

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

November 1, 2004

ROLL CALL: 11 Councilmembers Present; 1 Absent (Diamond)  
INVOCATION: Given by Ward 7 Councilmember Richard D. Hart  
PLEDGE OF ALLEGIANCE: Led by President of Council President Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#4-14; Amended and Adopted 2<sup>nd</sup> Rdg O#14; Referred Postponed O#20 back to cmte; Amended & Adopted Postponed O#21)

PUBLIC HEARINGS: (None--the Architectural Review Board public hearing was cancelled)

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E. CASAR: EXCUSING MEMBER DIAMOND.

85. ZACHARY, WARD 4 MEMBER: COMMENDING THE VOLUNTEERS WHO PARTICIPATED IN THE NIMISHILLEN CREEK CLEAN UP ON OCTOBER 23, 2004. - ADOPTED

86. PERSONNEL COMMITTEE: APPROVING MAYOR'S APPOINTMENT OF CLINT ZOLLINGER JR. AS TRUSTEE ON THE HARTFORD-HOUTZ FUND - ADOPTED (See C#575)

COMMUNICATIONS:

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

568. BUILDING DEPARTMENT: REPORT OF MONTHLY INCOME FOR AUGUST, 2004. - RECEIVED & FILED

569. CANTON CITY SCHOOLS: REQUEST TO VACATE SEICH COURT SW FROM 16<sup>TH</sup> ST SW TO LOT #32438, FOR MCGREGOR SCHOOL. - PLANNING COMMISSION

570. CANTON CITY SCHOOLS: REQUEST TO VACATE PART OF HARRIET AVE NW FROM TROY PL TO 10<sup>TH</sup> ST NW & PART OF CROAD CT NW FROM TROY PL NW TO LOT #39074 FOR SUMMIT SCHOOL. - PLANNING COMMISSION

571. CLERK OF COUNCIL VANCKUNAS: NOTICE OF CANCELLATION OF PUBLIC HEARING SCHEDULED FOR NOVEMBER 1, 2004 @ 7:30PM IN COUNCIL CHAMBERS RE: PROPOSED AMENDMENT TO ZONING & PLANNING CODE RE: ARCHITECTURAL REVIEW BOARD. - RECEIVED & FILED

572. LAW DIRECTOR ASSISTANT REESE: LEGAL OPINION THAT ALL APPEALS FILED PRIOR TO THE OCTOBER 25, 2004 ADOPTION OF ORDINANCE NO. 219/2004 BE HELD TO PREVIOUS ORDINANCE STANDARDS. - RECEIVED & FILED

573. LIQUOR CONTROL DIVISION (OHIO): GEORGE A. LEDFORD dba GOODTIMES PUB & DRIVE THRU HAS APPLIED TO TRANSFER OWNERSHIP OF A D2, D2X, D3, D3A LIQUOR PERMIT AT 1907 - 1911 HARRISBURG RD. NE - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

574. MAYOR CREIGHTON: REQUEST TO IMPOSE UPON CITY EMPLOYEES A \$5.00 FEE TO REPLACE LOST TIME CARDS. - FINANCE COMTE

575. MAYOR CREIGHTON: REQUEST AUTHORIZATION TO APPOINT CLINT ZOLLINGER JR TO SERVE AS A TRUSTEE ON THE HARTFORD-HOUTZ FUND, WAIVING TERM LIMITS W/OPTIONAL TERMINATION POWER. - PERSONNEL CMTE (See Re#86)

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

1<sup>ST</sup> RDG 1. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO \$77,500 PROFESSIONAL SERVICES CONTRACT FOR THE 49<sup>TH</sup> ST & GARDENDALE AVE NE STORM SEWER PROJECT, GP 1074, WITH CTI ENVIRONMENTAL INC.; AMENDING O.1/2004 FOR A \$77,500 TRANSFER FROM THE 4501 ENGINEER ADMINISTRATION FUND; EMERGENCY  
Referred to Environmental & Public Utilities and Finance Committees

1<sup>ST</sup> RDG 2. APPROVING & ACCEPTING THE REPLATTING OF PARTS OF LOTS 3335, 2647, 6585, 309 & 1938; PART OF OUTLOT 314 & ALL OF LOTS 6584, 16717, 16718, 16719, 17122 & 17128 AS REQUESTED BY CHERRY HOMES LLC&ABCD/GATEWAY PLACE LLC; EMERGENCY  
Referred to Public Safety & Thoroughfares Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING - CONTINUED:

