

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

March 29, 2004

ROLL CALL: 11 Councilmembers present, 1 absent (Mallon)

INVOCATION: Given by Ward 7 Councilmember Richard Hart

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

MOMENT OF SILENCE FOR DON BUTRY

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#5-10; Suspended Rule 24B to add Re#42; Adopted 2nd Rdg O#8, 9 & 10; Amended O#9 & 20; Postponed O#11)

PUBLIC HEARINGS: (NONE)

PRESENTATION OF MAYOR'S AWARD FOR ENVIRONMENTAL QUALITY CONTROL TO AULTMAN HEALTH FDTN.

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT DON CASAR:

EXCUSING MEMBER MALLONN

41. CASAR, MAJORITY LEADER:

CONFIRMING APPOINTMENT OF WARD 5 COUNCILMEMBER TERRY PRATER AS MEMBER OF MAJORITY CAUCUS OF CANTON CITY COUNCIL ON THE BOARD OF TRUSTEES OF CANTON TOMORROW, INC. FOR THE TERM OF HIS OFFICE AS COUNCILMEMBER. - ADOPTED

SUSPENDED RULE 24B TO ADD RE#42:

42. INTERGOVT & PUBLIC SERVICE CMTE:

OBJECTING TO TRANSFER OF C1, C2 LIQUOR PERMIT AS REQUESTED BY BELLA 7 LLC dba MAGGIORES DRIVE THRU 15 AT 1037 DUEBER AVE SW. - ADOPTED

COMMUNICATIONS:

183. CD & PLANNING DEPARTMENT:

REQUESTING LEGISLATION TO RATIFY & RE-AUTHORIZE O.247/2003, O.211/2003 & O.198/2003. - COM & ECON DEV, FINANCE & PUB PROP CAP IMP COMMITTEES

184. LUTTNER, EARL J.:

REQUEST TO REZONE LOTS 14978-14584, 40161, 40162, 6087, 6088 & PART OF LOT 6089 LOCATED AT 516 MCGREGOR AVE NW FROM R-1A TO PI-1 TO PERMIT EXISTING BUILDING TO BE USED CONSISTENT WITH WAREHOUSE/INDUSTRIAL USE. - PLANNING COMMISSION

185. MAYOR JANET WEIR-CREIGHTON:

OUTLINING CERTAIN DETAILS OF CEDA AGREEMENT BETWEEN CANTON CITY & PLAIN TOWNSHIP & ATTACHING COPY OF SAME RE: MCKINLEY DEVELOPMENT ANNEXATION. - ANNEXATION CMTE

186. MAYOR JANET WEIR-CREIGHTON:

REQUESTING AN ORDINANCE CONVEYING CITY OWNED PROPERTY LOCATED @ 1000 3RD ST SE TO THE CANTON COMMUNITY IMPROVEMENT CORP FOR ECONOMIC DEVELOPMENT PURPOSES PURSUANT TO ORC SECS 761.02 & 1724.10(C). - PUBLIC PROPERTY CAPITAL IMP AND COMMUNITY & ECONOMIC DEV COMMITTEES

187. MAYOR JANET WEIR-CREIGHTON:

ADVISING THE APPOINTMENT OF THOMAS W. SCHMIDT TO THE CANTON CITY PLANNING COMMISSION FOR A SIX YEAR TERM EFFECTIVE 3/1/04 THROUGH 2/28/10. - RECEIVED & FILED

188. MAYOR JANET WEIR-CREIGHTON:

REQUEST TO AMEND EXHIBIT A TO O.40/2000, IN CONJUNCTION WITH TENTATIVE AGREEMENTS WITH AFSCME LOCAL 2937, TO ADD POSITIONS UNDER WATER DIVISION. - PERSONNEL CMTE

189. NATIONAL DRIVER TRAINING SCHOOL:

REQUEST TO REZONE LOTS 25738 & 25739 LOCATED AT 3319 W TUSCARAWAS FROM PB-3 TO PB-1 TO PERMIT A NATIONAL DRIVER TRAINING SCHOOL. - PLANNING COMMISSION

