

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

May 17, 2004

ROLL CALL: 11 Members Present, 1 Absent (Carbenia)

INVOCATION: Given by Ward 3 Councilmember Richard A. Mallonn II

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

AGENDA CORRECTIONS & CHANGES: (Rule 22A was suspended to add 2nd Rdg O#20-23; Rule 24B was suspended to add Re#63 & 64; & 2nd Rdg O#19 was retained in committee)

PUBLIC HEARINGS: (None)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (Council heard 2 public speakers re: Re#63)

INFORMAL RESOLUTIONS:

VICE PRESIDENT DON CASAR: EXCUSING MEMBER CARBENIA.

62. COUNCIL-OF-THE-WHOLE: URGING OHIO GENERAL ASSEMBLY TO AMEND HB 12 TO EXTEND BAN ON CARRYING CONCEALED WEAPONS TO PARKS & SWIMMING POOLS. - ADOPTED

RULE 24B SUSPENDED TO ADD RE#63 & 64:

63. INTERGOV & PUB SERV CMTE: OBJECTING TO NEW C1, C2 LIQUOR PERMIT AS REQUESTED BY WAYNE EDWARD MARION DBA BOYDS DRIVE THRU LOCATED @ 719 COOK AVENUE SW. - ADOPTED

64. INTERGOV & PUB SERV CMTE: OBJECTING TO TRANSFER OF C1, C2 LIQUOR PERMIT AS REQUESTED BY BZA CONVENIENT MART DBA GAS CITY LOCATED @ 216 ROWLAND AVENUE NE. - ADOPTED

COMMUNICATIONS:

280. BUILDING DEPARTMENT: APRIL 2004 MONTHLY INCOME REPORT. - RECEIVED & FILED

281. CASAR & CARBENIA, MEMBERS: LETTER OF INFORMATION REGARDING LOCAL CONTRACTORS AVAILABLE & QUALIFIED FOR EMERGENCY REPAIR OF SINKHOLE AT 12TH STREET NW. - RECEIVED & FILED (See C#286 below)

282. CD & PLANNING DEPARTMENT: LETTER OF REQUEST TO WITHDRAW LEGISLATION TO ACQUIRE A PERMANENT EASEMENT FROM KEVIN HIGH ON CITY LOT #24630. - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES (See O#11 RETAINED IN CMTE 5/10/04)

283. HEALTH BENEFITS ADM. BRESSON: APRIL MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JAN-APR 2004 PAID CLAIMS & COMPARATIVE REPORT . - RECEIVED & FILED

284. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF JUNE 10, 2004 HEARING DATE @ 11:30 AM IN COLUMBUS FOR APPEAL OF D-5 LIQUOR PERMIT RENEWAL FOR JIMMY E. BALL DBA BALLROOM LOCATED AT 331 CLEVELAND AVE NW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

285. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REQUEST BY ATTORNEY JOHN WERREN FOR DOYLE SMITH TO REPLAT LOTS 24501-24503 & 27078 INTO 2 RECONFIGURED LOTS E. OF GOBEL AVE ON S. SIDE OF GEORGETOWN RD NE. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

286. SERVICE DIRECTOR ELLSWORTH: INFORMING COUNCIL OF EMERGENCY REPAIR NEEDED TO 60" BRICK TRUNK STORM SEWER & MANHOLE DUE TO THE PARTIAL & SUDDEN COLLAPSE OF PAVEMENT AT 12TH ST NW & MONUMENT RD NW. - RECEIVED & FILED

287. SERVICE DIRECTOR ELLSWORTH: REQUEST FOR \$70,000 SUPPLEMENTAL APPROPRIATION FROM THE UNAPPROPRIATED BALANCE OF THE 2414 RECYCLE OHIO GRANT FOR SUBMISSION 2003-2004 RECYCLE GRANT. - MARKETING & DEVELOPMENT GRANT AND FINANCE COMMITTEES

