

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

May 10, 2004

ROLL CALL: All 12 Councilmembers present

INVOCATION: Given by Ward 2 Councilmember Thomas West

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#6-10; Suspended Rule 24B to add Re#60&61; Adopted 1st Rdg O#1 & 2nd Rdg O#10; O#11 retained in committee; O#12 Amended)

PUBLIC HEARINGS: (NONE)

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

INFORMAL RESOLUTIONS:

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

59. BERNABEI, MEMBER-AT-LARGE : WELCOMING THE CONFERENCE OF MINORITY TRANSPORTATION OFFICIALS TO CANTON & PRO FOOTBALL HALL OF FAME. - ADOPTED

SUSPENDED RULE 24B TO ADD RE#60 & 61:

60. ENV & PUB UTILITIES CMTE: APPROVING LEGISLATION WAIVING THE 1.9 PERCENT SEWER RATE INCREASE FOR 2004. - ADOPTED & LAW DIRECTOR

61. ENV & PUB UTILITIES CMTE: WAIVING THE AUTOMATIC 1.9 PERCENT SANITATION RATE INCREASE FOR 2004. - ADOPTED & LAW DIRECTOR

COMMUNICATIONS:

255. AUDITOR PEREZ: MONTHLY REPORT BY FUND FOR 4/1/04 - 4/30/04. - RECEIVED & FILED

256. AUDITOR PEREZ: YEARLY REPORT BY FUND FOR 1/1/04 - 4/30/04. - RECEIVED & FILED

257. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH STELCO, LLC & SLESNICK STEEL TO CONSTRUCT A NEW WAREHOUSE/DISTRIBUTION BUILDING; AUTHORIZING & DIRECTING THE AUDITOR TO ANNUALLY PAY TO THE CANTON BOARD OF EDUCATION SUCH AMOUNTS AS ARE AGREED UPON BETWEEN THE CITY OF CANTON & THE CANTON BOARD OF EDUCATION &/OR AS ARE REQUIRED TO BE PAID PURSUANT TO ORC SEC. 5709.82 (C) & (D). - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

258. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO A ONE YEAR CONTRACT FROM 6/1/04-5/31/05 WITH CANTON CITY SCHOOL DISTRICT TO PROVIDE A \$30,000 GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE EARLY CHILDHOOD EDUCATION PROGRAM FOR THE 2004-2005 SCHOOL YEAR. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

259. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE CANTON COMMUNITY IMPROVEMENT CORP TO PROVIDE A \$600,000 GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR GRANTS, LOANS & ADMINISTRATIVE COSTS. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

260. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE CANTON SYMPHONY ORCHESTRA ASSOC FOR A \$31,415 GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE 2004 CONCERT IN THE PARK & FIREWORKS DISPLAY. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

261. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE DOMESTIC VIOLENCE PROJECT TO PROVIDE A \$200,000 GRANT UTILIZING EMERGENCY SHELTER GRANT FUNDS FOR MISCELLANEOUS FURNITURE & EQUIPMENT. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

COMMUNICATIONS CONTINUED:

262. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE YWCA TO PROVIDE A \$300,000 GRANT UTILIZING HOME FUNDS FOR A BOILER SYSTEM FOR THE FACILITY LOCATED @ 800 W TUSCARAWAS ST. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

263. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE YMCA TO PROVIDE A \$27,000 GRANT UTILIZING EMERGENCY SHELTER GRANT FUNDS FOR ESSENTIAL SERVICES. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTEs
264. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE YMCA TO PROVIDE A \$235,000 GRANT UTILIZING EMERGENCY SHELTER GRANT FUNDS FOR A NEW SPRINKLER SYSTEM. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES
265. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO A ONE YEAR CONTRACT FROM 6/1/04-5/31/05 WITH CANTON REGIONAL CHAMBER OF COMMERCE TO PROVIDE A \$160,000 GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR A COMPREHENSIVE ECONOMIC & DOWNTOWN DEVELOPMENT PROGRAM. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES
266. CD & PLANNING DEPT: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO A ONE YEAR CONTRACT COMMENCING 6/1/04 WITH THE CANTON SYMPHONY ORCHESTRA ASSOC TO PROVIDE A \$40,000 GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE CHILDREN'S ARTS CONNECTION PROGRAM. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES
267. COURT ADMINISTRATOR KOCHERA: CANTON MUNICIPAL COURT, JUDGES ADMINISTRATION 2003 FISCAL SUMMARY. - RECEIVED & FILED
268. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY WAL MART STORES EAST, dba WAL MART SUPERCENTER #5285, 3200 ATLANTIC BLVD NE. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
269. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY WAYNE EDWARD MARION, dba BOYDS DRIVE THRU, 719 COOK AVE SW. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
270. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR TRANSFER OF D5 LIQUOR PERMIT FROM MOONLIGHT BALLROOM, INC. TO CAN MEX, INC., dba EL RINCON MEXICAN RESTAURANT, 3212 W TUSCARAWAS ST. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
271. SAFETY DIRECTOR HUNT: REQUESTING AUTHORIZATION TO ACCEPT \$2,124.83 OHIO DIVISION OF EMS AIRWAY EQUIPMENT GRANT FROM OHIO DEPT OF PUBLIC SAFETY TO PURCHASE AIRWAY EQUIPMENT FOR THE FIRE DEPT; REQUESTING \$2,124.83 SUPPLEMENTAL APPROPRIATION FROM 2812 EMS TRAINING & EQUIPMENT FUND. - MARKETING & DEVELOPMENT GRANT & FINANCE COMMITTEES
272. SAFETY DIRECTOR HUNT: REQUEST TO AMEND SEC. 339.08 OF THE CANTON CODIFIED ORDINANCES TO INCLUDE THAT ANY VEHICLE DRIVEN OR MOVED ON ANY STREET, HIGHWAY OR OTHER PUBLIC PLACE THAT HAS BEEN UNLOADED & IS NO LONGER CARRYING A LOAD SHALL BE REQUIRED TO COVER THE VEHICLE TO PREVENT ANY RESIDUAL CONTENTS FROM ESCAPING. - JUDICIARY COMMITTEE
273. SAFETY DIRECTOR HUNT: REQUESTING AUTHORIZATION TO MAKE APPLICATION & ACCEPT A \$36,607 GRANT FROM THE OHIO DEPT OF PUBLIC SAFETY, GOVERNOR'S HIGHWAY SAFETY OFFICE, FOR OVERTIME SPEED & SEAT BELT ENFORCEMENT. - MARKETING & DEVELOPMENT GRANT & FINANCE COMMITTEES

COMMUNICATIONS CONTINUED:

274. SERVICE DIRECTOR ELLSWORTH: REQUESTING AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO DEED CONVEYANCE OF PARCEL #86 WDV, STA-77-10.33, AN 86 SQ FT PARCEL OF LAND AT WESTBROOK VETERANS MEMORIAL PARK, IN ACCORDANCE WITH REQUEST OF OHIO DEPT OF TRANSPORTATION TO USE FOR I77. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
275. SERVICE DIRECTOR ELLSWORTH: REQUESTING \$1,992,054 SUPPLEMENTAL APPROPRIATION FROM 2814 CLEAN OHIO REVITALIZATION FUND, \$996,027 SUPPLEMENTAL APPROPRIATION FROM 2211 COMMUNITY DEVELOPMENT FUND; & \$996,027 INTERFUND TRANSFER FOR DEMOLITION OF THE KRESGE BLOCK. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTEs
276. SERVICE DIRECTOR ELLSWORTH: STATUS OF THE WOODLAND AVE NW RELIEF STORM SEWER PROJECT, GP

- 1062, & REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PROJECT CONSTRUCTION (FUNDING TO BE REQUESTED FOLLOWING RECEIPT OF BIDS). - ENVIRONMENT & PUB UTILITIES CMTE
277. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR THE MONTH OF APRIL 2004. - RECEIVED & FILED
278. TREASURER SCHIRACK: COMPARATIVE REPORT OF DEPOSITS & PAY INS TO AMBULANCE LOCK BOX ACCOUNT FOR MONTH OF APRIL 2004. - RECEIVED & FILED
279. TREASURER SCHIRACK: REPORT OF BANK RECONCILIATIONS & OUTSTANDING INVESTMENTS AS OF 4/30/04. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- *79/2004** 1. RESOLUTION ESTABLISHING & DESIGNATING SUMMIT NEIGHBORHOOD COMMUNITY REINVESTMENT AREA (TO INCLUDE WASHINGTON BLVD TO W TUSC), AUTHORIZING TAX EXEMPTIONS FOR QUALIFYING PROJECTS WITHIN THE AREA, & ESTABLISHING PROGRAM CONDITIONS; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 2. APPROVING & ACCEPTING THE FINAL RECORD PLAT OF COLONIAL VILLAGE; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 3. AUTHORIZING SAFETY DIRECTOR TO ACCEPT \$500 DONATION FROM BRAD A. BLACK, VICE PRESIDENT OF DOWNTOWN FORD, TO ASSIST THE FIRE DEPT IN PURCHASING SMOKE DETECTORS FOR CITY RESIDENTS; AMENDING O.1/2004 FOR \$500 SUPPLEMENTAL APPROPRIATION FROM 2783 SMOKE DETECTOR FUND; EMERGENCY
Referred to Finance Committee
- 1ST RDG 4. AUTHORIZING SAFETY DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF SEMI-AUTOMATIC HANDGUNS & MISCELLANEOUS ITEMS FOR THE POLICE DEPT; EMERGENCY
Referred to Finance Committee
- 1ST RDG 5. AUTHORIZING SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO 5 YEAR LEASE FOR COMMERCIAL SPACE LOCATED AT 215 W TUSCARAWAS ST FOR A YEAR ROUND SNACK BAR/CONCESSION STAND; EMERGENCY
Referred to Public Property Capital Improvement Committee

