUOR CONTROL DIVISION, STATE OF OHIO: NOTIFICATION THAT PETER G. PAPACOSTAS, DBA CANTON AGORA SOCIAL CLUB @ 520 4TH NE, HAS REQUESTED A NEW D5 LIQUOR LICENSE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
201. MAYOR WATKINS: REQUEST TO AMEND O.40/2000, THE BARGAINING UNIT PERSONNEL ORDINANCE, TO REFLECT A CONTRACT AMENDMENT WITH AFSCME LOCAL 2937 RE: WATER DIVISION. - LAW DIRECTOR (See O#1 & 2, 1st Rdg)
202. PLANNING COMMISSION: RECOMMENDING APPROVAL OF ZONE CHANGE REQUESTED BY LaVERNE DALE JR. FROM R-1A TO PB-3, PLANNED GENERAL BUSINESS, TO EXPAND THE VERN DALE WATER CENTER AT 3827 KIRBY AVE NE. - LAW DIRECTOR
PUBLIC HRG 7/14/03 @ 7:30 PM
203. PLANNING COMMISSION: RECOMMENDING APPROVAL OF ZONE CHANGE REQUESTED BY HAMMONTREE & ASSOCIATES FOR LAMBOS INVESTMENT PARTNERS LTD & HELEN ROWAN FROM R-1A TO PB-3, PLANNED GENERAL BUSINESS, TO EXPAND KENTUCKY FRIED CHICKEN AT 2303 WEST TUSC. - LAW DIRECTOR
PUBLIC HRG 7/14/03 @ 7:31 PM
204. PLANNING COMMISSION: RECOMMENDING APPROVAL OF ZONE CHANGE REQUESTED BY HASENSTAB ARCHITECTS FOR AULTMAN HOSPITAL FROM B-1, B-2 & R-1A TO PCS, PLANNED COMMUNITY SERVICE, FOR MAJOR EXPANSION OF AULTMAN HOSPITAL AT 2600 6TH SW. - LAW DIRECTOR
PUBLIC HRG 7/14/03 @ 7:32 PM

COMMUNICATIONS CONTINUED:

205. PLANNING COMMISSION: RECOMMENDING APPROVAL OF ZONE CHANGE REQUESTED BY ATTORNEY CHARLES HALL FOR CANTON CITY SCHOOLS & MICHAEL GRAVILLA FROM R-1A TO PB-4, PLANNED SPECIAL BUSINESS, TO PERMIT AN AUTOMOBILE DETAILING SHOP. - LAW DIRECTOR **PUBLIC HRG 7/14/03 @ 7:33 PM**