190. PLANNING COMMISSION:

RECOMMENDING APPROVAL OF REQUEST BY COOPER & ASSOC FOR ABCD GATEWAY PLACE TO REPLAT LOTS 42237-42246 INTO ONE RECONFIGURED LOT. - PUBLIC SAFETY & THOR CMTE

COMMUNICATIONS CONTINUED:

191. SERVICE DIRECTOR ELLSWORTH:

RECOMMENDATIONS FROM COMMUNITY REINVESTMENT AREA HOUSING COUNCIL REGARDING ESTABLISHMENT OF COMMUNITY REINVESTMENT AREAS. - RECEIVED & FILED

192. SERVICE DIRECTOR ELLSWORTH:

REQUESTING AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH U.S. HEALTH WORKS OF OHIO EFFECTIVE

4/21/04 THROUGH 4/30/07 TO PROVIDE NECESSARY MEDICAL SERVICES FOR CITY EMPLOYEES. - FINANCE COMMITTEE

193. SERVICE DIRECTOR ELLSWORTH: REQUESTING RE-AUTHORIZATION TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR REPLACEMENT OF TWO SANITARY SEWER LIFT STATIONS, ONE LOCATED BEHIND COUNTRY FAIR SHOPPING PLAZA & ONE ON ALLENFORD DR; REQUESTING \$100,000 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND. - ENVIRONMENTAL & PUB UTILITIES & FINANCE COMMITTEES
194. SERVICE DIRECTOR ELLSWORTH: REQUESTING APPROVAL OF WATER MAIN EXTENSION ON NEVADA AVE SW IN PERRY TOWNSHIP AS REQUESTED BY BEAVER EXCAVATING CO. - ENVIRONMENTAL & PUB UTILITIES CMTE
195. SERVICE DIRECTOR ELLSWORTH: REQUESTING \$17,500.00 SUPPLEMENTAL APPROPRIATION FROM THE UNAPPROPRIATED BALANCE OF 4501 CAPITAL IMPROVEMENT FUND FOR SHORT-TERM REPAIRS TO JACKSON POOL. - PARKS & RECREATION & FINANCE COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZING MAYOR TO ENTER INTO AN AMENDMENT TO THE SERVICE AGREEMENT WITH KEYBANK NATIONAL ASSOCIATION FOR THE PLACEMENT OF AN ATM TERMINAL AT THE MILLENNIUM PARKING DECK; EMERGENCY
Referred to Finance Committee
- 1ST RDG 2. VACATING A 10' UNNAMED ALLEY SOUTH OF 16TH ST NE; APPROVING & ACCEPTING THE REPLATTING OF ALL OF LOTS NOS. 8907 & 13968 AND THE VACATED 10' UNNAMED ALLEY AS REQUESTED BY COOPER & ASSOCIATES ON BEHALF OF HABITAT FOR HUMANITY; EMERGENCY
Referred to Public Safety & Thoroughfares Committee **PUB HRG 4/12/04 @ 7:30 PM**
- 1ST RDG 3. APPROVING & ACCEPTING THE REPLATTING OF LOTS NOS. 1406 & 1407 LOCATED AT 6TH ST NE & ROWLAND AVE NE AS REQUESTED BY COOPER & ASSOCIATES ON BEHALF OF HABITAT FOR HUMANITY; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 4. DECLARING THE NECESSITY & INTENT OF THE CITY OF CANTON TO APPROPRIATE PROPERTY WITHIN ITS CORPORATE LIMITS PURSUANT TO ORC SEC. 719 FOR THE 4TH STREET NE RECONSTRUCTION PROJECT; EMERGENCY
Referred to Community & Economic Development and Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#5-10:

