

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

December 6, 2004

ROLL CALL: All 12 Councilmembers Present

INVOCATION: Given by Ward 2 Councilmember Thomas E. West

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#11-14; RE#97 withdrawn; Adopted 2nd Rdg O#12 & 14)

PUBLIC HEARINGS:

7:30 PM A REQUEST BY CANTON CITY SCHOOLS BOARD OF EDUCATION TO VACATE A PORTION OF SEICH COURT SW FROM 16TH STREET SW TO LOT 32438.
PLANNING COMMISSION RECOMMENDS APPROVAL No Public Speakers See O.247/2004

7:31 PM A REQUEST BY CANTON CITY SCHOOLS BOARD OF EDUCATION TO VACATE PART OF HARRIET AVE NW AND PART OF CROAD COURT NW; REPLAT VARIOUS LOTS AND A 14' VACATED ALLEY INTO ONE OUTLOT; AND DEDICATE FARWICK COURT NW BETWEEN 10TH & TROY PLACE NW.
PLANNING COMMISSION RECOMMENDS APPROVAL No Public Speakers See O.248/2004

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E. CASAR: EXCUSING MEMBERS (Not Necessary, All Councilmembers Present)

95. CASAR, MAJORITY LEADER: APPROVING THE APPOINTMENT OF WARD 2 COUNCILMEMBER THOMAS WEST TO THE DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT'S BOARD OF TRUSTEES FOR THE 2005 YEAR TERM. - ADOPTED
See C#628

96. DENCZAK, COUNCIL PRESIDENT: REQUESTING AMENDMENT TO CANTON CODIFIED ORDINANCE SECTION 1129.05 BY MORE CLEARLY DEFINING FENCE AND WALL HEIGHT. - ADOPTED

97. ZACHARY, WARD 4 MEMBER: EXTENDING SUPPORT TO INNOVATIVE HOUSING SOLUTIONS & OBERER RESIDENTIAL CONSTRUCTION FOR AN APARTMENT DEVELOPMENT AT VIENNA TERRACE. - WITHDRAWN

COMMUNICATIONS:

623. CASAR, MAJORITY LEADER: APPOINTMENT OF THOMAS M. BERNABEI TO SERVE ON NEWLY FORMED TASK FORCE TO REVIEW REORGANIZATION OF CERTAIN CITY DEPARTMENTS. - RECEIVED & FILED, cc: CHIEF OF STAFF See C#625

624. CD & PLANNING DIR POORMAN: REQUESTING LEGISLATION FOR APPROVAL OF THE CRA TAX ABATEMENT APPLICATION OF NORTHMARK PROPERTIES AT 213 NORTH MARKET FOR 100% TAX ABATEMENT FOR 5 YEARS W/20% DECREASE IN THE REMAINING 5 YEARS. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTE

625. CHIEF OF STAFF/FINANCE DIR ALLEN: REQUESTING A MEMBER OF COUNCIL BE APPOINTED TO A TASK FORCE TO REVIEW REORGANIZATION OF CERTAIN CITY DEPARTMENTS. - MAJORITY LEADER See C#623

626. CHIEF OF STAFF/FINANCE DIR ALLEN: REQUIRED EXHIBITS & ORDINANCE ADOPTING BUDGET RECOMMENDATIONS FOR 2005 WILL BE SUBMITTED BY FRIDAY, 12/10/04. - FINANCE CMTE

627. CLERK OF COUNCIL VANCKUNAS: REQUESTING LAW DIRECTOR MARTUCCIO PREPARE LEGISLATION TO OBJECT TO 2005 LIQUOR PERMIT RENEWALS FOR GASCO @ 3325 HARMONT, HALL OF FAME MARKET @ 704 SHERRICK SE, & CHERRY MARKET @ 1494 CHERRY SE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

628. DOWNTOWN CANTON SID: REQUESTING APPOINTMENT OF A COUNCIL REPRESENTATIVE TO SID BOARD OF DIRECTORS FOR TERM EXPIRING 12/31/04. - MAJORITY LEADER
See Re#95

COMMUNICATIONS CONTINUED:

629. HAWK, WARD 1 MEMBER: REQUESTING LAW DIRECTOR MARTUCCIO PREPARE LEGISLATION REQUIRING THE BUILDING DEPT TO GIVE NOTICE TO ALL PERSONS APPLYING FOR PERMITS WHICH REQUIRES THEM TO CONTACT THE ZONING DEPT BEFORE PERMITS ARE ISSUED. - JUDICIARY CMTE

