

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

SEPTEMBER 15, 2003

ROLL CALL: All 12 Councilmembers present

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 2<sup>nd</sup> Rdg O#6-16; Adopted 2<sup>nd</sup> Rdg O#8)

PUBLIC HEARINGS:

7:30 PM REQUEST BY CANTON CITY SCHOOLS TO VACATE PORTIONS OF 3<sup>rd</sup> ST, QUEEN CT, & WELLS AVE NW, & REPLAT ALL OR PARTS OF VARIOUS LOTS & VACATED STREETS.  
(PLANNING COMMISSION RECOMMENDS APPROVAL) (No Public Speakers) (See O#187/2003)

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT SMUCKLER: EXCUSING MEMBERS (Not Necessary, all Councilmembers present)

COMMUNICATIONS:

- 355. HEALTH BENEFITS ADM. BRESSON: AUGUST 2003 MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JANUARY-AUGUST 2003 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED
- 356. HOUSE OF REPRESENTATIVES STATE REP SCOTT OELSLAGER: LETTER THANKING CLERK OF CNCL FOR RESOLUTION REGARDING OHIO PRESCRIPTION DRUG FAIR PRICING ACT 2001 (HB 290).- REC'D & FILED
- 357. PLANNING COMMISSION: RECOMMENDING APPROVAL OF I-1 LIGHT INDUSTRIAL ZONING FOR JEFFRIES BROTHERS ANNEXATION AREA. - LAW DIRECTOR
- 358. PLANNING COMMISSION: RECOMMENDING APPROVAL TO DEDICATE WAREHAM PL NE BETWEEN LYMAN & WALKER CT, & REPLAT ALL OR PARTS OF LOTS 41988-41991 & 42205-42207 REQUESTED BY NICHOLS FIELD SERVICES FOR HABITAT FOR HUMANITY. - LAW DIRECTOR (See O#2, 1<sup>st</sup> Rdg)
- 359. PRIME PROPERTIES & RENOVATIONS LLC: REQUEST TO REZONE 1275 WOODLAND AVE NW FROM R-1A TO PR-3 FOR A LEGAL NON-CONFORMING MULTI-UNIT. - PLANNING COMMISSION
- 360. SERVICE DIRECTOR MILLER: REQUEST LEGISLATION AUTHORIZING THE MAYOR TO SUBMIT APPLICATIONS TO OPWC & EXECUTE CONTRACTS FOR CAPITAL IMPROVEMENT PROJECTS FUNDING. - LAW DIRECTOR (See O#3, 1<sup>st</sup> Rdg)
- 361. SERVICE DIRECTOR MILLER: REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR CONSTRUCTION OF 44<sup>th</sup> STREET NE IMPROVEMENT PROJECT, GP 1056; PERMIT PROJECT TO BE CONSTRUCTED WITHOUT SIDEWALKS; \$143,255 TRANSFER TO 4535 GP 1056 44<sup>th</sup> STREET NE IMPROVEMENT FUND & \$788,357 SUPPLEMENTAL APPROPRIATION FROM 4535 OPWC GP 1056 44<sup>th</sup> STREET NE IMPROVEMENT FUND. - LAW DIRECTOR
- 362. SERVICE DIRECTOR MILLER: REQUEST TO ENTER INTO \$24,850 CONTRACT WITH CT CONSULTANTS FOR THE FAIRMOUNT BLVD NE STORM INTERCEPTOR PROJECT; ESTABLISH A PROJECT ACCOUNT, & A \$24,850 TRANSFER INTO 5410 202063 FUND FOR THIS PURPOSE. - LAW DIR.