288. SERVICE DIRECTOR ELLSWORTH: REQUEST APPROVAL OF \$13,470 CHANGE ORDER #2 WITH R G SMITH COMPANY INC. TO COMPLETE REMOVAL OF SLUDGE FROM 2 DIGESTERS @ WPCC & REQUEST \$13,470 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND. - FINANCE COMMITTEE

COMMUNICATIONS - CONTINUED:

289. SERVICE DIRECTOR ELLSWORTH: REQUEST APPROVAL OF WATER MAIN EXTENSION ON PERRY HILLS DRIVE, WENTWORTH ROAD, NAVE STREET & STONEBRIAR CIRCLE SW AS

REQUESTED BY PROPERTY OWNER. - ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE

290. SERVICE DIRECTOR ELLSWORTH: REQUEST APPROVAL TO ENTER INTO PURCHASE AGREEMENT WITH MYTHICS, INC FOR 18 NEW ORACLE LICENSES & TO CONVERT CURRENT LICENSING TO 2 FULL SERVER LICENSES FOR AUDITOR'S OFFICE & UPGRADING OF UTILITY BILLING LICENSES THROUGH STATE CONTRACT PRICING. - FINANCE COMMITTEE
291. STARK COUNTY COMMISSIONERS: SUBMITTING CITY OF CANTON PETITION TO ANNEX 1.92 ACRES LOCATED IN PLAIN TOWNSHIP KNOWN AS 'AUTO ELECTRIC SERVICE COMPANY ANNEXATION AREA'. - ANNEXATION COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZING WAIVING ANNUAL ADJUSTMENT TO THE BASE SEWER RATE ESTABLISHED BY CONSUMER PRICE INDEX PURSUANT TO SECTION 947.06 OF THE CODIFIED ORDINANCES; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 1ST RDG 2. AUTHORIZING WAIVING ANNUAL ADJUSTMENT TO SANITATION RATE ESTABLISHED BY CONSUMER PRICE INDEX PURSUANT TO SECTION 975.08 CODIFIED ORDINANCES; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 1ST RDG 3. AMENDING ORDINANCE 55/77 TO REZONE LOTS 14578-14584, 40161-40162, 6087 - 6088 & PART OF LOT #6089, LOCATED AT 516 MCGREGOR AVENUE NW AS REQUESTED BY CHARLES WEBSTER FOR EARL LUTTNER; EMERGENCY **PUB. HRG. 6/7/04 @ 7:30 PM**
Referred to 2nd READING NEXT AGENDA
- 1ST RDG 4. AMENDING ORDINANCE 55/77 TO REZONE LOTS 25738 & 25739 LOCATED AT 3319 WEST TUSCARAWAS STREET AS REQUESTED BY NANCY RALLS FOR NATIONAL DRIVER TRAINING SCHOOL; EMERGENCY
Referred to 2nd READING NEXT AGENDA **PUB. HRG. 6/7/04 @ 7:31 PM**
- 1ST RDG 5. AUTHORIZING MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH STELCO, LLC & SLESNICK STRUCTURAL STEEL PROVIDING REAL & PERSONAL PROPERTY TAX EXEMPTION TO CONSTRUCT A NEW WAREHOUSE/DISTRIBUTION BUILDING; AUTHORIZING GRANTING 75% 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
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 6. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH CANTON CITY SCHOOLS TO PROVIDE A \$30,000 GRANT FOR THE EARLY CHILDHOOD EDUCATION PROGRAM; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 7. AMENDING O.17/89 AUTHORIZING THE MAYOR TO AMEND CONTRACT FOR AN ADDITIONAL \$600,000 WITH THE CANTON COMMUNITY IMPROVEMENT CORPORATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 8. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE CANTON SYMPHONY ORCHESTRA TO PROVIDE A \$41,415 GRANT FOR 2004 CONCERT IN THE PARK SERIES; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 9. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH DOMESTIC VIOLENCE PROJECT, INC. TO PROVIDE A \$200,000 GRANT FOR PURCHASE OF MISCELLANEOUS FURNITURE & EQUIPMENT; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 10. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE YWCA TO PROVIDE A \$300,000 GRANT FOR THE PURCHASE OF A BOILER SYSTEM; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 11. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH YMCA TO PROVIDE A \$27,000 GRANT FOR ESSENTIAL SERVICES; EMERGENCY
Referred to Community & Economic Development & Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING - CONTINUED:

