

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

March 8, 2004

ROLL CALL: All 12 Councilmembers present

INVOCATION: Given by Ward 4 Councilmember Kelly Zachary

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#4-6; Suspended Rule 24B to add Resolutions #34&35; O#3 Retained in Committee)

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)

33. CASAR, COUNCIL VICE-PRESIDENT: AMENDING RULE #17 AND SECTION A OF RULE #47 OF THE RULES OF PROCEDURE FOR THE CANTON CITY COUNCIL BY ADDING CHIEF OF STAFF. - ADOPTED

**SUSPENDED RULE 24B TO ADD RESOLUTIONS #34&35:**

34. PERSONNEL COMMITTEE: APPROVING MAYOR'S REAPPOINTMENT OF ROBERT FAY TO THE INCOME TAX BOARD OF REVIEW FOR A 4 YEAR TERM EFFECTIVE 3/1/04 THROUGH 2/28/08. - ADOPTED

35. PERSONNEL COMMITTEE: APPROVING MAYOR'S APPOINTMENT OF BILL SHERER TO THE INCOME TAX BOARD OF REVIEW FOR A 4 YEAR TERM EFFECTIVE 3/1/04 THROUGH 2/28/08. - ADOPTED

COMMUNICATIONS:

136. AUDITOR PEREZ: MONTHLY REPORT BY FUND FOR 2/1/04 - 2/27/04. - Received & Filed

137. AUDITOR PEREZ: YEARLY REPORT BY FUND FOR 1/1/04 - 2/27/04. - Received & Filed

138. CANTON-STARK COUNTY CRIME LAB: 2003 ANNUAL REPORT. - Received & Filed

139. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR TRANSFER OF D5 PERMIT FROM CHILLIES LOUNGE, INC. TO PLATINUM DYNASTY LLC, dba CLUB BLUEPRINT LOCATED @ 1016 12<sup>TH</sup> ST NE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

140. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR TRANSFER OF D2, D2X, D3 PERMIT FROM CYNTHIA PRITCHARD, dba CINDY'S PUB & DRIVE-THRU TO TANYA M. BEANS, dba GOODTIME POPS & DRIVE-THRU LOCATED @ 1907-11 HARRISBURG NE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

141. MAYOR JANET WEIR-CREIGHTON: REQUESTING CONFIRMATION OF REAPPOINTMENT OF ROBERT FAY TO THE INCOME TAX BOARD OF REVIEW EFFECTIVE 3/1/04 THROUGH 2/28/08. - Personnel Committee (See Re#34)

142. MAYOR JANET WEIR-CREIGHTON: REQUESTING CONFIRMATION OF APPOINTMENT OF BILL SHERER TO THE INCOME TAX BOARD OF REVIEW EFFECTIVE 3/1/04 THROUGH 2/28/08. - Personnel Committee (See Re#35)

143. MAYOR JANET WEIR-CREIGHTON: ADVISING OF APPOINTMENT OF JOHN MROCKOWSKI TO THE CANTON CITY PLANNING COMMISSION EFFECTIVE 3/1/04 THROUGH 2/28/10. - Received & Filed

144. MAYOR JANET WEIR-CREIGHTON: REQUESTING AUTHORITY FOR MAYOR AND/OR CHIEF OF STAFF TO ENTER INTO CONTRACT WITH SMG PRIVATE MANAGEMENT FOR PUBLIC FACILITIES TO MANAGE THE CANTON CIVIC CENTER. - Public Property Capital Improvement and Finance Committees

145. PLANNING & COMM. DEV. DEPT.: REQUESTING AUTHORITY TO ACCEPT DONATION OF LAND FROM LEVASSER W. CONNOR, JR., SANDAL PLACE NE, PARCELS 02-06829 &, 02-06830 LOTS 2697 & 2698. - Public Property Capital Improvement Committee

COMMUNICATIONS - CONTINUED:

146. PLANNING & COMM. DEV. DEPT.: REQUESTING AUTHORITY TO ACCEPT DONATION OF LAND FROM COOPER REALTY CORP. , 8<sup>TH</sup> STREET NE, PARCEL 02-39591, LOT 14632. Public Property Capital Improvement Committee

