

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

SEPTEMBER 8, 2003

ROLL CALL: 10 Councilmembers present, 2 absent (Altier-Bucher and Mallonn)

INVOCATION: Given by 1ST Ward Councilmember Greg Hawk

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#13-16; Adopted O# 4&13)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT SMUCKLER: EXCUSING MEMBERS (Members Altieri-Bucher and Mallonn)

70. SMUCKLER, BILL
COUNCILMEMBER AT LARGE: COMMENDING ALLEN & CHRISTINE SCHULMAN FOR RECEIVING THE 2003 PRESERVATION AWARD FOR HISTORIC RESTORATION OF THE CARNEGIE BUILDING. - ADOPTED

COMMUNICATIONS:

334. AUDITOR PEREZ: MONTHLY REPORT BY FUND FOR 8/1/03 - 8/29/03. - RECEIVED & FILED

335. AUDITOR PEREZ: YEARLY REPORT BY FUND FOR 1/1/03 - 8/29/03. - RECEIVED & FILED

336. HEALTH COMMISSIONER PATTISON: REQUEST \$190,000 SUPPLEMENTAL APPROPRIATION FROM THE 2328 PHI FUND DUE TO RECEIPT OF ADDITIONAL PUBLIC HEALTH INFRASTRUCTURE GRANT FUNDS. - LAW DIRECTOR (See O#1, 1st Rdg)

337. LIQUOR CONTROL DIVISION,
STATE OF OHIO: NOTICE OF HEARING CONTINUED TO 10AM ON 9/22/03 @ 220 E TUSC IN THE CITY'S OBJECTION TO THE ISSUANCE OF A NEW C1,2 LIQUOR PERMIT TO TRASH ENTERPRISES, INC. DBA CHERRY MARKET @ 1494 CHERRY AVENUE SE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

338. LIQUOR CONTROL DIVISION,
STATE OF OHIO: NOTICE OF HEARING CONTINUED TO 11AM ON 9/22/03 @ 220 E TUSC IN THE CITY'S OBJECTION TO THE ISSUANCE OF A NEW C1,2 LIQUOR PERMIT TO LA TIENDA HISPANA OVIEDOS AT 909 12TH STREET NW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

339. LIQUOR CONTROL DIVISION,
STATE OF OHIO: NOTIFICATION OF D2, D2X, D3, D3A LIQUOR LICENSE REQUESTED BY RAY BERTRAM DBA FREEWAY TAVERN @ 1316 NAVARRE RD SW, 1ST & 2ND FLOORS. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

340. MAYOR WATKINS: REQUEST \$11,595 SUPPLEMENTAL APPROPRIATION FOR VETERAN'S MEMORIAL PARK FUND, \$5,235.47 SUPPLEMENTAL & TRANSFER TO PERMANENTLY CLOSE THE 7118 BENEFITS & INSURANCE FUND, & \$87,000 TRANSFER FROM POLICE & FIRE DEPT BUDGETS TO MAINTAIN OPERATIONS IN THE DISPATCH CENTER. - LAW DIRECTOR (See O#2, 1st Rdg)

341. MASSEY, CRAIG, WARD 4: REQUEST FOR CITY ENGINEERING TO INVESTIGATE GEORGEVIEW ESTATES FLOODING AREA, APPLY FOR OPW FUNDING AND PREPARE APPROPRIATE LEGISLATION. - SERVICE DIRECTOR

342. PLANNING COMMISSION: RECOMMENDING APPROVAL OF A ZONE CHANGE REQUEST BY CHRIS MAGGIORE FROM B-3 TO PB-4 @ 2535 FULTON DR NW TO PERMIT A CAR WASH. - LAW DIRECTOR **PUBLIC HEARING 10/20/03 @ 7:31 PM**

343. PLANNING COMMISSION: RECOMMENDING APPROVAL OF A ZONE CHANGE REQUEST BY DANIEL & MARCIA HARDING FROM R-1a TO PB-3 @ 4330 KIRBY AVENUE NE FOR THE EXPANSION OF EXISTING HARDING'S PARK CYCLE BUSINESS. - LAW DIRECTOR **PUBLIC HEARING 10/20/03 @ 7:32 PM**

344. PLANNING COMMISSION: RECOMMENDING DENIAL OF A ZONE CHANGE REQUEST BY JAMES & PATRICIA FRICKER FROM R-1a TO PR-2 @ 2409-2411 4TH STREET NW TO PERMIT A LEGAL DUPLEX - LAW DIRECTOR **PUBLIC HEARING 10/20/03 @ 7:30 PM**

COMMUNICATIONS CONTINUED:

