

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

JANUARY 12, 2003

ROLL CALL: All 12 Councilmembers present.

INVOCATION: Given by Ward 9 Councilmember & Assistant Majority Leader Joe Carbenia

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 24B to add Resolutions #6-12)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT DON CASAR: EXCUSING MEMBERS (No motion necessary-all members present)

5. COUNCIL-OF-THE-WHOLE: COMMENDING MICHAEL L. MILLER FOR HIS SERVICE TO THE CITIZENS OF THE CITY OF CANTON AS DIRECTOR OF PUBLIC SERVICE. - ADOPTED

SUSPENDED RULE 24B TO ADD RESOLUTIONS #6-12:

6. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S RE-APPOINTMENT OF MR. THOMAS BURNS TO THE BOARD OF ZONING APPEALS FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. - ADOPTED

7. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF MR. MICHAEL KING TO THE CANTON CONSTRUCTION BOARD FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. - ADOPTED

8. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF MS. KATHY LEWIS TO THE CANTON CITY PLANNING COMMISSION FOR A 6 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/09. - ADOPTED

9. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF MS. JOANNE MURRAY TO THE CANTON CIVIL SERVICE COMMISSION FOR A 6 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/09. - ADOPTED

10. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF MR. TAREK MONEIR TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION COMMENCING ON 1/1/04 TO 12/31/04. - ADOPTED

11. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF MR. CURTIS WERREN TO THE FAIR EMPLOYMENT PRACTICES BOARD FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. - ADOPTED

12. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF MR. JOHN LUCAS TO THE FAIR EMPLOYMENT PRACTICES BOARD FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. - ADOPTED

COMMUNICATIONS:

3. AUDITOR PEREZ: MONTHLY REPORT BY FUND FOR 12/1/03 - 12/31/03. - RECEIVED & FILED

4. AUDITOR PEREZ: YEARLY REPORT BY FUND FOR 01/1/03 - 12/31/03. - RECEIVED & FILED

5. AUDITOR PEREZ: REQUEST FOR ADDITIONAL AMENDED CERTIFICATE DATED 12/19/03. - CLERK OF COUNCIL

6. AUDITOR PEREZ: REQUEST FOR ADDITIONAL AMENDED CERTIFICATE DATED 12/19/03. - CLERK OF COUNCIL

7. AUDITOR PEREZ: REQUEST FOR ADDITIONAL AMENDED CERTIFICATE DATED 12/31/03. - CLERK OF COUNCIL

8. CD & PLANNING DEPARTMENT: REQUEST AUTHORITY TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR REMOVAL OF ASBESTOS AND DEMOLITION OF KRESGE BLOCK. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEE

COMMUNICATIONS - CONTINUED:

9. DOWNTOWN CANTON S.I.D.: LETTER OF THANK YOU FOR COUNCIL SUPPORT TO THE SPECIAL IMPROVEMENT DISTRICT; REQUEST FOR A NEW COUNCIL MEMBER APPOINTMENT TO S.I.D. BOARD. - COUNCIL-OF-THE-WHOLE

