

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

SEPTEMBER 13, 2004

ROLL CALL: All 12 Councilmembers Present

INVOCATION: Given by Ward 1 Councilmember Greg Hawk

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add Communication #497 & 2nd Rdg O#11-21; Suspended Rule 24B to add Resolution #77; Adopted 1st Rdg O#7; Withdrew 1st Rdg O#8; Adopted 2nd Rdg O#17&19; Retained in cmte 2nd Rdg O#22, 23 & 24; Amended O#35; & Postponed O#34&36 to 9/20/2004)

PUBLIC HEARINGS:

7:30 PM A REQUEST BY UNITED FOUNDRIES TO VACATE PORTIONS OF 13TH ST, GRACE AVE & CRYSTAL PL NE; TO REPLAT VARIOUS LOTS & THE VACATED 13TH ST, GRACE AVE & CRYSTAL PL INTO 1 RECONFIGURED LOT. (PLANNING COMMISSION RECOMMENDED APPROVAL) (No Public Speakers) **See O.164/2000**

7:31 PM A REQUEST BY DWIGHT & DEBBIE HESSON TO VACATE 22ND ST SW BETWEEN FREDERICK & TANNER SW. (PLANNING COMMISSION RECOMMENDED APPROVAL) (One Public Speaker) **See O.162/2004**

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (One Public Speaker re: O#19)

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E. CASAR: EXCUSING MEMBERS (Not necessary—all Councilmembers present)

SUSPENDED RULE 24B TO ADD RE#77:

77. PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF LARRY LANHAM II TO FILL A VACANCY ON THE FAIR HOUSING COMMISSION FOR A 5 YR TERM EFFECTIVE 9/1/04 - 8/31/09. - ADOPTED

78. PRATER, WARD 5 MEMBER: REQUESTING PLACEMENT OF STREET LIGHT ON PARK AVE SW BETWEEN 10TH & 11TH ST. - ADOPTED

COMMUNICATIONS:

470. AUDITOR PEREZ: MONTHLY REPORT BY FUND FOR 8/1/04 - 8/31/04. - RECEIVED & FILED

471. AUDITOR PEREZ: YEARLY REPORT BY FUND FOR 1/1/04 - 8/3/04. - RECEIVED & FILED

472. AUDITOR PEREZ: CERTIFICATE OF THE TOTAL AMOUNT FROM ALL SOURCES FOR 2004. - CLERK OF COUNCIL

473. CD & PLANNING DEPARTMENT: REQUEST TO ESTABLISH A \$500 FAIR REUSE VALUE FOR PARCEL #02-34591 LOCATED ON 2ND ST SE & CONVEY SAME TO HABITAT FOR HUMANITY. - COMMUNITY & ECONOMIC DEVELOPMENT CMTE

474. HEALTH COMMISSIONER PATTISON: REQUESTING \$100,000 SUPPLEMENTAL APPROPRIATION FROM THE 2328 PUBLIC HEALTH INFRASTRUCTURE FUND FOR GRANT FUNDS RECEIVED FROM OHIO DEPT OF HEALTH. - FINANCE CMTE

475. HEALTH COMMISSIONER PATTISON: REQUESTING \$5,000 SUPPLEMENTAL APPROPRIATION FROM THE 2318 HIV PREVENTION FUND FOR GRANT FUNDS RECEIVED FROM OHIO DEPT OF HEALTH. - FINANCE CMTE

476. LAW DIRECTOR MARTUCCIO: REQUESTING LEGISLATION TO RE-AUTHORIZE & RATIFY PROVISIONS OF O#185/2002; AUTHORIZE SAFETY DIRECTOR TO ENTER INTO AGREEMENT W/OHIO RAIL DEVELOPMENT COMMISSION TO CLOSE OR UPGRADE RAIL CROSSINGS. - PUBLIC SAFETY & THOROUGHFARES CMTE

477. LIQUOR CONTROL DIVISION (OHIO): APPLICATION FOR STOCK TRANSFER OF B1, B4, B5 LIQUOR PERMIT REQUESTED BY MARTINAT WINE CO, 610-12-14 WALNUT AVE SE. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

478. LIQUOR CONTROL DIVISION (OHIO): APPLICATION FOR NEW C2 LIQUOR PERMIT REQUESTED BY BASKETFANFARE LLC, dba BASKETFANFARE LOCATED @ 2241 WEST TUSCARAWAS. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