345. PLANNING COMMISSION: RECOMMENDING DENIAL OF A REQUEST BY NICK STREAMO JR. TO VACATE A PORTION OF 14TH STREET SW & LAWN AVENUE SW BETWEEN DUEBER & PARK AVENUES SW. - LAW DIRECTOR

346. SAFETY DIRECTOR CONCATTO: REQUEST TO ENTER INTO A \$43,995 CONTRACT WITH STEPHEN CAMPBELL & ASSOCIATES TO PURCHASE AN AUDIO LOGGER FOR THE CANTON POLICE DEPARTMENT IN ACCORDANCE WITH COOPERATIVE PURCHASING AGREEMENT. - LAW DIRECTOR (See O#3, 1st Rdg)
347. SERVICE DIRECTOR MILLER: SUBMITTING LIST OF DELINQUENT WATER & SEWER CHARGES FOR CERTIFICATION TO STARK COUNTY AUDITOR FOR COLLECTION. - LAW DIRECTOR (See O#4, 1st Rdg)
348. SERVICE DIRECTOR MILLER: REQUEST TO TRANSFER \$26,500 INTO THE 4501 202052 GP 1051 35TH STREET NE STORM SEWER FUND FOR CHANGE ORDERS & ADDITIONAL DRAINAGE WORK IN THE 35TH STREET STORM SEWER PROJECT. - LAW DIRECTOR (See O#5, 1st Rdg)
349. SERVICE DIRECTOR MILLER: ANNOUNCING A 4% WATER RATE INCREASE EFFECTIVE SEPTEMBER 1, 2003. - RECEIVED & FILED
350. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR MONTH OF AUGUST, 2003. - RECEIVED & FILED
351. TREASURER SCHIRACK: COMPARATIVE REPORT OF DEPOSITS & PAY INS TO AMBULANCE LOCK BOX ACCOUNT FOR MONTH OF AUGUST, 2003. - RECEIVED & FILED
352. TREASURER SCHIRACK: REPORT OF TREASURER'S OFFICE BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF AUGUST 29, 2003. - RECEIVED & FILED
353. TREASURER SCHIRACK: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 8/31/03. - RECEIVED & FILED
354. WILLIAMS, BRUCE,
AGENT FOR PETITIONER: COPY OF ANNEXATION PETITION DOCUMENTS FILED WITH THE STARK COUNTY COMMISSIONERS IN THE FORD MOTOR COMPANY/GEORGETOWN ROAD CEDA ANNEXATION OF 176.280 ACRES IN CANTON TWP. - LAW DIRECTOR

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1st RDG ____ 1. AMENDING O.236/2002 BY MAKING A \$190,000 SUPPLEMENTAL APPROPRIATION FROM THE 2328 PUBLIC HEALTH INFRASTRUCTURE FUND FOR THE HEALTH DEPARTMENT; EMERGENCY
Referred to Finance Committee
- 1st RDG ____ 2. AMENDING O.236/2002 BY MAKING AN \$11,595 SUPPLEMENTAL APPROPRIATION FOR VETERAN'S MEMORIAL PARK FUND, \$5,235.47 SUPPLEMENTAL & TRANSFER TO PERMANENTLY CLOSE THE 7118 BENEFITS & INSURANCE FUND, & \$87,000 TRANSFER FROM POLICE & FIRE DEPT BUDGETS TO MAINTAIN OPERATIONS IN THE DISPATCH CENTER; EMERGENCY
Referred to Finance Committee
- 1st RDG ____ 3. AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO A \$43,995.00 CONTRACT WITH STEPHEN CAMPBELL & ASSOCIATES FOR THE PURCHASE OF AN AUDIO LOGGER PURSUANT TO ORC 125.04 (B) COOPERATIVE PURCHASING AGREEMENT FOR THE POLICE DEPARTMENT; EMERGENCY
Referred to Public Property Capital Improvement and Finance Committees
- 182/2003*** 4. AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY UNPAID & DELINQUENT CHARGES FOR WATER AND/OR SEWER SERVICES TO THE COUNTY AUDITOR; EMERGENCY
Referred to Intergovernmental & Public Service Committee
- 1st RDG ____ 5. AMENDING O.236/2002 FOR A \$26,500 TRANSFER INTO THE 4501 202052 GP 1051 35TH STREET NE STORM SEWER FUND FOR CHANGE ORDERS & ADDITIONAL DRAINAGE WORK IN THE GP 1051 35TH STREET NE STORM SEWER PROJECT; EMERGENCY
Referred to Finance Committee