- 2ND RDG 5. AUTHORIZING CANTON TO ANNEX 176.419 ACRES KNOWN AS THE FORD/REPUBLIC GEORGETOWN ROAD ANNEXATION AREA; ASSIGNING SAID TERRITORY TO WARD 4; ZONING SAID TERRITORY AS I-1; EMERGENCY (Annexation Cmte) **PUB HRG 4/5/04 @ 7:30PM**
- 2ND RDG 6. AMENDING ZONING ORDINANCE 55/77 TO REZONE LOT NOS 82084, LOCATED AT 112 CHERRY AVENUE SE AS REQUESTED BY SARTA; EMERGENCY **PUB HRG 4/5/04 @ 7:31PM**
- 2ND RDG 7. APPROVING AND ACCEPTING THE REPLATTING OF PARTS OF LOTS 2457, 2458, 2459 & 2460 INTO 2 RECONFIGURED LOTS LOCATED SOUTH OF 4TH STREET SW AT UNION AVENUE AS REQUESTED BY EDWARD METZGER, SURVEYOR FOR HABITAT FOR HUMANITY; EMERGENCY (Pub Saf & Thru Cmte)
- 38/2004** 8. ESTABLISHING THE 6023 COMPENSATED ABSENCE CLAIM FUND; AUTHORIZE CITY AUDITOR TO ADMINISTER SAID FUND; AMENDING APPROPRIATION O.1/2004 FOR VARIOUS SUPPLEMENTAL APPROPRIATIONS, \$902,595.44 FROM GENERAL FUND, ETC.; EMERGENCY (Finance Cmte)
- AMENDED**
39/2004 9. ESTABLISHING THE 1150 GENERAL ECONOMIC DEVELOPMENT FUND; AUTHORIZE MAYOR TO ADMINISTER SAID FUND; AMENDING APPROPRIATION O.1/2004 FOR SUPPLEMENTAL APPROPRIATIONS IN THE AMOUNT OF \$250,000.00; EMERGENCY (C&E Dev & Finance Cmtes)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 40/2004** 10. APPROVING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN AFSCME LOCAL 2937 AND THE CITY OF CANTON; EMERGENCY (Personnel Cmte)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

POSTPONED TO

- 4/5/04** 11. AUTHORIZING THE MAYOR AND/OR CHIEF OF STAFF TO ENTER INTO PROFESSIONAL SERVICE CONTRACT WITH SMG FOR MANAGEMENT OF THE CIVIC CENTER; EMERGENCY
- 41/2004** 12. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON SANDAL PLACE

NE FROM LEVASSER W. CONNOR, JR.; EMERGENCY

- 42/2004** 13. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 8TH ST NE FROM L.A. COOPER REALTY CORP.; EMERGENCY
- 43/2004** 14. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 5TH ST NE FROM MARGARET L. HARTZELL; EMERGENCY
- 44/2004** 15. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 7TH ST NE & MAHONING RD NE FROM BERNICE FIDELHOLTZ; EMERGENCY
- 45/2004** 16. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON 2ND ST NW FROM MOHAMMAD HNEIDAN; EMERGENCY
- 46/2004** 17. AUTHORIZING CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY LOCATED ON GROSS AVE NE FROM DARYL & CHERYL SMYTH; EMERGENCY
- 47/2004** 18. 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
- 48/2004** 19. 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
- AMENDED**
49/2004 20. AMENDING APPROPRIATION O.1/2004 TO APPROPRIATE ADDITIONAL MONEYS NEEDED FOR OPERATING & CAPITAL EXPENSES FOR THE REMAINDER OF FISCAL YEAR 2004; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, APRIL 5, 2004 @ 6:30 PM, COUNCIL CAUCUS ROOM

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

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY) (No Speakers)

MISCELLANEOUS BUSINESS: (Discussion re: status of Jackson Pool; mtg w/a representative from Wal-Mart scheduled for March 31st at 7:00 p.m. at the Mayfield Senior Center.)

ADJOURNMENT TIME: 8:24 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD MONDAY, APRIL 5, 2004 @ 7:30 PM