

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

April 12, 2004

ROLL CALL: 8 Councilmembers present; 4 absent (Casar, Bernabei, Hawk, Diamond)

INVOCATION: Given by Ward 9 Councilmember Joe Carbenia

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#10-13 & 16; Suspended Rule 22B to add 1st Rdg O#7; O#8, 9, 14, 15 & 17 were retained in committee)

PUBLIC HEARINGS:

7:30 PM A REQUEST TO VACATE AN UNNAMED 10' ALLEY LOCATED ADJACENT TO THE SOUTH LINE OF LOT NO. 13968 AND ADJACENT TO THE NORTH LINE OF LOT NO. 8907 BETWEEN THE EAST LINE OF SHRIVER AVE NE & THE WEST LINE OF MADDRELL COURT NE AS REQUESTED BY COOPER & ASSOCIATES ON BEHALF OF HABITAT FOR HUMANITY
(PLANNING COMMISSION RECOMMENDS APPROVAL) (No Speakers) (See O#58/2004)

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

INFORMAL RESOLUTIONS:

1ST VICE PRESIDENT CARBENIA: EXCUSING MEMBERS CASAR, BERNABEI, HAWK & DIAMOND
44. WEST, WARD 2 MEMBER: COMMENDING LEADERSHIP STARK COUNTY PAY IT FORWARD GROUP OF 17TH CLASS. - ADOPTED

COMMUNICATIONS:

208. BUILDING DEPARTMENT: MARCH 2004 MONTHLY INCOME REPORT. - RECEIVED & FILED
209. CARBENIA, WARD 9 MEMBER: REQUESTING LEGISLATION ON BEHALF OF THE CANTON CONSTRUCTION BOARD AMENDING SECTIONS 1313.06 & 1315.09 OF THE ELECTRICAL & PLUMBING CODES OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON. - JUDICIARY COMMITTEE
210. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR STOCK TRANSFER OF D5 LIQUOR PERMIT REQUESTED BY LUNA GRILLE, 228 FOURTH ST NW. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
211. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY BZA CONVENIENT MART, dba GAS CITY, 216 ROWLAND AVE NE. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
212. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF TENTATIVE HEARING DATE OF 5/3/04 @ 11:00 AM ON OBJECTION TO C2, 2X, D6 STOCK TRANSFER REQUESTED BY CANTON HORIZON PETROLEUM, dba GASCO EXPRESS MART, 3325 HARMONT AVE NE. - INTERGOVERNMENTAL & PUBLIC SERV CMTE
213. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF TENTATIVE HEARING DATE OF 5/3/04 @ 11:00 AM ON OBJECTION TO C2, 2X, D6 RENEWAL REQUESTED BY CANTON HORIZON PETROLEUM, dba GASCO EXPRESS MART, 3325 HARMONT AVE NE. - INTERGOVERNMENTAL & PUBLIC SERV CMTE
214. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF TENTATIVE HEARING DATE OF 5/3/04 @ 9:00 AM ON OBJECTION TO NEW C1, C2 PERMIT REQUESTED BY JENNINGS ENTERPRISES, dba RJ'S, 2417 4TH ST NW. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
215. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF TENTATIVE HEARING DATE OF 5/3/04 @ 11:00 AM ON OBJECTION TO C2, 2X, D6 TRANSFER REQUESTED BY M & K SUPER SERVICE, dba GASCO EXPRESS MART, 3325 HARMONT AVE NE. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
216. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF TENTATIVE HEARING DATE OF 5/3/04 @ 10:00 AM ON OBJECTION TO NEW C1, C2 PERMIT REQUESTED BY R & S CONVENIENT MART, dba B & B SUPERMARKET, 636 CHERRY AVE NE. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

COMMUNICATIONS CONTINUED:

217. SERVICE DIRECTOR ELLSWORTH: REQUESTING AUTHORITY TO ENTER INTO \$32,075.00 CONTRACT WITH CONTEC SYSTEMS FOR UPGRADE OF COMPUTER SOFTWARE SYSTEM FOR THE WATER POLLUTION CONTROL CENTER &

REQUESTING \$32,075.00 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND. - FINANCE COMMITTEE