***7:40-7:43 PM Recess for committee meeting on O#1, which was returned to the agenda for adoption.**

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#6-10:**

- 2ND RDG 6. ESTABLISHING THE FAIR MARKET VALUE OF 6 PARCELS IN CONJUNCTION WITH THE FEDERAL CAMPUS PROJECT; AUTHORIZING MAYOR &/OR CHIEF OF STAFF TO NEGOTIATE & PURCHASE SAID PROPERTY AT THE ESTABLISHED FMV; EMERGENCY (PPCI & Fin)
- 2ND RDG 7. APPROVING & ACCEPTING THE REPLATTING OF PARTS OF LOTS 3303, 3305 & 13039, PARTS OF OUTLOTS 397 & 405, PART OF BELLE BORDNER'S ALLEY & PART OF THE VACATED ALLEY AT BELDEN AVE NE AS REQUESTED BY CONSTITUTION LAND SURVEYING ON BEHALF OF DSM ENTERPRISES; EMERGENCY (PST)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 8. APPROVING & ACCEPTING THE REPLATTING OF PARTS OF LOTS 1674, 1675 & 1676 S. OF 2ND STREET SE BETWEEN ROWLAND AVE & LYMAN CT SE AS REQUESTED BY COOPER & ASSOCIATES FOR HABITAT FOR HUMANITY; EMERGENCY (PST)
- 2ND RDG 9. AUTHORIZING SERVICE &/OR SAFETY DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF VARIOUS MOTOR VEHICLES & OTHER RELATED EQUIPMENT ITEMS FOR VARIOUS CITY DEPARTMENTS OR TO ALTERNATIVELY PURCHASE VEHICLES & EQUIPMENT THROUGH THE STATE COOPERATIVE &/OR ODOT PURCHASING AGREEMENT; EMERGENCY (PPCI&Fin)
- 80/2004** 10. RESOLUTION ADOPTING PLANS, AUTHORIZING SERVICE DIRECTOR TO COOPERATE WITH & REQUEST ODOT TO PROCEED WITH IMPROVEMENTS & RESURFACING OF PORTIONS OF SR 43 & SR 153; EMERGENCY (PST)

RETAINED IN

- COMMITTEE** 11. RESOLUTION TO AMEND RESOLUTION 59/2004 FOR A PERMANENT EASEMENT FOR SANITARY SEWER PURPOSES IN THE 4TH ST NE RECONSTRUCTION PROJECT; EMERGENCY (CED & Fin)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:**AMENDED**

- 81/2004** 12. AMENDING SECTIONS 1313.06 & 1315.09 OF THE ELECTRICAL & PLUMBING CODES OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON (RE: LICENSING REQUIREMENTS FOR JOURNEYMEN ELECTRICIAN

& PLUMBER); EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, MAY 17, 2004 @ 6:00 PM, COUNCIL CAUCUS ROOM

1. Intergovernmental & Public Service Committee
2. Public Safety & Thoroughfares Committee

MONDAY, MAY 17, 2004 @ 6:30 PM, COUNCIL CAUCUS ROOM

3. Public Property Capital Improvement Committee
4. Judiciary Committee
5. Finance Committee

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

MISCELLANEOUS BUSINESS: Hawk: thanking Chamber of Commerce for "Rediscover Canton" event 5/8/04;
Discussion re: sink hole @ 12th & Monument; Discussion re: employee prescription drug plan.

ADJOURNMENT TIME: 8:10 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD MONDAY, MAY 17, 2004 @ 7:30 PM