206. SAFETY DIRECTOR CONCATTO: REQUEST TO ACCEPT GRANT FOR PURCHASE OF A COMPUTER TO REPORT TO OHIO EMS INCIDENT REPORTING SYSTEM; & REQUEST \$940 SUPPLEMENTAL APPROPRIATION FROM THE 2812 EMS TRAINING & EQUIPMENT FUND. - LAW DIRECTOR (See O#3, 1st Rdg)
207. SERVICE DIRECTOR MILLER: REQUEST TO APPROVE A WATER MAIN EXTENSION ALONG DIAMOND, DAWNWOOD & WILLIAM STREET NE IN PLAIN TWP. - LAW DIRECTOR (See O#4, 1st Rdg)
208. SERVICE DIRECTOR MILLER: REQUEST TO APPROVE A WATER MAIN EXTENSION FOR SARATOGA HILLS SUBDIVISION IN PLAIN TWP. - LAW DIRECTOR (See O#5, 1st Rdg)
209. SERVICE DIRECTOR MILLER: REQUEST TO APPROVE SUPPLEMENTAL APPROPRIATIONS (\$24,000 & ETC), A TRANSFER (\$10,190), & INTERFUND TRANSFERS (\$24,000 & ETC), FOR YOUTH DEVELOPMENT'S SUMMER FOOD PROGRAM 2003. - LAW DIRECTOR (See O#6, 1st Rdg)
210. SERVICE DIRECTOR MILLER: REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO A \$150,000 CONTRACT FOR PHASE I CONSTRUCTION OF THE REIFSNYDER PARK WETLAND & STREAM RESTORATION MASTER PLAN; \$13,900 CONTRACT WITH URS CORPORATION FOR BIDDING & CONSTRUCTION SERVICES; & \$163,900 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND. - LAW DIRECTOR (See O#7, 1st Rdg)
211. SERVICE DIRECTOR MILLER: REQUEST TO APPROVE \$50,000 SUPPLEMENTAL APPROPRIATION FROM THE CORNERSTONE PARKING DECK FUND. - LAW DIRECTOR (See O#8, 1st Rdg)
212. SERVICE DIRECTOR MILLER: REQUEST TO APPROVE VARIOUS SUPPLEMENTAL APPROPRIATIONS (\$126,804.07 & ETC.) TO REPAY OWDA DEBT OBLIGATIONS IN THE LAKE-HARTVILLE WATER LINE EXTENSION. - LAW DIRECTOR (See O#9, 1st Rdg)
213. SERVICE DIRECTOR MILLER: REQUEST TO EXECUTE & DELIVER EASEMENT OF CITY OWNED PROPERTY TO THE REPOSITORY FOR WAREHOUSE EXPANSION ON WALNUT AVENUE SE. - LAW DIRECTOR (See O#10, 1st Rdg)
214. SERVICE DIRECTOR MILLER: REQUEST TO ACCEPT A PROPERTY DONATION FROM THE J R COLEMAN COMMUNITY RENOVATION CORPORATION TO BE IMPROVED TO CORRESPOND WITH IMPROVEMENTS TO THE STARK ELECTRIC TRAIL. - LAW DIRECTOR (See O#11, 1st Rdg)
215. SERVICE DIRECTOR MILLER: REQUEST TO EXECUTE & DELIVER EASEMENT OF CITY OWNED PROPERTY TO EUGENE C. WACKERLY, INC. FOR UNDERGROUND UTILITY LINE ON PART OF COURT AVENUE NE. - LAW DIRECTOR (See O#12, 1st Rdg)
216. SERVICE DIRECTOR MILLER: REQUEST TO APPROVE A WATER MAIN EXTENSION TO CANTON SOUTH HIGH SCHOOL & AMOS MCDANNEL ELEMENTARY SCHOOL IN CANTON TWP. - LAW DIRECTOR
217. TREASURER SCHIRACK: COMPARATIVE REPORT OF CASH RECEIPTS AS OF APRIL 30, 2003 - RECEIVED & FILED
218. WILLIAMS, BRUCE,
AGENT FOR PETITIONER: COPY OF ANNEXATION PETITION DOCUMENTS FILED WITH STARK COUNTY COMMISSIONERS RE: JEFFRIES BROTHERS ANNEXATION CONSISTING OF 147.051 ACRES IN CANTON & PLAIN TWPS. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZING A CONTRACT AMENDMENT BETWEEN CITY OF CANTON & AFSCME LOCAL 2937 RE: WATER DIVISION; EMERGENCY
Referred to Personnel Committee
- 1ST RDG 2. AMENDING BARGAINING UNIT PERSONNEL O.40/2000 IN WATER DIVISION TO REFLECT CONTRACT AMENDMENT WITH AFSCME LOCAL 2937; EMERGENCY
Referred to Personnel Committee
- 1ST RDG 3. AUTHORIZING SAFETY DIRECTOR TO ACCEPT A \$940 GRANT FROM OHIO DEPARTMENT OF PUBLIC SAFETY FOR PURCHASE OF A COMPUTER TO REPORT TO OHIO EMS INCIDENT REPORTING SYSTEM; AMENDING O.236/2002 FOR \$940 SUPPLEMENTAL APPROPRIATION FROM THE 2812 EMS TRAINING & EQUIPMENT FUND; EMERGENCY