COMMUNICATIONS - CONTINUED:

479. LIQUOR CONTROL DIVISION (OHIO): APPLICATION FOR NEW C1, C2 LIQUOR PERMIT REQUESTED BY WAYNE EDWARD MARION, dba T & M DRIVE THRU, 912-914 12TH ST NE. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

480. LIQUOR CONTROL DIVISION (OHIO): APPLICATION FOR NEW D3 LIQUOR PERMIT REQUESTED BY JOHN E. JOHNSON & ARTHUR T. JOHNSON, dba CAROUSEL LOUNGE, 3012 ATLANTIC BLVD NE - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
481. LIQUOR CONTROL DIVISION (OHIO): CONFIRMING CITY OF CANTON'S WITHDRAWAL OF OBJECTION TO TRANSFER OF D2,2X LIQUOR PERMIT REQUESTED BY LORRAINE A. BOYLE, dba HOLLAND INN, 827 10TH ST NW. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
482. LY, KEO Q.: REQUEST TO REZONE 3650 HARMONT AVE NE FROM R-1A TO PB-3 FOR THAI GOURMET RESTAURANT. - PLANNING COMMISSION
483. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REQUEST BY ROBERT FRENZ TO VACATE PORTIONS OF AN UNNAMED 19' ALLEY EAST OF WALLACE AVE NE & TO REPLAT THE VACATED ALLEY & LOTS 21677, 21678, 21680 & 21681 INTO 2 RECONFIGURED LOTS. - PUBLIC SAFETY & THOROUGHFARES CMTE
484. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REQUEST BY LAMBOS INVESTMENT PARTNERS FOR AMENDED PB-3 ZONING AT 2303 W TUSCARAWAS ST FOR PARKING LOT & DRIVE THRU LANE ADJUSTMENT AT NEW KFC RESTAURANT. - LAW DEPT. **PUB HRG 10/18/2004 @ 7:30 PM**
485. SAFETY DIRECTOR HUNT: REQUEST TO AMEND PENDING LEGISLATION FOR OHIO BILLING INC CONTRACT TO INCLUDE RATIFICATION EFFECTIVE AUGUST 1, 2004 & AUTHORIZATION TO PAY A MORAL OB IN THE AMOUNT OF \$13,030.50 FOR JULY & AUGUST EMS SUBMISSIONS BILLING. - FINANCE CMTE
SEE O.173/2004
486. SERVICE DIRECTOR ELLSWORTH: REQUEST AUTHORIZATION FOR SERVICE & SAFETY DIRECTORS TO EXECUTE LICENSE AGREEMENT DOCUMENTS TO INSTALL PRIVATE MONITORING WELLS IN PUBLIC RIGHT-OF-WAY @ NORTHEAST CORNER OF MARKET AVE N., 12TH ST NE & SOUTHWEST CORNER OF WARNER RD SE & 7TH STREET SE. - ENVIRONMENTAL & PUBLIC UTILITIES CMTE
487. SERVICE DIRECTOR ELLSWORTH: REQUEST AUTHORIZATION FOR SERVICE DIRECTOR TO EXECUTE EASEMENT W/STARK COUNTY COMMISSIONERS FOR PROPOSED UNDERGROUND DATA/COMMUNICATION CONDUIT IN WALNUT AVENUE SE, EAST TUSC & 2ND ST SE REQUESTED BY STARK COUNTY JOB & FAMILY SERVICES. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
488. SERVICE DIRECTOR ELLSWORTH: REQUEST AUTHORIZATION FOR SERVICE DIRECTOR TO EXECUTE AGREEMENT W/PLAIN TWP TO SUBMIT OPWC GRANT APPLICATION, BEGIN SELECTION FOR ENGINEERING DESIGN & ASSIGN PROJECT DEVELOPMENT RESPONSIBILITIES IN THE 25TH STREET NE STORM SEWER PROJECT. - ENVIRONMENTAL & PUBLIC UTILITIES CMTE
489. SERVICE DIRECTOR ELLSWORTH: REQUEST AUTHORIZATION FOR MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO WORK AGREEMENTS FOR THE MARKET AVENUE N SANITARY/SEWER REPLACEMENT GP 1070 & MAKE MINISTERIAL CHANGES TO CORRECT ANY/ALL ERRORS. - ENVIRONMENTAL & PUBLIC UTILITIES CMTE
490. SERVICE DIRECTOR ELLSWORTH: REQUESTING AUTHORIZATION TO EXECUTE AGREEMENT W/STARK COUNTY FOR OPWC GRANT APPLICATION FOR ROAD & HWY RESURFACING, REPAIR & MINOR WIDENING, PORTIONS OF WHICH ARE LOCATED W/IN STARK COUNTY; WILL RETURN TO COUNCIL FOR CITY'S SHARE OF PROJECT COST. - PUBLIC SAFETY & THOROUGHFARES AND FINANCE CMTE
491. SERVICE DIRECTOR ELLSWORTH: REQUESTING AUTHORIZATION TO MODIFY DESIGN CONTRACT WITH URS CORPORATION FOR \$20,077 ADDITIONAL ENVIRONMENTAL STUDIES FEE IN THE TUSCARAWAS IMPROVEMENT PROJECT, GP 1064; REQUESTING \$20,077 SUPPLEMENTAL APPROPRIATION FROM THE 4551 TUSC ST IMP FUND & \$20,077 TRANSFER FROM 4501 FUND. - PUBLIC SAFETY & THOROUGHFARES AND FINANCE CMTE