***Recess for Committee Meeting on O#4 from 7:40pm to 7:46 pm**

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING - CONTINUED:

- 1st RDG ____ 6. AUTHORIZING THE MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO A ONE YEAR CONTRACT WITH THE CANTON SYMPHONY ORCHESTRA ASSOCIATION TO PROVIDE A \$40,000 GRANT FOR THE CHILDREN'S ARTS CONNECTION PROGRAM; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- 1st RDG ____ 7. AUTHORIZING THE MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH HABITAT FOR HUMANITY OF GREATER CANTON, INC. TO PROVIDE A \$60,000 GRANT FOR REIMBURSEMENT OF ACQUISITION AND SITE DEVELOPMENT COSTS; EMERGENCY

Referred to Community & Economic Development and Finance Committees

- 1ST RDG 8. AUTHORIZING THE MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH PRIME TIME BASKETBALL, INC. TO PROVIDE A \$31,325 GRANT FOR THE PRIME TIME BASKETBALL PROGRAM; EMERGENCY

Referred to Community & Economic Development and Finance Committees

- 1ST RDG 9. AMENDING CITY CODE CHAPTER 515, FAIR HOUSING, OF PART FIVE - GENERAL OFFENSES CODE; EMERGENCY

Referred to Judiciary Committee

- 1ST RDG 10. ESTABLISHING \$300 FAIR MARKET VALUE OF CITY OWNED LOT LOCATED ON SYCAMORE AVENUE NW; AUTHORIZING SALE & CONVEYANCE OF SAME PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY

Referred to Community & Economic Development Committee

- 1ST RDG 11. ESTABLISHING \$5,400 FAIR MARKET VALUE OF CITY OWNED LOT LOCATED ON SHORB AVENUE NW; AUTHORIZING SALE & CONVEYANCE OF SAME PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY

Referred to Community & Economic Development Committee

- 1ST RDG 12. AUTHORIZING A \$200,000 ALLOCATION PER YEAR, PLUS INTEREST, TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION FOR FIVE YEARS (FOR BUS GARAGE RELOCATION & DOWNTOWN FORD USED CAR AREA); EMERGENCY

Referred to Community & Economic Development and Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD ORDINANCES #13-16:

- 183/2003 13. AMENDING O.236/2002 FOR A \$6,263 SUPPLEMENTAL APPROPRIATION FROM THE 2328 PUBLIC HEALTH INFRASTRUCTURE FUND; EMERGENCY.

- 2ND RDG 14. AMENDING EXHIBIT A OF BARGAINING UNIT PERSONNEL O.40/2000 IN SERVICE DIRECTOR'S DIVISION OF PUBLIC WORKS & DIVISION OF SANITATION RE: UTILITY PERSON 1 CLASSIFICATION; EMERGENCY

- 2ND RDG 15. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO \$248,900 CONTRACT WITH BITZEL EXCAVATING FOR CONSTRUCTION OF WATER LINE EXTENSIONS AS PART OF LAWR-CHESTER PHASE TWO WATER MAIN EXTENSION PROJECT; AUTHORIZING THE SERVICE DIRECTOR TO MAKE APPLICATION & CONTRACT WITH OHIO WATER DEVELOPMENT AUTHORITY FOR \$273,790 LOAN; AUTHORIZING AUDITOR TO ESTABLISH 5222 LAWR-CHESTER PHASE TWO WATER MAIN EXTENSION FUND & AUTHORIZING A \$273,790 SUPPLEMENTAL APPROPRIATION FROM SAME; EMERGENCY

- 2ND RDG 16. VACATING PORTIONS OF THIRD STREET, QUEEN COURT & WELLS AVE NW AS REQUESTED BY CANTON CITY SCHOOLS; APPROVING & ACCEPTING REPLATTING OF ALL OR PARTS OF LOTS NOS. 244-246; 6057-6064; 1733-1739 & VACATED PORTIONS OF THIRD STREET, QUEEN COURT & WELLS AVE NW; EMERGENCY **PUBLIC HEARING 9/15/03 @ 7:30 PM**

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING: (None)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, September 15, 2003 @ 6:00PM, Caucus Room

1. Judiciary Committee
2. Finance Committee
3. Community & Economic Development Committee
4. Public Property Capital Improvement Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (Council heard 1 speaker)

MISCELLANEOUS BUSINESS:

Feed the Needy Picnic on 9/13/2003--donations being accepted
Discussion of water rate increase

ADJOURNMENT TIME: 8:21 PM

THE NEXT REGULAR CITY COUNCIL MEETING WILL BE HELD MONDAY, SEPTEMBER 15, 2003 @ 7:30 PM