10. LAW DIRECTOR MARTUCCIO: REQUEST AUTHORIZATION TO APPROVE RECOMMENDATIONS FOR THE

CITY'S HEALTH BENEFIT PLAN. - FINANCE COMMITTEE

11. LAW DIRECTOR MARTUCCIO: SUBMITTING 2 ORDINANCES AUTHORIZING CANTON TO PURCHASE EQUIPMENT, SUPPLIES AND SERVICES FROM STATE OF OHIO, DIVISION OF ADMINISTRATIVE SERVICES, PURSUANT REVISED CODE SECTION 125.04, STATE COOPERATIVE PURCHASING AGREEMENT, & FROM ODOT PURSUANT TO REVISED CODE SECTION 5513.01. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEE
12. LAW DIRECTOR MARTUCCIO: REQUEST LEGISLATION AUTHORIZING SERVICE DIRECTOR TO ENTER INTO \$168,710.00 CONTRACT RENEWAL W/THE OHIO MUNICIPAL LEAGUE JOINT SELF-INSURANCE POOL LIABILITY INSURANCE PROGRAM NOT TO EXCEED \$168,710.00 FOR GENERAL LIABILITY & AUTOMOBILE LIABILITY INSURANCE COVERAGES RETROACTIVE TO 1/1/04 THROUGH 12/31/04. - FINANCE COMMITTEE
13. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR TRANSFER OF C1, C2 LIQUOR PERMIT TO RAMDEVPIR LLC., LOCATED @ 3004 17TH STREET SW FROM SPEED D FOODS INC. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
14. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY BELLA 7 LLC dba MAGGIORES DRIVE THRU #15 LOCATED @ 1037 DUEBER AVE., SW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
15. LIQUOR CONTROL DIVISION (OHIO) REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY WAYNE EDWARD MARION dba DUEBER DRIVE THRU LOCATED @ 1037 DUEBER AVENUE SW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
16. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF DENIAL AND REJECTION FOR NEW CLASS C-1-2 LIQUOR PERMIT REQUESTED BY AMEERS, INC. dba IN-N-OUT LOCATED @ 805 MCKINLEY AVENUE SW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
17. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF HEARING DATE SET FOR 1/12/04 ON ISSUANCE OR TRANSFER OF NEW C1,2 LIQUOR PERMIT REQUESTED BY R & S CONVENIENT MART, INC., dba B & B SUPERMARKET LOCATED @ 636 CHERRY AVENUE NE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
18. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF TENTATIVE HEARING DATE SET FOR 1/26/04 OBJECTING TO C2, 2X, D6 STOCK TRANSFER REQUESTED BY CANTON HORIZON PETROLEUM, INC. dba GASCO EXPRESS MART LOCATED @ 3325 HARMONT AVENUE NE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
19. LIQUOR CONTROL DIVISION (OHIO): NOTICE TO CANCEL HEARING DATE SET FOR 1/26/04 OBJECTING TO C2, 2X, D6 STOCK TRANSFER REQUESTED BY CANTON HORIZON PETROLEUM, INC. dba GASCO EXPRESS MART LOCATED @ 3325 HARMONT AVENUE NE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
20. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF TENTATIVE HEARING DATE SET FOR 1/26/04 OBJECTING TO A NEW C1, 2 LIQUOR PERMIT REQUESTED BY DWS, INC. dba SHORB DRIVE THRU LOCATED @ 829 12TH STREET NW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
21. LIQUOR CONTROL DIVISION (OHIO): NOTICE TO CANCEL HEARING DATE SET FOR 1/26/04 OBJECTING TO A NEW C1, 2 LIQUOR PERMIT REQUESTED BY DWS, INC. dba SHORB DRIVE THRU LOCATED @ 829 12TH STREET NW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

COMMUNICATIONS - CONTINUED:

22. MAYOR RICHARD D. WATKINS:
(RE-SUBMITTED BY MAYOR CREIGHTON) REQUEST AUTHORIZATION TO APPROVE VARIOUS AMENDMENTS & CHANGES TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF CANTON AND AFSCME LOCAL 2449 AND AFSCME COUNCIL 8 RE: HEALTH INSURANCE. - PERSONNEL COMMITTEE
23. MAYOR RICHARD D. WATKINS: RETURNING SIGNED ORDINANCE 265/2003 RE: AUDITOR OFFICE PERSONNEL. - RECEIVED & FILED
24. MAYOR JANET WEIR CREIGHTON: REQUEST TO AMEND CLASSIFICATION PLAN FOR MANAGEMENT AND NON-BARGAINING UNIT EMPLOYEES, MAYOR'S OFFICE, TO ADD POSITION OF CHIEF OF STAFF, GRADE 1. - PERSONNEL COMMITTEE