Referred to Finance Committee

- 1ST RDG 4. APPROVING A WATER MAIN EXTENSION ALONG DIAMOND STREET, DAWNWOOD AVENUE & WILLIAM STREET NE IN PLAIN TWP; AUTHORIZING THE SERVICE DIRECTOR TO CONTRACT FOR SAME; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 1ST RDG 5. APPROVING A WATER MAIN EXTENSION TO SARATOGA HILLS SUBDIVISION IN PLAIN TWP; AUTHORIZING THE SERVICE DIRECTOR TO CONTRACT FOR SAME; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 99/2003** 6. AMENDING O.236/2002 FOR SUPPLEMENTAL APPROPRIATIONS, (\$24,000 & ETC), A TRANSFER (\$10,190), & INTERFUND TRANSFERS (\$24,000 & ETC), FOR YOUTH DEVELOPMENT'S SUMMER FOOD PROGRAM 2003; EMERGENCY
Referred to Finance Committee
- 1ST RDG 7. AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO A \$150,000 CONTRACT FOR PHASE I CONSTRUCTION OF THE REIFSNYDER PARK WETLAND; A \$13,900 CONTRACT WITH URS CORPORATION FOR BIDDING & CONSTRUCTION SERVICES; & AMENDING O.236/2002 FOR A \$163,900 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND; EMERGENCY
Referred to Environmental & Public Utilities and Finance Committees
- 1ST RDG 8. AMENDING O.236/2002 FOR A \$50,000.00 SUPPLEMENTAL APPROPRIATION FROM THE 2155 CORNERSTONE PARKING DECK FUND; EMERGENCY
Referred to Finance Committee
- 1ST RDG 9. AMENDING O.236/2002 FOR A \$126,804.07 SUPPLEMENTAL APPROPRIATION FROM THE 5219 LAKE-HARTVILLE WATER LINE EXTENSION FUND & \$10,748.58 FROM THE 5202 WATER WORKS-DEBT SERVICE FUND TO REPAY OWDA DEBT OBLIGATIONS; EMERGENCY
Referred to Finance Committee
- 1ST RDG 10. AUTHORIZING THE SERVICE DIRECTOR TO EXECUTE & DELIVER AN EASEMENT FOR CITY OWNED PROPERTY TO COPLEY OHIO NEWSPAPERS TO CONSTRUCT & MAINTAIN FOOTERS, FOUNDATIONS & STRUCTURAL SUPPORT TO CONSTRUCT AN ADDITION TO THE EXISTING REPOSITORY BUILDING; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 100/2003** 11. AUTHORIZING THE CITY OF CANTON TO ACCEPT DONATION OF PART OF LOT #10919 LOCATED ON SW CORNER OF MAHONING/14TH NE FROM THE J R COLEMAN COMMUNITY RENOVATION CORPORATION; EMERGENCY
Referred Community & Economic Development Committee
- 1ST RDG 12. AUTHORIZING SERVICE DIRECTOR TO EXECUTE & DELIVER EASEMENT OF CITY OWNED PROPERTY TO EUGENE C. WACKERLY, INC. TO CONSTRUCT, MAINTAIN, REPAIR, REPLACE, USE & OPERATE A PERMANENT UNDERGROUND UTILITY LINE.
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 13. AUTHORIZING CITY AUDITOR TO PAY \$1,178.00 MORAL OBLIGATION TO THE WEST GROUP FOR THE HOUSING & DEVELOPMENT REPORTER SUBSCRIPTION RENEWAL; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 14. AMENDING O.17/89 TO AUTHORIZE THE MAYOR TO ENTER INTO AMENDED CONTRACT WITH THE CANTON COMMUNITY IMPROVEMENT CORPORATION TO ADMINISTER AN ADDITIONAL \$600,000 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING - CONTINUED:**
- 1ST RDG 15. AUTHORIZING THE MAYOR &/OR SERVICE DIRECTOR TO CONTRACT WITH THE CANTON COMMUNITY CLINIC, INC. TO PROVIDE A \$251,000 GRANT FOR OPERATIONAL EXPENSES; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 16. AUTHORIZING THE MAYOR AND/OR SERVICE DIRECTOR TO CONTRACT WITH THE CANTON REGIONAL CHAMBER OF COMMERCE TO PROVIDE A \$160,000 GRANT FOR A COMPREHENSIVE DOWNTOWN DEVELOPMENT PLANNING ASSISTANCE PROGRAM & AN ECONOMIC DEVELOPMENT PROGRAM; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 17. AUTHORIZING THE MAYOR AND/OR SERVICE DIRECTOR TO ENTER INTO A \$104,000 CONTRACT WITH THE STARK COUNTY DISTRICT LIBRARY FOR FURNITURE & EQUIPMENT FOR THE MADGE YOUTZ LIBRARY; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- 101/2003** 18. AUTHORIZING THE MAYOR AND/OR SERVICE DIRECTOR TO CONTRACT WITH THE CANTON SYMPHONY ORCHESTRA ASSOCIATION TO PROVIDE A \$27,470 GRANT FOR THE 2003 CONCERT IN THE PARK; EMERGENCY

Referred to Community & Economic Development and Finance Committees

- 1ST RDG 19. TERMINATING REAL ESTATE & PERSONAL PROPERTY TAX EXEMPTIONS FOR DANNER PRESS CORPORATION & DBH ASSOCIATES; EMERGENCY

Referred to Community & Economic Development Committee

- 1ST RDG 20. AMENDING O.122/92 AUTHORIZING MAYOR TO ENTER INTO AN AMENDED AGREEMENT WITH STARK COUNTY OUT OF POVERTY PARTNERSHIP, INC. FOR AN ADDITIONAL AMOUNT OF \$406,124.00; EMERGENCY