- 1ST RDG 12. AUTHORIZING MAYOR & OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE YMCA TO PROVIDE A \$235,000 GRANT FOR A NEW SPRINKLER SYSTEM; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 13. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO ONE-YEAR CONTRACT WITH THE CANTON SYMPHONY ORCHESTRA ASSOCIATION TO PROVIDE A \$40,000 GRANT FOR THE CHILDREN'S ARTS CONNECTION PROGRAM; EMERGENCY

Referred to Community & Economic Development & Finance Committees

- 1ST RDG 14. AUTHORIZING SAFETY DIRECTOR TO ACCEPT \$2,124.83 GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY FOR THE FIRE DEPARTMENT; AMENDING O.1/2004 FOR A \$2,124.83 SUPPLEMENTAL APPROPRIATION FROM THE 2812 EMS TRAINING & EQUIPMENT FUND; EMERGENCY
Referred to Marketing & Development Grant & Finance Committees
- 1ST RDG 15. AUTHORIZING SAFETY DIRECTOR TO MAKE APPLICATION & ACCEPT A \$36,607 GRANT FROM THE GOVERNOR'S HIGHWAY SAFETY REPRESENTATIVE FOR A SELECTIVE TRAFFIC ENFORCEMENT PROGRAM; EMERGENCY
Referred to Marketing & Development Grant & Finance Committees
- 1ST RDG 16. AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO CONVEY 86 SQ FT. OF VACANT PARK LAND @ WESTBROOK VETERANS MEMORIAL PARK TO ODOT FOR USE OF PUBLIC HIGHWAY; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 17. AMENDING O.1/2004 BY MAKING A \$1,992,054 SUPPLEMENTAL APPROPRIATION FROM THE 2814 CLEAN OHIO REVITALIZATION FUND & 2211 COMMUNITY DEVELOPMENT FUNDS & MAKE INTERFUND TRANSFERS FOR KRESGE BLOCK DEMOLITION PROJECT; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 18. AUTHORIZING SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR WOODLAND AVENUE NW RELIEF STORM SEWER PROJECT, GP 1062; EMERGENCY
Referred to Environmental & Public Utilities Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

RETAINED

- IN CMTE** 19. AMENDING SECTION 133.05, EMERGENCY MEDICAL SERVICES; CHARGES FOR SERVICES; REPORTING OF CODIFIED ORDINANCES; EMERGENCY (Jud)

RULE 22A SUSPENDED TO ADD O#20-23:

- 2nd RDG 20. APPROVING & ACCEPTING THE FINAL RECORD PLAT OF COLONIAL VILLAGE; EMERGENCY (PS&T)
- 2nd RDG 21. 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 (Fin)
- 2nd RDG 22. AUTHORIZING SAFETY DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF SEMI-AUTOMATIC HANDGUNS & MISCELLANEOUS ITEMS FOR THE POLICE DEPT; EMERGENCY (Fin)
- 2nd RDG 23. 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 (PPCI)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 82/2004** 24. 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
- 83/2004** 25. 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

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING - CONTINUED:

- 84/2004** 26. 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
- 85/2004** 27. 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

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, May 24th, 2004, Caucus Room, at 5:45 p.m.

1. Community & Economic Development
2. Finance

Monday, May 24th, Caucus Room, at 6:30 p.m.

1. Environmental & Public Utilities
2. Public Property Capital Improvement
3. Marketing & Development Grant

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (Council heard one public speaker)

MISCELLANEOUS BUSINESS: Ward 5 Clean Up Day this Saturday, May 22nd.

ADJOURNMENT TIME: 8:03 p.m.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD MONDAY, MAY 24, 2004 @ 7:30 PM