25. MAYOR JANET WEIR CREIGHTON: NOTICE TO APPOINT BERNARD HUNT TO POSITION OF DIRECTOR OF PUBLIC SAFETY; REQUEST TO WAIVE RESIDENCY REQUIREMENT SECTION 737.01 OF THE OHIO REVISED CODE FOR DIRECTOR OF PUBLIC SAFETY. - PERSONNEL COMMITTEE
26. MAYOR JANET WEIR CREIGHTON: NOTICE TO APPOINT JENNIFER DRLIK TO POSITION OF ASSISTANT TO THE MAYOR EFFECTIVE JANUARY 1, 2004; REQUEST TO WAIVE SECTION 151.14 TO ALLOW TRANSFER OF 36 DAYS SICK LEAVE FOR ASSISTANT TO THE MAYOR. - PERSONNEL COMMITTEE
27. MAYOR JANET WEIR CREIGHTON: REQUESTING CONFIRMATION OF RE-APPOINTMENT OF MR. THOMAS BURNS TO THE BOARD OF ZONING APPEALS FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. (See Resolution #6)
PERSONNEL COMMITTEE
28. MAYOR JANET WEIR CREIGHTON: REQUESTING CONFIRMATION OF APPOINTMENT OF MR. MICHAEL KING TO THE CANTON CONSTRUCTION BOARD FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. (See Resolution #7)
PERSONNEL COMMITTEE
29. MAYOR JANET WEIR CREIGHTON: REQUESTING CONFIRMATION OF APPOINTMENT OF MS. KATHY LEWIS TO THE CANTON CITY PLANNING COMMISSION FOR A 6 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/09. (See Resolution #8)
PERSONNEL COMMITTEE
30. MAYOR JANET WEIR CREIGHTON: REQUESTING CONFIRMATION OF APPOINTMENT OF MS. JOANNE MURRAY TO THE CANTON CIVIL SERVICE COMMISSION FOR A 6 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/09. (See Resolution #9)
PERSONNEL COMMITTEE
31. MAYOR JANET WEIR CREIGHTON: REQUESTING CONFIRMATION OF APPOINTMENT OF MR. TAREK MONEIR TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION COMMENCING FROM 1/1/04 TO 12/31/04. (See Resolution #10)
PERSONNEL COMMITTEE
32. MAYOR JANET WEIR CREIGHTON: REQUESTING CONFIRMATION OF APPOINTMENT OF MR. CURTIS WERREN TO THE FAIR EMPLOYMENT PRACTICES BOARD FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. (See Resolution #11)
PERSONNEL COMMITTEE
33. MAYOR JANET WEIR CREIGHTON: REQUESTING CONFIRMATION OF APPOINTMENT OF MR. JOHN LUCAS TO THE FAIR EMPLOYMENT PRACTICES BOARD FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. (See Resolution # 12)
PERSONNEL COMMITTEE
34. MAYOR JANET WEIR CREIGHTON: ADVISING THE APPOINTMENT OF MR. STEVE LAMIELL TO THE CANTON PARK COMMISSION FOR A 3 YEAR TERM COMMENCING ON 1/1/04 TO 12/31/06. - RECEIVED & FILED
35. OHIO E.P.A.: NOTICE OF PUBLIC MEETING TO BE HELD ON JANUARY 12, 2004 IN THE OFFICES OF THE OHIO EPA, Room 5A, LAZARUS GOVERNMENT CENTER, 122 SOUTH FRONT STREET, COLUMBUS, OHIO RE: CHANGES TO THE 2004 DRAFT WATER POLLUTION CONTROL LOAN FUND PLAN WITH COMMENTS BEING ACCEPTED THROUGH 1/12/04. - RECEIVED & FILED

COMMUNICATIONS - CONTINUED:

