

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

November 8, 2004

ROLL CALL: All 12 Councilmembers Present

INVOCATION: Given by Ward 8 Councilmember Rosemary Diamond

**Moment of silence held for mother of Safety Director Bernard Hunt**

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#2-4; Adopted 2<sup>nd</sup> Rdg O#3; Amended O#6)

PUBLIC HEARINGS:

7:30 PM A REQUEST BY CANTON CITY SCHOOLS TO VACATE A PORTION OF HIGH AVE NW SOUTH OF 4<sup>TH</sup> ST NW  
(PLANNING COMMISSION RECOMMENDS APPROVAL) No Public Speakers See O.234/2004

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): One Public Speaker re: O#9

INFORMAL RESOLUTIONS:

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

87. BABCOCK, COUNCILMBR @ LARGE: COMMENDING FIREFIGHTERS MICHAEL EVANS & RAY BITTING FOR RESCUING AN 18 MONTH OLD CHILD FROM A BURNING HOME ON 14<sup>TH</sup> ST NW. - ADOPTED

COMMUNICATIONS:

576. AFSCME PRESIDENT BROADWATER: OPPOSING LEGISLATION CONCERNING PAY INCREASES FOR PART TIME AND/OR SEASONAL/CASUAL EMPLOYEES. - PERSONNEL CMTE

577. CANTON FIRE DEPARTMENT: 2003 ANNUAL REPORT. - RECEIVED & FILED

578. CD & PLANNING DIR. POORMAN: REQUEST TO ESTABLISH A \$1 FAIR REUSE VALUE FOR PARCEL #02-84889 LOCATED ON FREEDOM AVE NE FOR DISPOSITION TO AUDREY JOHNSON-HARDY. - COMMUNITY & ECONOMIC DEVELOPMENT CMTE

579. CD & PLANNING DIR. POORMAN: UPDATE ON THE KRESGE PROJECT & CREATION OF A TASK FORCE TO OVERSEE THE MARKETING & DEVELOPMENT OF SAME. - COMMUNITY & ECONOMIC DEVELOPMENT CMTE

580. FINNICUM, MARK & GEORGIANNE: REQUEST TO VACATE A PORTION OF GROVE PLACE SW BETWEEN GREENFIELD & PARK AVENUES & BETWEEN LOT 4025-26 ON THE SOUTH & LOT 4052 ON THE NORTH TO PREVENT ITS USE AS A CUT ACROSS IF RE-OPENED AFTER COMPLETION OF I-77 PROJECT. - PUBLIC SAFETY & THOROUGHFARES CMTE

581. LIQUOR CONTROL DIVISION (OHIO): CAN MEX, INC., dba EL RINCON MEXICAN RESTAURANT @ 3212 W TUSC, HAS REQUESTED TRANSFER OF D1, D2, D3 & D3A LIQUOR PERMIT FROM WILLIAM FITZWATER, dba GRACES PLACE @ 2001 KIMBALL ROAD. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

582. LIQUOR CONTROL DIVISION (OHIO): P & O ENTERTAINMENT LLC, dba SHIELD BAR & GRILL, HAS REQUESTED A NEW D5 LIQUOR PERMIT @ 1153 MCKINLEY AVE SW. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

583. MAYOR CREIGHTON: ANNOUNCING AS OF 11/15/04, DUE TO THE DEPARTURE OF TAD ELLSWORTH, JOE CONCATTO WILL ASSUME THE DUTIES OF SERVICE DIRECTOR & BILL ALLEN WILL ASSUME THE DUTIES OF CHIEF OF STAFF (W/EMPHASIS ON CITY FINANCES) ON AN INTERIM BASIS. - RCVD & FILED

584. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE PROPOSED CHANGES TO THE OFFICIAL ZONING MAP. - JUDICIARY CMTE

585. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REQUEST BY SERVICE DIRECTOR TO VACATE 2<sup>ND</sup> ST NW CUT-THRU, WEST OF FULTON/SHORB NW, NORTH OF E TUSC. - PUBLIC SAFETY & THOROUGHFARES CMTE

COMMUNICATIONS CONTINUED:

586. SAFETY DIRECTOR HUNT: REQUESTING AUTHORIZATION TO ACCEPT \$1,000 DONATION FROM WALMART TO ASSIST IN PURCHASE OF WATER RESCUE EQUIPMENT FOR THE CANTON FIRE DEPT, THAT THE NAME OF THE "SMOKE ALERT DONATION FUND" BE CHANGED TO THE "FIRE DONATION FUND," & REQUESTING \$1,000 SUPPLEMENTAL APPROPRIATION FROM 2783 FIRE DONATION FUND. - FINANCE CMTE
587. TREASURER SCHIRACK: COMPARATIVE REPORT OF AMBULANCE LOCK BOX FOR OCTOBER 2004. - RECEIVED & FILED
588. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR OCTOBER 2004. - RECEIVED & FILED
589. TREASURER SCHIRACK: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 10/31/04. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1<sup>ST</sup> RDG 1. ESTABLISHING A \$5 FEE FOR REPLACEMENT OF CITY EMPLOYEE LOST TIME CARDS TO BE COLLECTED BY HUMAN RESOURCES DEPT & DEPOSITED INTO THE GENERAL FUND.  
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#2-4**

- 2<sup>ND</sup> RDG 2. 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. (EPU & Fin)
- 230/2004** 3. 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. (PS&T)
- 2<sup>ND</sup> RDG 4. 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. (EPU & Fin)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 231/2004** 5. 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.

**AMENDED**

- 232/2004** 6. AUTHORIZING ~~CHIEF OF STAFF~~ **AMENDED: SERVICE DIRECTOR** 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.
- 233/2004** 7. 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.

**POSTPONED TO**

- 11/15/04** 8. 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.

**DEFEATED**

9. 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.
- 234/2004** 10. 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. **PUBLIC HRG HELD 11/8/04 @ 7:30 PM**
- 235/2004** 11. 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).

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING CONTINUED:

- 236/2004** 12. 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.
- 237/2004** 13. 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.

**238/2004** 14. RESOLUTION ACCEPTING & AUTHORIZING AMOUNTS & RATES AS DETERMINED BY THE BUDGET COMMISSION & CERTIFYING THEM TO COUNTY AUDITOR.

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, November 15, 2004 @ 11:00 AM, Council Caucus Room  
Finance Committee - RE: City of Canton Budget

Monday, November 15, 2004 @ 7:00 PM, Council Caucus Room  
Finance Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): Council Heard Six Speakers

MISCELLANEOUS BUSINESS: Treasurer Schirack: thanking Councilmembers for their support of Issue 14; Member West re: paving & police response time; Member Casar re: paving program

ADJOURNMENT TIME: 8:49 PM

**THE NEXT COUNCIL MEETING WILL BE HELD ON MONDAY, NOVEMBER 15, 2004 @ 7:30 PM**