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

1<sup>st</sup> RDG 1. AMENDING 0.55/77 TO REZONE LOT NO. 7137 LOCATED AT 1406 15<sup>th</sup> ST SW FROM B-2 TO PB-4 AS REQUESTED BY JOHN & BRENDA GABRIEL; EMERGENCY. **PUBLIC HEARING 9/29/03 @ 7:30 PM**  
Referred to Second Reading Portion of Next Agenda

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

1<sup>st</sup> RDG 2. APPROVING & ACCEPTING REPLATTING OF ALL OR PARTS OF LOTS NOS. 41988-41991 & 42205-42207

& DEDICATION PLAT OF WAREHAM PL NE AS REQUESTED BY COOPER & ASSOCIATES AND NICHOLS FIELD SERVICES ON BEHALF OF HABITAT FOR HUMANITY; EMERGENCY  
Referred to Public Safety & Thoroughfares Committee

1<sup>st</sup> RDG 3. AUTHORIZING THE MAYOR TO SUBMIT APPLICATIONS TO DIRECTOR OF OHIO PUBLIC WORKS COMMISSION & EXECUTE CONTRACTS FOR CAPITAL IMPROVEMENT PROJECTS FUNDING; EMERGENCY  
Referred to Public Property Capital Improvement & Finance Committees

1<sup>ST</sup> RDG 4. AUTHORIZING CITY AUDITOR TO PAY \$5,178.14 MORAL OBLIGATION TO ATTORNEY DAVID B. LANGDON FOR SERVICES IN *CASCADE NEWS v. CITY OF CANTON* LAWSUIT; EMERGENCY  
Referred to Finance Committee

1<sup>st</sup> RDG 5. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO ONE YEAR CONTRACT FOR PURCHASE OF NATURAL GAS WITH FSG ENERGY SERVICES & RATIFYING SAID CONTRACT; EMERGENCY  
Referred to Environmental & Public Utilities Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

**SUSPENDED RULE 22A TO ADD ORDINANCES #6-16:**

2<sup>nd</sup> RDG 6. AMENDING O.236/2002 BY MAKING A \$190,000 SUPPLEMENTAL APPROPRIATION FROM THE 2328 PUBLIC HEALTH INFRASTRUCTURE FUND FOR THE HEALTH DEPARTMENT; EMERGENCY

2<sup>nd</sup> RDG 7. 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

**184/2003** 8. 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

2<sup>nd</sup> RDG 9. AMENDING O.236/2002 FOR A \$26,500 TRANSFER INTO THE 4501 202052 GP 1051 35<sup>TH</sup> STREET NE STORM SEWER FUND FOR CHANGE ORDERS & ADDITIONAL DRAINAGE WORK IN THE GP 1051 35<sup>TH</sup> STREET NE STORM SEWER PROJECT; EMERGENCY

2<sup>nd</sup> RDG 10. 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

2<sup>nd</sup> RDG 11. 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

2<sup>nd</sup> RDG 12. 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

2<sup>nd</sup> RDG 13. AMENDING CITY CODE CHAPTER 515, FAIR HOUSING, OF PART FIVE - GENERAL OFFENSES CODE; EMERGENCY

2<sup>nd</sup> RDG 14. 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

2<sup>nd</sup> RDG 15. 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

2<sup>nd</sup> RDG 16. 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

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

**185/2003** 17. 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

**186/2003** 18. 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 LAW-CHESTER PHASE TWO WATER MAIN EXTENSION FUND & AUTHORIZING A \$273,790 SUPPLEMENTAL APPROPRIATION FROM SAME; EMERGENCY

- 187/2003** 19. 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**

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, September 22, 2003 @ 6:45 PM, Caucus Room

1. Public Safety & Thoroughfares Committee
2. Finance Committee
3. Environmental & Public Utilities Committee
4. Public Property Capital Improvement Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (Council Heard 8 Speakers)

MISCELLANEOUS BUSINESS:

Neighborhood walk 9/20/03 @ 2:30 PM (Ward 1)  
Meeting 9/24/03 @ 5:00 PM in Council Chambers re: development of Canton Neighborhoods  
Moment of silence for Gino Carbenia who had surgery  
Thank you to Feed the Needy volunteers  
Announcement of Mayor's birthday 9/16/03

ADJOURNMENT TIME: 8:45 PM

THE NEXT REGULAR CITY COUNCIL MEETING WILL BE HELD MONDAY, SEPTEMBER 22, 2003 @ 7:30 PM