36. REPUBLIC ENGINEERED PRODUCTS: ANNOUNCEMENT OF FORMATION OF NEW COMPANY TO PRESERVE REPUBLIC ENGINEERING PRODUCTS, INC. - RECEIVED & FILED
37. REPUBLIC ENGINEERED PRODUCTS: ANNOUNCEMENT OF BANKRUPTCY COURT APPROVAL TO SELL ASSETS TO PERRY STRATEGIC CAPITAL INC REPUBLIC AND PAV REPUBLIC INC.-RECEIVED & FILED
38. SARTA: REQUEST TO REZONE LOT 82 LOCATED AT 112 CHERRY STREET SE FROM B-5 TO PI-1 IN ORDER TO INSTALL AN ELECTRONIC SIGN. - PLANNING COMMISSION
39. SERVICE DIRECTOR MILLER:
(RE-SUBMITTED BY MAYOR CREIGHTON): REQUEST TO APPROVE A WATER MAIN EXTENSION ON WEST PARK AVENUE NW IN THE VILLAGE OF MEYERS LAKE. - ENVIRONMENTAL & PUBLIC UTILITIES
40. SERVICE DIRECTOR MILLER: SUBMITTING STATUS OF CONSTRUCTION OF CANTON TRAIN STATION SITE DEVELOPMENT PROJECT. - RECEIVED & FILED

41. SERVICE DIRECTOR MILLER: SUBMITTING STATUS OF DECORATIVE STREET LIGHTS PROJECT IN THE AREA OF RIDGEWOOD, HARTER HEIGHTS AND WEST PARK. - RECEIVED & FILED
42. SERVICE DIRECTOR MILLER: SUBMITTING STATUS REPORT OF ALL MAJOR INFRASTRUCTURE PROJECTS. - RECEIVED & FILED
43. SERVICE DIRECTOR MILLER: SUBMITTING STATUS OF EAST/WEST HIKE/BIKE TRAIL THROUGH CITY OF CANTON. - RECEIVED & FILED
44. SERVICE DIRECTOR MILLER & SAFETY DIRECTOR CONCATTO: REQUEST TO AUTHORIZE EMERGENCY LEGISLATION TO COMPLETE VARIOUS CITY CONTRACTS PURSUANT TO ORC SECTION 731.48. - FINANCE COMMITTEE
(RE-SUBMITTED BY MAYOR CREIGHTON)
45. SERVICE DIRECTOR MILLER & SAFETY DIRECTOR CONCATTO: REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS & VARIOUS PROFESSIONAL SERVICES EXCEEDING \$15,000 FOR 2004 CALENDAR YEAR. - FINANCE COMMITTEE
(RE-SUBMITTED BY MAYOR CREIGHTON):
46. TREASURER SCHIRACK: COMPARATIVE REPORT OF DEPOSITS & PAY INS TO AMBULANCE LOCK BOX ACCOUNT AS OF DECEMBER 2003. - RECEIVED & FILED
47. TREASURER SCHIRACK: REPORT OF TREASURER'S OFFICE BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF DECEMBER 31, 2003. - RECEIVED & FILED
48. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE AS OF DECEMBER 2003. - RECEIVED & FILED
49. TREASURER SCHIRACK: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 12/31/03. - RECEIVED & FILED
50. TREASURER SCHIRACK: REQUEST TO AMEND CODIFIED ORDINANCES OF CITY OF CANTON, CHAPTER 181 INCOME TAX, RETURN AND PAYMENT OF TAX; REFUND. - JUDICIARY COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMENDING ZONING O.55/77 TO REZONE LOT #36966, LOCATED AT 703 30TH STREET NW FROM R-1a TO PB-2 AS REQUESTED BY TERESA E. TOMASSETTI; EMERGENCY. **PUB HRG 2/2/04 @ 7:30 PM**
Referred to 2ND Reading Next Agenda

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING: (NONE)

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

ANNOUNCEMENT OF COMMITTEE MEETINGS (None)

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (6 Speakers)

MISCELLANEOUS BUSINESS:

ADJOURNMENT TIME: 8:31 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD MONDAY, JANUARY 26, 2004 @ 7:30 PM