1<sup>ST</sup> RDG 3. ESTABLISHING \$1 FAIR REUSE VALUE OF 1 PARCEL OF CITY-OWNED PROPERTY ON 6<sup>TH</sup> ST NE; AUTHORIZING SALE & CONVEYANCE OF PROPERTY TO CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM FOR CONVEYANCE TO SIDNEY & CLEATER HAGLER; EMERGENCY

Referred to Environmental & Public Utilities and Finance CommitteesORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#4-14:**

- 2<sup>nd</sup> RDG 4. ESTABLISHING A \$378,000 FAIR MARKET VALUE FOR LOT NO. 199 & PART OF LOT NO. 200 (THE CARNEGIE PARKING LOT) IN CONJUNCTION WITH THE FEDERAL CAMPUS PROJECT; & AUTHORIZING SALE & CONVEYANCE OF SAME TO AEP; EMERGENCY. (C&ED and Fin)
- 2<sup>nd</sup> RDG 5. AUTHORIZING CHIEF OF STAFF TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR NUMEROUS ROOF REPLACEMENTS AT THE MEMORIAL CIVIC CENTER; AMENDING O.1/2004 FOR A \$290,000 SUPPLEMENTAL APPROPRIATION FROM THE 4541 CIVIC CENTER IMPROVEMENT FUND; EMERGENCY. (PPCI and Fin)
- 2<sup>nd</sup> RDG 6. AUTHORIZING MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH HARTVILLE GROUP, INC. & HEIN CONSTRUCTION TO PROVIDE A 75% TEN YEAR REAL PROPERTY TAX EXEMPTION TO CONSTRUCT A NEW FACILITY AT 3840 GREENTREE AVE SW; & AUTHORIZING AUDITOR TO MAKE PAYMENTS TO CANTON LOCAL BOARD OF EDUCATION PURSUANT TO ORC SEC 5709.82(C) AND (D); EMERGENCY. (C&ED and Fin)
- 2<sup>nd</sup> RDG 7. AUTHORIZING MAYOR OR SERVICE DIRECTOR TO CONVEY 2 PARCELS OF CITY-OWNED REAL PROPERTY LOCATED ON 5<sup>TH</sup> ST SW NO LONGER NEEDED FOR MUNICIPAL PURPOSES TO THE CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY. (C&ED and Fin)
- 2<sup>nd</sup> RDG 8. AMENDING EXHIBIT A TO 0.164/2001, THE MANAGEMENT & NON-BARGAINING UNIT PERSONNEL ORDINANCE, TO INCREASE SALARY RANGES IN THE SERVICE DIRECTOR'S DIVISION OF PART-TIME SEASONAL EMPLOYEES & IN THE DIVISION OF YOUTH DEVELOPMENT; EMERGENCY. (Pers)
- 2<sup>nd</sup> RDG 9. VACATING A PORTION OF HIGH AVE NW, SOUTH OF 4<sup>TH</sup> ST NW AS REQUESTED BY CANTON CITY SCHOOLS FOR THE TIMKEN CAMPUS; EMERGENCY. (PS&T) **PUBLIC HRG 11/8/04 @ 7:30 PM**
- 2<sup>nd</sup> RDG 10. AMENDING CITY CODE SEC. 539.15, PARK POLICE, OF THE GENERAL OFFENSES CODE (TO RESCIND SECTIONS (b) & (c) WHICH DEAL WITH AUTHORITY OF SAFETY DIRECTOR TO CONFER UPON PARK POLICE THE RIGHT TO CARRY A FIREARM). (Jud)
- 2<sup>nd</sup> RDG 11. AUTHORIZING THE CITY AUDITOR TO PAY A \$16,318 MORAL OBLIGATION TO HANNON ELECTRIC COMPANY FOR REPAIR OF THE #2 RETURN ACTIVATED SLUDGE PUMP AT THE WPCC; EMERGENCY. (Fin)
- 2<sup>nd</sup> RDG 12. AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A \$34,053.44 CONTRACT W/L3 COMMUNICATIONS SECURITY & DETECTION SYSTEMS FOR THE PURCHASE OF AN ENHANCED X-RAY SCANNER W/CONVEYOR FOR THE CANTON MUNICIPAL COURT PURSUANT TO ORC SEC. 125.04; EMERGENCY. (PPCI and Fin)
- 2<sup>nd</sup> RDG 13. RESOLUTION ACCEPTING & AUTHORIZING AMOUNTS & RATES AS DETERMINED BY THE BUDGET COMMISSION & CERTIFYING THEM TO COUNTY AUDITOR. (Fin)
- AMENDED**  
**223/2004** 14. RESOLUTION ESTABLISHING & DESIGNATING THE CANTON CENTRAL NEIGHBORHOODS COMMUNITY REINVESTMENT AREA; AUTHORIZING TAX EXEMPTIONS FOR PROJECTS WITHIN THE CRA; ESTABLISHING PROGRAM CONDITIONS; EMERGENCY. (C&ED)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 224/2004** 15. AUTHORIZING MAYOR TO FILE A 2005 CONSOLIDATED PLAN FOR 2005 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, 2005 HOME INVESTMENT PARTNERSHIP PROGRAM & 2005 EMERGENCY SHELTER GRANT PROGRAM W/US DEPT OF HUD; RATIFYING SUBMISSION & FILING OF PLAN; AUTHORIZING MAYOR TO EXECUTE GRANT AGREEMENTS W/US DEPT OF HUD & ACCEPT FUNDING FOR THE 3 PROGRAMS; EMERGENCY.
- 225/2004** 16. ESTABLISHING \$1 FAIR REUSE VALUE OF 2 PARCELS OF CITY-OWNED PROPERTY ON 8<sup>TH</sup> ST SE & 5<sup>TH</sup> ST SW; AUTHORIZING SALE & CONVEYANCE OF PROPERTY TO CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM FOR CONVEYANCE TO HABITAT FOR HUMANITY; EMERGENCY.