COMMUNICATIONS - CONTINUED:

492. SLIMAN, SAM, AGT FOR PETITIONER: SUBMITTING ANNEXATION PETITION DOCUMENTS FOR CITY OF CANTON/RAILROAD ANNEXATION AREA IN PLAIN TOWNSHIP. - ANNEXATION CMTE
493. SLIMAN, SAM, AGT FOR PETITIONER: SUBMITTING ANNEXATION PETITION DOCUMENTS FOR K-MART/EASTRIDGE CEDA #2 ANNEXATION AREA IN PLAIN TOWNSHIP. - ANNEXATION CMTE
494. TREASURER SCHIRACK: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 8/31/04. - RECEIVED & FILED

495. TREASURER SCHIRACK: COMPARATIVE REPORT OF AMBULANCE LOCK BOX FOR AUGUST 2004. - RECEIVED & FILED
496. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR AUGUST 2004. - RECEIVED & FILED

SUSPENDED RULE 22A TO ADD COMMUNICATION #497:

497. MAYOR CREIGHTON: REQUEST STATEMENT OF SERVICES RESOLUTION BE PASSED W/ALL 3 READINGS 9/20/2004 RE: RAILROAD ANNEXATION AREA. - ANNEX CMTE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMENDING SECTION 113.02, STREET/ALLEY VACATION FEE, OF THE CANTON CODIFIED ORDINANCES BY INCREASING THE DEPOSIT AMOUNT TO \$300.00
Referred to Judiciary Committee
- 1ST RDG 2. ESTABLISHING A \$200 FAIR MARKET VALUE OF PARCEL #02-15925 LOCATED ON COOK AVE SW & AUTHORIZING THE SALE & CONVEYANCE OF SAME TO LOUISE HAWKINS PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 3. ESTABLISHING A \$1.00 FAIR REUSE VALUE OF PARCEL #02-85033 LOCATED ON UNION AVE SW & AUTHORIZING THE SALE & CONVEYANCE OF SAID PROPERTY TO PAUL J. & KATHERINE L. COYLE PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 4. AMENDING O.17/89 BY AUTHORIZING MAYOR TO ENTER INTO AMENDED CONTRACT WITH THE CANTON COMMUNITY IMPROVEMENT CORP TO ADMINISTER ADDITIONAL \$500,000 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 5. AUTHORIZING SAFETY DIRECTOR TO ENTER INTO AGREEMENT WITH CANTON CITY SCHOOL DISTRICT BOARD OF EDUCATION TO PROVIDE TWO ON-DUTY POLICE OFFICERS FOR CANTON'S HIGH SCHOOLS RETROACTIVE FROM 8/31/04 - 6/8/06; EMERGENCY
Referred to Personnel & Finance Committees
- 1ST RDG 6. AUTHORIZING SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO \$475,000 CONTRACT FOR WPCC MISCELLANEOUS IMPROVEMENTS PROJECT; AMENDING O.1/2004 BY MAKING \$475,000 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND; EMERGENCY
Referred to Environmental & Public Utilities & Finance Committees
- 161/2004* 7. AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR UNPAID AND DELINQUENT CHARGES FOR WATER AND/OR SEWER SERVICES; EMERGENCY
Referred to Intergovernmental & Public Service Committees
- W/DRAWN 8. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT RETROACTIVE TO 8/31/04 WITH THE STARK COUNTY EDUCATIONAL SERVICE CENTER FOR THE LEASE OF PORTIONS OF THE SOUTHEAST COMMUNITY CENTER FOR THE 2004-2005 SCHOOL YEAR AT A \$1,100 MONTHLY RATE
Referred to Finance Committee
- 1ST RDG 9. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO AGREEMENT RETROACTIVE TO 8/31/04 WITH STARK COUNTY EDUCATIONAL SERVICE CENTER FOR LEASE OF PORTIONS OF THE EDWARD L. "PEEL" COLEMAN COMMUNITY CENTER FOR THE 2004-2005 SCHOOL YEAR AT \$1,100 MONTHLY RATE; EMERGENCY
Referred to Finance Committee