218. SERVICE DIRECTOR ELLSWORTH: REQUESTING VARIOUS SUPPLEMENTAL APPROPRIATIONS, REDUCTIONS IN APPROPRIATIONS & INTERFUND TRANSFER AUTHORIZATIONS NECESSARY TO IMPLEMENT THE RECOMMENDED CAPITAL IMPROVEMENTS FOR 2004. ~~SUSPENDED RULE 22B TO ADD O#7~~
219. TREASURER SCHIRACK: REPORT OF BANK RECONCILIATIONS & OUTSTANDING INVESTMENTS AS OF 3/31/04. - RECEIVED & FILED
220. TREASURER SCHIRACK: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 3/31/04. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMENDING ZONING ORDINANCE 55/77 TO REZONE LOT NO. 30741, LOCATED AT 3801 GREENWOOD PLACE SW AS REQUESTED BY DENNIS & CAROL REED; EMERGENCY
Referred to 2nd Rdg, Next Agenda **PUB HRG. 4/26/04 @ 7:30 PM**
- 1ST RDG 2. AMENDING ZONING ORDINANCE 55/77 TO REZONE LOT NO. 14325, PART OF LOT NO. 14326 & PARTS OF OUTLOTS NOS. 181 & 182, LOCATED AT 1836 8TH STREET NE AS REQUESTED BY VFW POST 3417; EMERGENCY
Referred to 2nd Rdg, Next Agenda **PUB HRG. 4/26/04 @ 7:31 PM**
- 1ST RDG 3. AUTHORIZING MAYOR TO ACCEPT & ADMINISTER \$30,000.00 GRANT FROM CANTON REGIONAL CHAMBER OF COMMERCE FOUNDATION; AUTHORIZING MAYOR AND/OR CHIEF OF STAFF TO ENTER INTO CONTRACT WITH DHR INTERNATIONAL TO RECRUIT A COMMUNITY & ECONOMIC DEVELOPMENT DIRECTOR; AND AMENDING O.1/2004 FOR \$30,000.00 SUPPLEMENTAL APPROPRIATION FROM THE 1001 GENERAL FUND; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 4. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ENTER INTO \$23,800.00 CONTRACT WITH CT CONSULTANTS FOR PROFESSIONAL ENGINEERING SERVICES & TO ADVERTISE, RECEIVE BIDS & ENTER INTO \$65,000.00 CONTRACT FOR THE INFLUENT PUMP STATION BUILDING HVAC REPLACEMENT PROJECT; AMENDING O.1/2004 FOR \$88,800.00 SUPPLEMENTAL APPROPRIATION FROM 5410 SANITARY SEWER FUND; EMERGENCY
Referred to Public Property Capital Improvement & Finance Committees
- 1ST RDG 5. AMENDING ORDINANCE 50/2003 TO MAKE NECESSARY CHANGES OF OWNERSHIP ON PARCEL #02-23286 IN THE 4TH STREET NE RECONSTRUCTION PROJECT; EMERGENCY
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 6. ESTABLISHING & DESIGNATING THE SUMMIT NEIGHBORHOOD COMMUNITY REINVESTMENT AREA; AUTHORIZING TAX EXEMPTIONS FOR QUALIFYING PROJECTS WITHIN THE COMMUNITY REINVESTMENT AREA; AND ESTABLISHING PROGRAM CONDITIONS; EMERGENCY
Referred to Community & Economic Development Committee

SUSPENDED RULE 22B TO ADD O#7

- 1ST RDG 7. AMENDING APPROPRIATION ORDINANCE 1/2004 BY MAKING VARIOUS SUPPLEMENTAL APPROPRIATIONS, REDUCTIONS IN APPROPRIATIONS & INTERFUND TRANSFER AUTHORIZATIONS NECESSARY TO IMPLEMENT THE RECOMMENDED CAPITAL IMPROVEMENTS FOR 2004; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#10-13 & #16

RETAINED IN

- COMMITTEE** 8. AUTHORIZING MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH MCGRANN PAPER CORP PROVIDING REAL & PERSONAL PROPERTY TAX EXEMPTIONS; AUTHORIZING GRANTING 100% OF 10-YR REAL & PERSONAL PROPERTY TAX EXEMPTIONS; AUTHORIZING AUDITOR TO MAKE PAYMENTS TO CANTON BOARD OF EDUCATION PURSUANT TO ORC 5709.82 (C) & (D); EMERGENCY (C&E Dev Cmte)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