147. PLANNING & COMM. DEV. DEPT.: REQUESTING AUTHORITY TO ACCEPT DONATION OF LAND FROM MARGUERITE L. HARTZELL, 5<sup>TH</sup> STREET NE, PARCEL 02-14275, LOT 3032. - Public Property Capital Improvement Committee
148. PLANNING & COMM. DEV. DEPT.: REQUESTING AUTHORITY TO ACCEPT DONATION OF LAND FROM BERNICE FIDELHOLTZ, 7<sup>TH</sup> STREET NE, SANDAL PL NE & MAHONING RD. NE, PARCELS 02-00651, 02-22408, 02-10730, 02-02200 & 02-05553, LOTS 2415, 2419, 2420 & 2421. - Public Property Capital Improvement Committee
149. PLANNING & COMM. DEV. DEPT.: REQUESTING AUTHORITY TO ACCEPT DONATION OF LAND FROM MOHAMMAD HNEIDAN, 2<sup>ND</sup> STREET NW, PARCEL 02-09502, LOT 157. Public Property Capital Improvement Committee
150. PLANNING & COMM. DEV. DEPT.: REQUESTING AUTHORITY TO ACCEPT DONATION OF LAND FROM DARYL & CHERYL SMYTH, GROSS AVE NE, PARCELS 02-28945, 02-28946, 02-28947, LOTS 9365, 9366, & 9367. - Public Property Capital Improvement Committee
151. PLANNING & COMM. DEV. DEPT.: RECOMMENDING APPROVAL OF REQUEST BY COOPER & ASSOCIATES FOR HABITAT FOR HUMANITY TO REPLAT SIX LOTS INTO TWO RECONFIGURED LOTS ON THE SOUTHEAST CORNER OF PURNEY & WATSON SE. - Public Safety & Thoroughfares Committee
152. SAFETY DIRECTOR HUNT: REQUESTING AUTHORITY TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR PURCHASE OF A LIVE-FIRE SHOOTING SIMULATION SYSTEM FOR THE CANTON POLICE DEPT. - Public Property Capital Improvement and Finance Committees
153. SAFETY DIRECTOR HUNT: REQUESTING AUTHORITY TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR PURCHASE OF TURNOUT GEAR, FIRE HOSE LINE AND SELF CONTAINED BREATHING APPARATUS FOR THE CANTON FIRE DEPT. - Public Property Capital Improvement and Finance Committees
154. SERVICE DIRECTOR ELLSWORTH: REQUESTING AUTHORITY FOR MAYOR AND OR SERVICE DIRECTOR TO ENTER INTO WORK AGREEMENTS & ESTABLISH FAIR MARKET VALUE OF PROPERTY FOR THE 44<sup>TH</sup> STREET NE IMPROVEMENT PROJECT; REQUESTING AUTHORITY FOR MAYOR AND/OR SERVICE DIRECTOR TO NEGOTIATE SAME AT ESTABLISHED FAIR MARKET VALUE. - Community & Economic Development and Finance Committees
155. TREASURER SCHIRACK: COMPARATIVE REPORT OF DEPOSITS AND PAY INS TO AMBULANCE LOCK BOX ACCOUNT AS OF FEBRUARY 27, 2004. - Received & Filed
156. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR MONTH OF FEBRUARY 2004. - Received & Filed
157. TREASURER SCHIRACK: REPORT OF BANK RECONCILIATIONS & OUTSTANDING INVESTMENTS AS OF FEBRUARY 27, 2004. - Received & Filed