***7:46-7:50PM RECESS FOR CMTE MTG ON O#7, WHICH WAS RETURNED TO THE AGENDA FOR ADOPTION.**

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING - CONTINUED:

- 1ST RDG 10. ESTABLISHING A \$9,000 FAIR MARKET VALUE OF PARCEL #02-45799 IN CONJUNCTION WITH THE WOODLAND AVE NW RELIEF STORM SEWER PROJECT, GP 1062 & AUTHORIZING SERVICE DIRECTOR TO NEGOTIATE AN EASEMENT AGREEMENT FOR SAME; EMERGENCY
Referred to Environmental & Public Utilities & Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:SUSPENDED RULE 22A TO ADD O#11-21:

- 2ND RDG 11. NAMING A 10' UNNAMED ALLEY WHICH RUNS NORTH & SOUTH FROM 16TH TO 17TH STREETS NW WEST OF ARNOLD AVE NW, "CARMELITA COURT NW".
- 2ND RDG 12. AUTHORIZING THE MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH WEDU PROPERTIES, LLC TO PROVIDE REAL PROPERTY TAX EXEMPTION FOR THE RESTORATION OF AN OFFICE/RETAIL BUILDING LOCATED ON MARKET AVE IMMEDIATELY SOUTH OF THE PALACE THEATRE; AUTHORIZING THE GRANTING OF 75% TEN YEAR REAL PROPERTY TAX EXEMPTION; AUTHORIZING THE AUDITOR TO MAKE PAYMENTS TO THE CANTON BOARD OF EDUCATION AS REQUIRED BY ORC SEC. 5709.82(C) AND (D); EMERGENCY.
- 2ND RDG 13. AUTHORIZING MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH V&S SCHULER ENGINEERING TO PROVIDE REAL PROPERTY TAX EXEMPTION FOR A NEW OFFICE BUILDING AT 2240 ALLEN AVE SE; AUTHORIZING GRANTING OF 75% TEN YEAR REAL PROPERTY TAX EXEMPTION; AUTHORIZING THE AUDITOR TO MAKE PAYMENTS TO THE CANTON BOARD OF EDUCATION AS REQUIRED BY ORC SEC. 5709(C) (D); EMERGENCY.
- 2ND RDG 14. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH HABITAT FOR HUMANITY OF GREATER CANTON, INC. TO PROVIDE A \$60,000 GRANT FOR REIMBURSEMENT OF ACQUISITION AND SITE DEVELOPMENT COSTS; EMERGENCY.
- 2ND RDG 15. RESOLUTION AUTHORIZING LAW DIRECTOR TO DISTRIBUTE FREE OF CHARGE TO PUBLIC OFFICIALS & PUBLIC INSTITUTIONS COPIES OF THE 2004 SUPPLEMENT TO THE CANTON CODIFIED ORDINANCES & TO SELL COPIES TO THOSE COPYHOLDERS WHO PURCHASED THE CITY CODE FOR \$10.10; EMERGENCY.
- 2ND RDG 16. AUTHORIZING THE EDITING & INCLUSION OF CERTAIN ORDINANCES ENACTED BY COUNCIL FROM 7/1/03 TO 6/30/04 AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CANTON CODIFIED ORDINANCES; EMERGENCY.