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

- 226/2004** 17. ESTABLISHING FAIR MARKET VALUE OF REAL PROPERTY IN CONJUNCTION W/FEDERAL CAMPUS PROJECT; AUTHORIZING MAYOR OR CHIEF OF STAFF TO NEGOTIATE & PURCHASE PARCELS FROM AEP & MARY S. RUSS AT THE ESTABLISHED FAIR MARKET VALUES; EMERGENCY.
- 227/2004** 18. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO FUND AGREEMENTS W/METRO & PLAIN TOWNSHIP FOR PROFESSIONAL SERVICES CONTRACTS FOR THE NEWLY ANNEXED SECTION OF RAILROAD; AND DECLARING THE SAME TO BE AN EMERGENCY.
- 228/2004** 19. AUTHORIZING ACQUISITION OF TAX DELINQUENT REAL PROPERTY PURSUANT TO HB 127; AND

DECLARING THE SAME TO BE AN EMERGENCY.

ORDINANCES & FORMAL RESOLUTIONS - POSTPONED MATTER:

**REFERRED BACK TO  
COMMITTEE** 20.

**(REC'D ALL 3 RDGS; POSTPONED FROM 9/13,20,27, 10/4,18,25)** 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**

**229/2004** 21.

**(REC'D ALL 3 RDGS; POSTPONED FROM 10/18&25/04)** AMENDING O.1/2004 BY MAKING VARIOUS SUPPLEMENTAL APPROPRIATIONS AND REDUCTIONS IN APPROPRIATIONS TO ADJUST CITY'S 2004 BUDGET TO MEET ONGOING OPERATIONAL NEEDS OF VARIOUS DEPARTMENTS; EMERGENCY.

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, November 8, 2004 @ 11:00AM, Council Caucus Room  
Finance Committee - RE: City of Canton Budget

Monday, November 8, 2004 @ 1:00PM, Council Caucus Room  
Judiciary Committee - RE: Architectural Review Board

Monday, November 8, 2004 @ 6:45PM, Council Caucus Room  
1. Public Safety & Thoroughfares Committee  
2. Environmental & Public Utilities Committee  
3. Finance Committee

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

MISCELLANEOUS BUSINESS: Discussion re: city hall security

ADJOURNMENT TIME: 8:07PM

**THE NEXT COUNCIL MEETING WILL BE HELD ON MONDAY, NOVEMBER 8, 2004 @ 7:30 PM**