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1<sup>ST</sup> RDG 1. VACATING PORTION OF MADISON COURT SE; APPROVING & ACCEPTING REPLATTING OF PARTS OF LOTS 1705 THROUGH 1710 & 14' VACATED ALLEY; APPROVING & ACCEPTING DEDICATION PLAT OF MADISON COURT EXTENSION SE AS REQUESTED BY SERVICE DIRECTOR ELLSWORTH; EMERGENCY  
Referred to Public Safety & Thoroughfares Committee **PUB HRG 3/22/04 @ 7:30 PM**
- 1<sup>ST</sup> RDG 2. AMENDING SECTION 133.05, EMERGENCY MEDICAL SERVICES; CHARGES FOR SERVICES; REPORTING OF CODIFIED ORDINANCES; EMERGENCY  
Referred to Judiciary Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#4-6:****RETAINED IN COMMITTEE**

3. AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH SHAWN O'BRIEN PROPERTIES, LLC TO PROVIDE REAL PROPERTY TAX EXEMPTIONS TO CONSTRUCT AN INDOOR SKATE PARK IN THE WARD 4 COMMUNITY REINVESTMENT AREA; AUTHORIZING A TEN YEAR REAL PROPERTY TAX EXEMPTION UPON ALL RENOVATIONS & IMPROVEMENTS ASSOCIATED THEREWITH; EMERGENCY
- 2<sup>ND</sup> RDG 4. AUTHORIZING MAYOR TO FILE APPLICATION WITH HUD FOR \$2,300,000.00 COMMUNITY DEVELOPMENT FUNDS, EXECUTE APPLICATION AND GRANT AGREEMENTS & ACCEPT AND ADMINISTER FUNDING FOR THE CANTON FEDERAL CENTER; AUTHORIZING THE AUDITOR TO ESTABLISH THE 2233

FUND & TRANSFER LOAN AMOUNT FROM THE 6010 WORKERS' COMPENSATION FUND; AMENDING 0.1/2004 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR SAME; EMERGENCY

2<sup>ND</sup> RDG 5. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR THE LEASE OF TWO BACKHOE LOADERS FOR THE WATER DEPARTMENT; EMERGENCY

2<sup>ND</sup> RDG 6. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR ROOF REPAIRS & REPLACEMENT OF DECK & RETAINING WALL AT JACKSON POOL; AUTHORIZING CITY AUDITOR TO ESTABLISH THE 4560 JACKSON POOL IMPROVEMENT FUND & TRANSFER \$157,500.00 FROM THE 4501 CAPITAL IMPROVEMENT FUND; AMENDING 0.1/2004 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR SAME; EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

30/2004 7. APPROVING & ACCEPTING THE REPLATTING OF LOT 42208 & OUTLOT 1035; APPROVING & ACCEPTING THE DEDICATION OF PART OF 55<sup>TH</sup> STREET NE AS REQUESTED BY HARPER SURVEYING ON BEHALF OF THE LINDER FAMILY; EMERGENCY

31/2004 8. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ADVERTISE & RECEIVE BIDS FOR SALE OF PARCEL NO. 02-46631 LOCATED ON GONDER AVE SE NO LONGER NEEDED FOR MUNICIPAL PURPOSES AND TO CONVEY SAID PROPERTY TO THE HIGHEST BIDDER.

32/2004 9. APPROVING WATER MAIN EXTENSION TO WILLIAM DAY CONDOMINIUMS LOCATED AT THE CORNER OF PERRY DRIVE AND OAKVALE STREET SW IN PERRY TOWNSHIP; AUTHORIZING PUBLIC SERVICE DIRECTOR TO ENTER INTO CONTRACT FOR SAME; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, March 15, 2004, 5:30 PM, Council Caucus Room

- 1. Finance Committee

Monday, March 15, 2004, 6:30 PM, Council Caucus Room

- 2. Community & Economic Development Committee

Monday, March 15, 2004, 6:45 PM, Council Caucus Room

- 3. Intergovernmental & Public Service Commission
- 4. Public Safety & Thoroughfares Committee
- 5. Judiciary Committee

Wednesday, March 17, 2004, 10:00 AM, Council Caucus Room

- 6. Judiciary Committee  
(work session on demolition of buildings)

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

MISCELLANEOUS BUSINESS: (None)

ADJOURNMENT TIME: 8:08PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD MONDAY, MARCH 15, 2004 @ 7:30 PM