- 162/2004 17. VACATING A PORTION OF 22ND STREET SW BETWEEN FREDERICK AVE SW & TANNER AVE SW AS REQUESTED BY DWIGHT HESSON; EMERGENCY. **PUB HRG HELD 9/13/04 @ 7:31 PM**
- 2ND RDG 18. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO \$8,913 MODIFICATION #1 WITH GPD ASSOC FOR ADDITIONAL DESIGN WORK FOR THE MARKET AVE N. SANITARY SEWER REPLACEMENT, GP 1070; AMENDING O.1/2004 BY MAKING AN \$8,913 SUPPLEMENTAL APPROPRIATION FROM 4538 MARKET AVE N. SANITARY SEWER FUND; EMERGENCY.
- 163/2004 19. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO \$131,774 CONTRACT WITH GPD ASSOC TO PROVIDE PROFESSIONAL ENGINEERING & SURVEYING SERVICES FOR THE STEESE AREA DRAINAGE PROJECT, GP 1082; AMENDING O.1/2004 BY MAKING A \$131,774.00 TRANSFER FROM 4501 202001 ENGINEER ADMINISTRATION FUND; EMERGENCY.
- 2ND RDG 20. AUTHORIZING MAYOR TO SUBMIT NECESSARY APPLICATIONS TO DIRECTOR OF OHIO PUBLIC WORKS COMMISSION & TO EXECUTE CONTRACTS FOR CURRENT STATE CAPITAL IMPROVEMENT & LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS FUNDING FOR CAPITAL IMPROVEMENT PROJECTS; EMERGENCY.
- 2ND RDG 21. RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE BIGLER ANNEXATION AREA UPON ITS BEING ANNEXED TO THE CITY OF CANTON; EMERGENCY.
- RETAINED
IN CMTE 22. AMENDING CITY CODE SECTION 943.03 TO ADD SUBSECTION (F) & ADDING SECTIONS 943.60 & 947.22 TO CHAPTERS 943 & 947, AND AMENDING SECTION 1379.03, ROOFS, GUTTERS & DOWN SPOUTS OF THE BUILDING CODE; EMERGENCY.
- RETAINED
IN CMTE 23. AMENDING CITY INCOME TAX CODE CHAPTER 181 TO INCLUDE LANGUAGE ADDRESSING THE RESPONSIBILITY & LIABILITY OF CORPORATIONS & BUSINESSES TO FILE & PAY CITY INCOME TAX; EMERGENCY.
- RETAINED
IN CMTE 24. AUTHORIZING SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR THE INSTALLATION OF BACKWATER VALVES; AMENDING O.1/2004 BY MAKING \$300,000 TRANSFER FROM 5410 20-60-20 RESIDENTIAL REVOLVING LOAN ADMINISTRATION FUND; EMERGENCY.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 164/2004 25. VACATING PORTIONS OF 13TH ST NE, GRACE AVE., NE, & CRYSTAL PL NE; APPROVING & ACCEPTING REPLATTING OF LOTS 10951-10970, 32434, 32435, 33407, 33862, 34802, 34803 & 35586 AND VACATED PORTIONS OF 13TH ST NE, GRACE AVE NE & CRYSTAL PL NE AS REQUESTED BY RON MARTIN OF UNITED FOUND **PUB HRG HELD 9/13/04 @ 7:30 PM**

