

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

March 15, 2004

ROLL CALL: All 12 Councilmembers present

INVOCATION: Given by Ward 5 Councilmember Terry Prater

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#15&16; Suspended Rule 24B to add Resolutions #39&40; Suspended Rule 22B to add O#12; Pursuant to Rule 22D, Factfinding Resolution #13 was adopted, thereby making Resolution #14 a dead issue)

PUBLIC HEARINGS: (NONE)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (2 speakers)

INFORMAL RESOLUTIONS:

VICE PRESIDENT DON CASAR: EXCUSING MEMBERS (Not necessary, all Councilmembers present)

36. BERNABEI, MEMBER-AT-LARGE: COMMENDING GUY M. CICCHINI FOR HIS OUTSTANDING COMMUNITY COMMITMENT AND EXEMPLARY BUSINESS LEADERSHIP. - ADOPTED
37. CASAR, CARBENIA&MALLONN, MBRS: URGING THE PENSION BENEFIT GUARANTEE CORPORATION TO SUSPEND ANY PLANS TO AVOID PAYMENT OF PENSIONS PROMISED TO FORMER REPUBLIC TECHNOLOGIES INTERNATIONAL EMPLOYEES & THAT FEDERAL COURT DECISION NOT BE APPEALED.- ADOPTED
38. COUNCIL-AS-A-WHOLE: APPROVING "BOARD OF HEALTH OF THE CANTON CITY HEALTH DISTRICT POLICY RELATING TO DELEGATION OF AUTHORITY TO QUARANTINE & ISOLATE" ADOPTED BY BOARD OF HEALTH ON 2/24/04. - ADOPTED
39. INTRGOVT & PUBLIC SERVICE CMTE: **SUSPENDED RULE 24B TO ADD:** OBJECTING TO TRANSFER OF D5 LIQUOR PERMIT REQUESTED BY PLATINUM DYNASTY LLC, dba CLUB BLUEPRINT, LOCATED AT 1016 12TH ST NE. - ADOPTED
40. PERSONNEL COMMITTEE: **SUSPENDED RULE 24B TO ADD:** APPROVING MAYOR CREIGHTON'S APPOINTMENT OF DAVID PEPPARD TO THE SYSTEMS PLANNING BOARD FOR A TERM OF TWO YEARS EXPIRING IN 2006. - ADOPTED

COMMUNICATIONS:

158. CHIEF OF STAFF CONCATTO: REQUESTING RECESS TO EXECUTIVE SESSION ON 3/15/04 TO DISCUSS FACT FINDER'S REPORT REGARDING COLLECTIVE BARGAINING AGREEMENT BETWEEN CITY OF CANTON & FRATERNAL ORDER OF POLICE. - PERSONNEL COMMITTEE (PURSUANT TO RULE 22D RE#13 WAS ADOPTED MAKING RE#14 A DEAD ISSUE)
159. HEALTH BENEFITS ADM. BRESSON: FEB MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & FEB 2004 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED
160. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR TRANSFER OF D5 PERMIT FROM ROBERT K. MCGILL, dba RIVIERA CLUB OF CANTON TO CHESTER W. HUTH, dba STARK COUNTY SPORTS PUB LOCATED @ 508 CLEVELAND AVE NW. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
161. MAYOR JANET WEIR-CREIGHTON: REQUESTING APPROVAL OF APPOINTMENT OF DAVID PEPPARD TO THE SYSTEMS PLANNING BOARD FOR A TERM OF TWO YEARS EXPIRING IN 2006. - PERSONNEL COMMITTEE (See Re#40)
162. MAYOR JANET WEIR-CREIGHTON: REQUESTING 100% PERSONAL PROPERTY AND REAL PROPERTY TAX EXEMPTIONS FOR A TEN YEAR PERIOD UPON ALL RENOVATIONS & IMPROVEMENTS ASSOCIATED WITH McGRANN PAPER CORP. RELOCATION TO FORMER DANNER PRESS PLANT @ 1411 NAVARRE RD SW. - COMMUNITY ECONOMIC DEVELOPMENT & FINANCE COMMITTEES
163. MAYOR & SERV/FINANCE DIRECTOR: SUBMITTING RECOMMENDATIONS FOR FULL BUDGET APPROPRIATIONS FOR 2004 & REQUESTING ADOPTION OF SUPPLEMENTAL APPROPRIATIONS TO MEET THE OPERATIONAL NEEDS OF CITY DEPARTMENTS. - FINANCE COMMITTEE (RULE 22B WAS SUSPENDED TO ADD O#12)

COMMUNICATIONS CONTINUED:

164. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REQUEST BY EDWARD METZGER, SURVEYOR FOR HABITAT FOR HUMANITY TO REPLAT 5 PARCELS INTO 2 RECONFIGURED LOTS LOCATED SOUTH OF 4TH ST SW AT UNION AVE SW. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
165. TREASURER SCHIRACK: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 2/29/04. - RECEIVED & FILED
166. WATER DEPT SUPR. WILLIAMS: ANNUAL 2003 REPORT OF CANTON WATER DEPT. - RECEIVED & FILED
167. WILLIAMS, B., AGENT FOR PETITNR: LETTER TO STARK COUNTY COMMISSIONERS ENCLOSING PETITION TO ANNEX 8.28 + ACRES LOCATED IN PLAIN TOWNSHIP KNOWN AS MCKINLEY DEVELOPMENT/PLAIN TOWNSHIP ANNEXATION AREA. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZING THE MAYOR AND/OR CHIEF OF STAFF TO ENTER INTO PROFESSIONAL SERVICE CONTRACT WITH SMG FOR MANAGEMENT OF THE CIVIC CENTER; EMERGENCY
Referred to Public Property Capital Improvement & Finance Committees
- 1ST RDG 2. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON SANDAL PLACE NE FROM LEVASSER W. CONNOR, JR.; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 3. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 8TH ST NE FROM L.A. COOPER REALTY CORP.; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 4. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 5TH ST NE FROM MARGARET L. HARTZELL; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 5. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 7TH ST NE & MAHONING RD NE FROM BERNICE FIDELHOLTZ; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 6. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 2ND ST NW FROM MOHAMMAD HNEIDAN; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 7. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON GROSS AVE NE FROM DARYL & CHERYL SMYTH; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 8. APPROVING AND ACCEPTING THE REPLATTING OF LOTS 9017-9020, 9039 & 29276 LOCATED ON THE SOUTHEAST CORNER OF PURNEY & WATSON SE AS REQUESTED BY COOPER & ASSOC. ON BEHALF OF HABITAT FOR HUMANITY; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 9. AUTHORIZING THE PUBLIC SAFETY DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF A LIVE-FIRE SHOOTING SIMULATION SYSTEM FOR THE POLICE DEPT; EMERGENCY
Referred to Public Property Capital Improvement & Finance Committees
- 1ST RDG 10. AUTHORIZING PUBLIC SAFETY DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF TURNOUT GEAR, FIRE HOSE LINE & SELF CONTAINED BREATHING APPARATUS FOR THE FIRE DEPT; EMERGENCY
Referred to Public Property Capital Improvement & Finance Committees
- 1ST RDG 11. ESTABLISHING FAIR MARKET VALUE OF REAL PROPERTY FOR THE 44TH ST NE IMPROVEMENT PROJECT; AUTHORIZING PUBLIC SERVICE DIRECTOR TO NEGOTIATE & PURCHASE SAID PARCELS & ENTER INTO WORK AGREEMENTS IN CONJUNCTION THEREWITH; EMERGENCY
Referred to Community Economic Development & Finance Committees
- 1ST RDG 12. **SUSPENDED RULE 22B TO ADD O#12:** AMENDING APPROPRIATION O.1/2004 TO APPROPRIATE ADDITIONAL MONEYS NEEDED FOR OPERATING & CAPITAL EXPENSES FOR THE REMAINDER OF FISCAL YEAR 2004; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:**PURSUANT TO RULE 22D RE#13 WAS ADOPTED MAKING #14 A DEAD ISSUE**

33/2004 13. APPROVING THE RECOMMENDATIONS OF THE FACT-FINDER'S REPORT OF 3/9/04 SETTling CONTRACTUAL DISPUTES BETWEEN THE CITY OF CANTON AND THE FRATERNAL ORDER OF POLICE.
Referred to Personnel Committee

DEAD 14. REJECTING THE RECOMMENDATIONS OF THE FACT-FINDER'S REPORT OF 3/9/04 SETTling CONTRACTUAL DISPUTES BETWEEN THE CITY OF CANTON AND THE FRATERNAL ORDER OF POLICE.
Referred to Personnel Committee

RECESS FOR COMMITTEE MEETING ON 0#13 & 14 FROM 7:57 PM TO 8:05 PM.ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

2ND RDG 15. **SUSPENDED RULE 22A TO ADD**: 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 (Community & Economic Development Committee)

2ND RDG 16. **SUSPENDED RULE 22A TO ADD**: 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 **PUB HRG 3/22/04 @ 7:30 PM** (Public Safety & Thoroughfares Committee)

RETAINED IN

CMTE 17. AMENDING SECTION 133.05, EMERGENCY MEDICAL SERVICES; CHARGES FOR SERVICES; REPORTING OF CODIFIED ORDINANCES; EMERGENCY (Judiciary Committee)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

34/2004 18. 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

35/2004 19. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR THE LEASE OF TWO BACKHOE LOADERS FOR THE WATER DEPARTMENT; EMERGENCY

REFERRED BACK

TO CMTE 20. 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

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Wednesday, March 17, 2004, 10:00 AM, Council Caucus Room
Judiciary Committee (work session on demolition of buildings)

Monday, March 22, 2004, Council Caucus Room:

1. Finance Committee @ 5:30 PM
2. Public Property Capital Improvement Committee @ 6:00 PM
3. Community & Economic Development Committee @ 6:30 PM
4. Public Safety & Thoroughfares Committee @ 6:30 PM

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (One Public Speaker)

MISCELLANEOUS BUSINESS: (Wal-Mart representative will be invited to 3/29/04 Council Mtg.)

ADJOURNMENT TIME: 8:23 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD MONDAY, MARCH 22, 2004 @ 7:30 PM