Referred to Community & Economic Development and Finance Committees

- 1ST RDG 21. ESTABLISHING FAIR REUSE VALUE OF TWO PARCELS OF CITY-OWNED PROPERTY; AUTHORIZING THE SALE & CONVEYANCE TO HABITAT FOR HUMANITY PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY

Referred to Community & Economic Development and Finance Committees

7:56-8:07 PM recess for committee meetings on ordinances #6, 11 & 18, which were returned to the agenda for adoption.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING: (None)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 102/2003 22. A RESOLUTION WITHDRAWING THE CITY OF CANTON'S OBJECTION TO THE RENEWAL OF A LIQUOR PERMIT REQUESTED BY FRAMES TAVERN @ 1600 BRYAN AVE SW LOCATED WITHIN THE CITY OF CANTON; EMERGENCY.

AMENDED

- *98/2003 23. AN ORDINANCE VACATING MOSLEY COURT SW FROM NORTH LINE OF STANWOOD PL SW TO SOUTH LINE OF LOTS 10189 & 10200, & STANWOOD PL SW FROM EAST LINE OF BEDFORD SW TO WEST LINE OF ARLINGTON SW AS REQUESTED BY AULTMAN HEALTH FDN; EMERGENCY. **PUB HRG 6/2/03 @ 7:30 PM**

***Adopted out of Sequence**

- 103/2003 24. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A \$23,436 CONTRACT WITH NORTHWEST CONSULTANTS FOR CONSTRUCTION CONTRACT PLANS OF ROADWAY APPROACH & STRUCTURE FOR GUILFORD AVE NW BRIDGE REPLACEMENT GP 1075; AMENDING O.236/2002 BY MAKING A \$23,436 TRANSFER FOR SAME; EMERGENCY.

- 104/2003 25. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO \$63,300 CONTRACT WITH MOTTER & MEADOWS ARCHITECTS FOR ARCHITECTURAL/ENGINEERING SERVICES FOR A NEW SEWER DEPARTMENT FACILITY TO BE LOCATED AT THE WATER POLLUTION CONTROL CENTER; AMENDING O.236/2002 BY MAKING A \$63,300 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND; EMERGENCY.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING - CONTINUED:

- 105/2003** 26. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A \$39,250 CONTRACT WITH ODOT FOR CONSTRUCTION OF SECOND SECTION OF I-77 WIDENING PROJECT EXTENDING FROM US RT 30 INTERCHANGE TO JUST SOUTH OF TUSC; AMENDING O.236/2002 BY MAKING A \$39,250 SUPPLEMENTAL APPROPRIATION FROM 4501 CAPITAL PROJECTS FUND; EMERGENCY.
- 106/2003** 27. AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN THE AMOUNT OF \$111,356.47 TO MORTON INTERNATIONAL, INC. FOR ROAD SALT; EMERGENCY.
- 107/2003** 28. AN ORDINANCE APPROVING A WATER MAIN EXTENSION TO EAST SIDE OF BEVERLY AVE NE NORTH OF SCHNEIDER RD NE IN PLAIN TOWNSHIP; AUTHORIZING THE SERVICE DIRECTOR TO CONTRACT FOR SAME; EMERGENCY.
- 108/2003** 29. AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF REAL PROPERTY IN CONJUNCTION WITH THE 4th & SHORB AVE NW ROAD IMPROVEMENT PROJECT; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE A TEMPORARY EASEMENT AT THE ESTABLISHED FAIR MARKET VALUE; EMERGENCY.

ANNOUNCEMENT OF COMMITTEE MEETINGS: Monday, June 9, 2003 @ 5:00 Pm, Caucus Room

1. Community & Economic Development Committee
2. Environmental & Public Utilities Committee
3. Personnel Committee
4. Public Safety & Thoroughfares Committee
5. Finance Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (Council heard 8 speakers)

MISCELLANEOUS BUSINESS: Re: flooding; purchase of T&C Credit Union building.

ADJOURNMENT TIME: 9:27 PM

THE NEXT REGULAR CITY COUNCIL MEETING WILL BE HELD MONDAY, JUNE 16, 2003 @ 7:30 PM
(COUNCIL IS ON ITS SUMMER SCHEDULE & WILL MEET JUNE 16TH & 30TH, JULY 14TH & 28TH, AND
AUGUST 11TH & 25TH, 2003)