630. LIQUOR CONTROL DIVISION (OHIO): NOTICE TO WAYNE EDWARD MARION, dba T&M DRIVE THRU, 912-14 12TH ST NE, THAT COUNCIL HAS WITHDRAWN ITS OBJECTION TO HIS REQUEST FOR A C1,2 LIQUOR PERMIT. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
631. LIQUOR CONTROL DIVISION (OHIO): NOTICE TO K&S PATEL, INC., dba MINI MART, 1120 15TH ST NE, THAT COUNCIL HAS WITHDRAWN ITS OBJECTION TO HIS REQUEST FOR A C1,2 LIQUOR PERMIT. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
632. REPUBLIC ENGINEERED PRODUCTS: PRESS RELEASE THAT REPUBLIC'S PARENT COMPANY FILED REGISTRATION STATEMENT FOR INITIAL PUBLIC OFFERING OF COMMON STOCK. - RECEIVED & FILED
633. REPUBLIC ENGINEERED PRODUCTS: PRESS RELEASE OF REPUBLIC'S FINANCIAL RESULTS & PLAN FOR NEW CASTER AT CANTON PLANT. - RECEIVED & FILED
634. SAFETY DIRECTOR HUNT: REQUESTING LEGISLATION ON BEHALF OF THE CANTON FIRE DEPT SUPPLEMENTING THE CANTON CODIFIED ORDINANCES BY ADDING A NEW SECTION RELATIVE TO FEES FOR PUBLIC SAFETY SERVICES AT MOTOR VEHICLE ACCIDENT SCENES. - JUDICIARY CMTE
635. SERVICE DIRECTOR CONCATTO: REQUESTING PAYMENT OF \$45,000.00 MORAL OBLIGATION TO 3-D SERVICE FOR EMERGENCY REPAIR OF #1 HIGH SERVICE PUMP MOTOR AT NORTHEAST WATER TREATMENT PLANT. - ENVIRONMENTAL & PUBLIC UTILITIES & FINANCE CMTE
636. SLIMAN, SAM, AGT FOR PETITIONER: NOTICE OF CONTINUATION OF COMMISSIONER'S PUBLIC HEARING FOR K-MART/EASTRIDGE ANNEXATION AREA TO 12/9/04 @ 11AM IN COMMISSIONERS BOARD ROOM. - RECEIVED & FILED
637. STARK COUNTY HEALTH DEPT: REPORT OF OMNIBUS POLL CONDUCTED BY AKRON UNIVERSITY ON HARMFUL EFFECTS OF TOBACCO, SMOKE FREE DINING GUIDE, & REQUEST FOR MEETING TO DISCUSS CLEAN INDOOR AIR ORDINANCE. - MAYOR
638. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR NOVEMBER 2004. - RECEIVED & FILED
639. TREASURER SCHIRACK: COMPARATIVE REPORT OF AMBULANCE LOCK BOX FOR NOVEMBER 2004. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMENDING O.55/77 FOR NUMEROUS CHANGES TO OFFICIAL ZONING MAP; EMERGENCY.
Referred to Judiciary Committee **PUB HRG 12/20/2004 @ 7:30 PM**
- 1ST RDG 2. AUTHORIZING CANTON TO ANNEX TERRITORY KNOWN AS CITY OF CANTON/RAILROAD ANNEXATION AREA CONTAINING APPROXIMATELY 15.013 ACRES; ASSIGNING SAID TERRITORY TO WARD 8 & ZONING SAID TERRITORY AS OS (OPEN SPACE); EMERGENCY.
Referred to Annexation Committee **PUB HRG 12/20/2004 @ 7:32 PM**
- 1ST RDG 3. AUTHORIZING CANTON TO ANNEX TERRITORY KNOWN AS GROFFRE/RICHMOND ANNEXATION AREA CONTAINING 5.578 ACRES; ASSIGNING SAID TERRITORY TO WARD 6 & ZONING SAID TERRITORY AS R-1A (SINGLE FAMILY RESIDENTIAL); EMERGENCY.
Referred to Annexation Committee **PUB HRG 12/20/2004 @ 7:31 PM**
- 1ST RDG 4. AUTHORIZING MAYOR TO ACCEPT GRANT FROM THE OHIO OFFICE OF CRIMINAL JUSTICE SERVICES FOR THE COMMUNITY MEDIATION CENTER OF STARK COUNTY; AMENDING APPROPRIATION O.1/2004 BY MAKING A \$37,090 SUPPLEMENTAL APPROPRIATION FROM THE 2427 BYRNE MEMORIAL MEDIATION FUND; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 5. AMENDING EXHIBIT A TO O.164/2001, THE CLASSIFICATION PLAN AND GENERAL SALARIES FOR ALL MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES, BY ADDING THE CLASSIFICATION RECORD ROOM SUPERVISOR, GRADE 8S TO POSITION GROUP 10PO-POLICE & DELETING POSITION GROUP 50WP-DIVISION OF WORD PROCESSING WHEN VACATED BY CURRENT EMPLOYEE; EMERGENCY
Referred to Personnel Committee
- 1ST RDG 6. AMENDING EXHIBIT A TO O.40/2000, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL, BY DELETING POSITION GROUP 50WP-DIVISION OF WORD PROCESSING WHEN VACATED BY CURRENT EMPLOYEES; EMERGENCY
Referred to Personnel Committee