RETAINED IN

- COMMITTEE** 9. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR & SAFETY DIRECTOR TO CONTRACT FOR VARIOUS CONTRACTS PREVIOUSLY UNCOMPLETED BEFORE 1/1/04; EMERGENCY (C&E Dev, Fin & PPCI Cmtes)
- 2ND RDG 10. A RESOLUTION APPROVING STATEMENT OF SERVICES TO BE PROVIDED TO PROPERTY OWNERS IN MCKINLEY DEVELOPMENT/PLAIN TOWNSHIP CEDA ANNEXATION, DATE OF PROVIDED SERVICES & PROCEDURE FOR INCOMPATIBLE ZONING USES UPON ANNEXATION TO CITY OF CANTON; EMERGENCY (Annex Cmte)

- 2ND RDG 11. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO CONVEY CITY-OWNED REAL PROPERTY @ 1000 – 3RD STREET SE TO CANTON COMMUNITY IMPROVEMENT CORPORATION; EMERGENCY (PPCI & C&E Dev Cmtes)
- 2ND RDG 12. AMENDING EXHIBIT A TO O.40/2000, THE CLASSIFICATION PLAN FOR CITY OF CANTON BARGAINING UNIT PERSONNEL, IN CONJUNCTION WITH AFSCME 2937 AGREEMENT TO ADD POSITIONS UNDER THE WATER DIVISION; EMERGENCY (Personnel Cmte)
- 2ND RDG 13. APPROVING & ACCEPTING THE REPLATTING OF LOTS NOS. 42237 THROUGH 42246 LOCATED EAST OF GATEWAY BOULEVARD SE & NORTH OF CHARLES EDE BOULEVARD SE AS REQUESTED BY COOPER & ASSOCIATES ON BEHALF OF ABCD GATEWAY PLACE, LLC; EMERGENCY (Pub Saf & Thru Cmte)

RETAINED IN COMMITTEE

14. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO 3-YEAR PROFESSIONAL MEDICAL SERVICES CONTRACT FOR CITY OF CANTON JOB APPLICANTS & EMPLOYEES WITH US HEALTHWORKS OF OHIO INC. EFFECTIVE 4/21/04-4/30/07 TO CONDUCT PRE-EMPLOYMENT PHYSICALS, DRUG SCREENS, ETC; EMERGENCY (Finance Cmte)

RETAINED IN COMMITTEE

15. AUTHORIZING SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR THE LIFT STATIONS REPLACEMENT PROJECT; AMENDING O.1/2004 FOR A \$100,000 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND; EMERGENCY (Env & Pub Util & Finance)

- 2ND RDG 16. APPROVING WATER MAIN EXTENSION ON NEVADA AVENUE SW IN PERRY TOWNSHIP; AUTHORIZING SERVICE DIRECTOR TO ENTER INTO CONTRACT FOR SAME; EMERGENCY (Env & Pub Util)

RETAINED IN COMMITTEE

17. AMENDING O.1/2004 FOR A \$17,500 SUPPLEMENTAL APPROPRIATION FROM THE 4501 CAPITAL IMPROVEMENT FUND FOR PRE-SEASON RENOVATION OF JACKSON POOL; EMERGENCY (Pk & Rec & Fin Cmtes)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 55/2004 18. 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
- 56/2004 19. 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
- 57/2004 20. 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
- 58/2004 21. VACATING A 10' UNNAMED ALLEY SOUTH OF 16TH ST NE; APPROVING & ACCEPTING THE REPLATTING OF ALL OF LOTS NOS. 8907 & 13968 & THE VACATED 10' UNNAMED ALLEY AS REQUESTED BY COOPER & ASSOCIATES ON BEHALF OF HABITAT FOR HUMANITY; EMERGENCY

PUB HRG HELD 4/12/04 7:30 PM

- 59/2004 22. 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

ANNOUNCEMENT OF COMMITTEE MEETINGS:MONDAY, APRIL 19, 2004 @ 6:15 PM, CAUCUS ROOM

1. Personnel Committee
2. Public Property Capital Improvement Committee
3. Public Safety & Thoroughfares Committee

ANNOUNCEMENT OF COMMITTEE MEETINGS CONTINUED:MONDAY, APRIL 19, 2004 @ 6:30 PM, CAUCUS ROOM

1. Environmental & Public Utilities Committee
2. Parks & Recreation Committee
3. Community & Economic Development Committee
4. Finance Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)(No Speakers)MISCELLANEOUS BUSINESS:NONE

ADJOURNMENT TIME: 7:53 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD MONDAY, APRIL 19, 2004 @ 7:30 PM