- 165/2004** 26. AMENDING O.1/2004 BY MAKING A \$33,000 & \$36,000 SUPPLEMENTAL APPROPRIATION & \$33,000 INTERFUND TRANSFER FOR REMAINING OBLIGATIONS IN WAGES, MATERIALS & SUPPLIES FOR THE REMAINDER OF THE YOUTH DEVELOPMENT SUMMER FOOD PROGRAM; EMERGENCY.
- 166/2004** 27. AMENDING CITY CODE CHAPTER 150, SYSTEMS PLANNING BOARD, RE: MEMBERSHIP OF THE BOARD & AUTHORITY TO APPROVE COMPUTER-RELATED PURCHASES OVER \$15,000 PRIOR TO COUNCIL APPROVAL.
- 167/2004** 28. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO \$95,000 PROFESSIONAL SERVICE CONTRACT W/BURGESS & NIPLE FOR PREPARATION OF A CAPITAL IMPROVEMENT PLAN FOR CANTON WATER SUPPLY & TREATMENT FACILITIES; AMENDING O. 1/2004 BY MAKING \$95,000 SUPPLEMENTAL APPROPRIATION FROM THE 5201 WATER PUMPING FUND; EMERGENCY.
- 168/2004** 29. AUTHORIZING CITY AUDITOR TO PAY \$72,855.73 MORAL OBLIGATION TO CENTRAL ALLIED ENTERPRISES FOR EMERGENCY REPAIR WORK AT 12TH STREET & MONUMENT NW; EMERGENCY.
- 169/2004** 30. AMENDING EXHIBIT A OF O.40/2000, THE BARGAINING UNIT PERSONNEL ORDINANCE, TO ADD THE CLASSIFICATION OF BATTALION CHIEF TO BRING THE CITY INTO COMPLIANCE W/SERB RULING & FOR CHANGES IN WPCC DIVISION; EMERGENCY.
- 170/2004** 31. AMENDING O.164/2001, THE MANAGEMENT & NON-BARGAINING UNIT PERSONNEL ORDINANCE; AMENDING EXHIBIT A OF O.164/2001, & AMENDING CITY CODE CHAPTER 151 TO DELETE THE CLASSIFICATION OF BATTALION CHIEF TO BRING THE CITY INTO COMPLIANCE W/SERB RULING; EMERGENCY.
- 171/2004** 32. AUTHORIZING SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF ONE HIGH COMPACTION GARBAGE TRUCK FOR SANITATION DEPT; EMERGENCY.
- 172/2004** 33. AMENDING O.1/2004 BY MAKING A \$50,128.10 SUPPLEMENTAL APPROPRIATION FROM THE 5203 PRIVATE WATER REIMBURSEMENT FUND FOR REIMBURSEMENT OF FRONTAGE ASSESSMENTS FOR PRIVATE WATER MAINS EXTENDED OUTSIDE THE CITY; EMERGENCY.
- POSTPONED TO**
9/20/2004 34. AUTHORIZING MAYOR OR SERVICE DIRECTOR TO CONVEY CITY-OWNED PROPERTY AT 501 CHERRY AVENUE NE NO LONGER NEEDED FOR MUNICIPAL PURPOSES TO CANTON COMMUNITY IMPROVEMENT CORPORATION; EMERGENCY.
- AMENDED**
173/2004 35. AUTHORIZING SAFETY DIRECTOR TO ENTER INTO 3-YR PROFESSIONAL SERVICES CONTRACT RETROACTIVE TO 8/1/04 W/OHIO BILLING, INC. FOR BILLING & COLLECTION OF USER FEES FOR EMERGENCY AMBULANCE SERVICES; & AUTHORIZING A \$13,030.50 MORAL OB FOR JULY & AUGUST; EMERGENCY.

ORDINANCES & FORMAL RESOLUTIONS - POSTPONED MATTER:**POSTPONED TO**

- 9/20/2004** 36. **(REC'D ALL 3 RDGS & POSTPONED FROM 8/23/04)** AUTHORIZING MAYOR OR SERVICE DIRECTOR TO ENTER INTO AN INTERIM AGREEMENT W/HUD TO PARTICIPATE IN THE FAIR HOUSING ASSISTANCE PROGRAM; ESTABLISHING THE 2215 FAIR HOUSING ASSISTANCE PROGRAM FUND; & AMENDING O.1/2004 BY MAKING A \$115,000 SUPPLEMENTAL APPROPRIATION FROM THE 2215 FAIR HOUSING ASSISTANCE PROGRAM FUND; EMERGENCY.

- 174/2004** 37. **(REC'D ALL 3 RDGS & POSTPONED FROM 8/23/04)** AMENDING CITY CODE TITLE NINE, CHAPTER 185, TO LEVY & COLLECT A TRANSIENT LODGING TAX.

ANNOUNCEMENT OF COMMITTEE MEETINGS: (Monday, September 20, 2004, at 6:00 p.m., Council Caucus Room)

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| 1. Community & Economic Development | 3. Personnel Committee |
| 2. Environmental & Public Utilities | 4. Judiciary Committee |
| 5. Finance Committee | |

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

MISCELLANEOUS BUSINESS: (Ward 4 Crime Watch Mtg. 9/16/2004 at 6:30 p.m., Monroe Center; Feed the Needy Picnic 9/18/04, 11 a.m., 3rd St. SW)

ADJOURNMENT TIME: 8:34 p.m.

THE NEXT COUNCIL MEETING WILL BE HELD ON MONDAY, SEPTEMBER 20TH, 2004 @ 7:30 PM