- 1ST RDG 7. APPROVING AND ACCEPTING THE REPLATTING OF PARTS OF OUTLOTS 1009 & 1015 AS REQUESTED BY T&W INVESTMENTS, LLC; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 8. AUTHORIZING SAFETY DIRECTOR TO ENTER INTO AGREEMENTS WITH VARIOUS LOCAL GOVERNMENT ENTITIES FOR SECURING & TRANSPORTING PRISONERS TO CANTON MUNICIPAL COURT; EMERGENCY
Referred to Intergovernmental & Public Service Committee
- 1ST RDG 9. AUTHORIZING SERVICE DIRECTOR TO EXECUTE & DELIVER AN EASEMENT TO SCF DEVELOPMENT, LTD TO PERMIT CONSTRUCTION OF TWO LIGHT WELLS & A PLANTER IN THE RIGHT OF WAY AT THE NE CORNER OF MARKET AVE N & 4TH ST NE ASSOCIATED WITH RENOVATION OF ST. EDWARD HOTEL BLDG; EMERGENCY
Referred to Sidewalk & Street Light Committee
- 1ST RDG 10. AMENDING O.142/2004 TO CHANGE CONTRACT AMOUNT WITH SIMPLEX GRINNELL LP FROM \$100,000 TO \$102,356.18 FOR PURCHASE & INSTALLATION OF SECURITY EQUIPMENT FOR WATER TREATMENT PLANTS; EMERGENCY
Referred to Environmental & Public Utilities & Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#11-14:**

- 2ND RDG 11. AMENDING O.1/2004 TO MAKE \$3,000 SUPPLEMENTAL APPROPRIATION FROM THE 2425 LAW DEPARTMENT DISPUTE RESOLUTION FUND; AND DECLARING THE SAME TO BE AN EMERGENCY.
- 245/2004** 12. AMENDING CHAPTER 353, PARKING METERS, OF THE CANTON CODIFIED ORDINANCES; EMERGENCY.
- 2ND RDG 13. AMENDING O.7/2003 TO REDUCE NUMBER OF AUTHORIZED EMPLOYEES IN THE CLASSIFICATION LIEUTENANT FROM 18 TO 17 PURSUANT TO COLLECTIVE BARGAINING AGREEMENT BETWEEN FOP & CITY; EMERGENCY.
- 246/2004** 14. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO \$161,654.38 CONTRACT WITH M-E COMPANIES FOR PROFESSIONAL ENGINEERING & SURVEYING SERVICES FOR THE 30TH STREET NE TRUNK SEWER & IMPROVEMENT PROJECT, GP 1083; AMENDING APPROPRIATION O.1/2004 FOR A \$161,654.38 TRANSFER FROM THE 4501 202001 ENGINEER ADMINISTRATION FUND; EMERGENCY.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 247/2004** 15. VACATING A PORTION OF SEICH COURT SW FROM 16TH ST SW TO LOT 32438 AS REQUESTED BY THE BOARD OF EDUCATION; EMERGENCY. **PUB HRG HELD 12/6/04 @ 7:30 PM**
- 248/2004** 16. VACATING PORTIONS OF HARRIET AVE NW FROM TROY PL NW TO 10TH ST NW & CROAD CT NW FROM TROY PL NW TO LOT 39074; APPROVING & ACCEPTING REPLATTING OF LOTS NOS. 9231-9237, 9251-9257, 9271-9284, 35132, 39074 & A 14' VACATED ALLEY; APPROVING & ACCEPTING THE DEDICATION PLAT OF FARWICK CT NW AS REQUESTED BY THE BOARD OF EDUCATION; EMERGENCY. **PUB HRG HELD 12/6/04 @ 7:31 PM**

ANNOUNCEMENT OF COMMITTEE MEETINGS:

WEDNESDAY, DECEMBER 8, 2004 @ 9:00 AM, COUNCIL CAUCUS ROOM
FINANCE COMMITTEE (additional department head budgetary hearings)

WEDNESDAY, DECEMBER 8, 2004 @ 1:00 PM, COUNCIL CAUCUS ROOM
COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES (O#1, 3&4, 11/29/04 Agenda)

ANNOUNCEMENT OF COMMITTEE MEETINGS CONTINUED:

MONDAY, DECEMBER 13, 2004 @ 6:00 PM, COUNCIL CAUCUS ROOM

1. ANNEXATION COMMITTEE
2. ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE
3. PERSONNEL COMMITTEE
4. SIDEWALK & STREET LIGHT COMMITTEE
5. FINANCE COMMITTEE
6. JUDICIARY COMMITTEE
7. PUBLIC SAFETY & THOROUGHFARES COMMITTEE
8. INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

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

MISCELLANEOUS BUSINESS: Discussion re: drug activity & police response in Ward 4

ADJOURNMENT TIME: 8:22 PM

THE NEXT COUNCIL MEETING WILL BE HELD ON MONDAY, DECEMBER 13, 2004 @ 7:30 PM