

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

January 3, 2005

ROLL CALL: All 11 Councilmembers present **(DUE TO THE RESIGNATION OF R.A. MALLONN, THERE IS A VACANCY IN THE WARD 3 SEAT)**

INVOCATION: Given by Ward 5 Councilmember Terry Prater

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

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 24B to add Resolutions #2-3 & 5-9; Suspended Rule 22A to add 2nd Rdg O#1-3; Amended O#6; Communication #10 was Received & Filed; Resolution #4 was Withdrawn)

PUBLIC HEARINGS:

7:30 PM PROPOSED AMENDMENT TO CITY CODE TITLE ONE OF PART ELEVEN, PLANNING & ZONING CODE BY THE ADDITION OF CHAPTER 1107, ARCHITECTURAL REVIEW BOARD. (PLNG CMSN RECOMMENDS APRVL)
(ONE PUBLIC SPEAKER) (See O.1/2004)

7:31 PM PROPOSED AMENDMENT TO CITY CODE PART ELEVEN, PLANNING & ZONING CODE, FOR NUMEROUS CHANGES TO OFFICIAL ZONING TEXT. (PLNG CMSN RECOMMENDS APRVL)
(NO PUBLIC SPEAKERS) (See O.2/2004)

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)

1. COUNCIL-AS-A-WHOLE COMMITTEE: COMMENDING RICHARD A. MALLONN, II FOR HIS SERVICE ON CANTON CITY COUNCIL. - ADOPTED

SUSPENDED RULE 24B TO ADD RE#2-3&5-9:

2. PERSONNEL COMMITTEE: APPROVING MAYOR'S RE-APPOINTMENT OF SEAN O'BRIEN TO THE BOARD OF BUILDING APPEALS FOR THE TERM 1/1/05 TO 12/31/07. - ADOPTED (See C#8)

3. PERSONNEL COMMITTEE: APPROVING MAYOR'S APPOINTMENT OF JEFFREY LECHAK TO THE BOARD OF BUILDING APPEALS FOR THE TERM 1/1/05 TO 12/31/07. - ADOPTED (See C#9)

4. PERSONNEL COMMITTEE: APPROVING MAYOR'S APPOINTMENT OF DR. THOMAS YOUNG, JR. TO THE CANTON CITY PLANNING BOARD FOR THE TERM 1/1/05 - 12/31/10. - **WITHDRAWN** (See C#10)

5. PERSONNEL COMMITTEE: APPROVING MAYOR'S APPOINTMENT OF ROGER ZACHARY TO THE STARK COUNTY REGIONAL PLANNING COMMISSION FOR THE TERM 1/1/05-12/31/07. - ADOPTED (See C#11)

6. PERSONNEL COMMITTEE: APPROVING MAYOR'S APPOINTMENT OF DR. FREDERICK WHITTIER TO CANTON HEALTH BOARD FOR THE TERM 1/3/05-3/31/05. - ADOPTED (See C#12)

7. PERSONNEL COMMITTEE: APPROVING MAYOR'S RE-APPOINTMENT OF JACK BOLENDER, JR. TO SERVE AS VICE PRESIDENT OF CANTON INVESTMENT BOARD FOR THE TERM FROM 1/1/05-12/31/06. - ADOPTED (See C#647 12/13/04)

8. PERSONNEL COMMITTEE: APPROVING MAYOR'S RE-APPOINTMENT OF DAVE GRABOWSKI TO THE CANTON CONSTRUCTION BOARD FOR THE TERM 1/1/05-12/31/07. - ADOPTED (See C#660 12/20/04)

9. PERSONNEL COMMITTEE: APPROVING MAYOR'S RE-APPOINTMENT OF JOE FRIEDMAN TO THE CANTON CONSTRUCTION BOARD FOR THE TERM 1/1/05-12/31/07. - ADOPTED (See C#661 12/20/04)

COMMUNICATIONS:

1. BUILDING DEPARTMENT: REPORT OF MONTHLY INCOME FOR SEPTEMBER, 2004. - RECEIVED & FILED

2. CD HOUSING OFFICER MILLER: RE: RE-APPOINTMENT OF GUY BERTRAM TO 3-YEAR TERM ON CRA HOUSING COUNCIL EFFECTIVE 2/28/05. - MAJORITY LEADER

3. CD & PLANNING DIR. POORMAN: REQUESTING LEGISLATION TO ACCEPT A .47 ACRE PARCEL LOCATED ON CARNAHAN AVE NE FROM THE UNITES STATES CERAMIC TILE CO, aka SPARCO OPERATING, INC. - PPCI CMTE

COMMUNICATIONS - CONTINUED:

4. HETTLER-LARGENT ENGR CO: SUBMITTING REVISIONS TO PREVIOUSLY SUBMITTED REZONING APPLICATION RE: VIENNA WOODS II MAINTENANCE STORAGE BLDG AS

FILED IN CLERK OF COUNCIL OFFICE. - PLANNING COMMISSION

5. LAW DIRECTOR MARTUCCIO: LETTER TO OHIO DEPARTMENT OF LIQUOR CONTROL THAT COUNCIL'S OBJECTION TO THE RENEWAL OF LIQUOR PERMITS IS BASED UPON SUBSTANTIAL LEGAL GROUNDS RE: GASCO EXPRESS MART @ 3325 HARMONT AVE NE; HALL OF FAME MARKET @ 704 SHERRICK RD SE; & CHERRY MARKET @ 1494 CHERRY AVE SE. - RECEIVED & FILED
6. LIQUOR CONTROL DIVISION (OHIO): EAST SIDE POP & DRIVE-THRU INC., GROUND & 1ST FL & DRIVE THRU, @ 2401 E. TUSC., HAS REQUESTED A STOCK TRANSFER IN THE D1, D2, D3, D3A LIQUOR PERMIT - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
7. MALLONN, WARD 3 COUNCILMEMBER: SUBMITTING RESIGNATION AS WARD 3 COUNCILMEMBER OF CITY OF CANTON EFFECTIVE 11:59PM ON 12/20/2004. - RECEIVED & FILED
8. MAYOR CREIGHTON: REQUESTING CONFIRMATION OF SEAN O'BRIEN'S RE-APPOINTMENT TO THE CANTON BOARD OF BUILDING APPEALS FOR THE TERM 1/1/05-12/31/07 - PERSONNEL CMTE See Re#2
9. MAYOR CREIGHTON: REQUESTING CONFIRMATION OF JEFFREY LECHAK'S APPOINTMENT TO THE BOARD OF BUILDING APPEALS FOR THE TERM 1/1/05-12/31/05. - PERSONNEL CMTE See Re#3
10. MAYOR CREIGHTON: ADVISING OF DR. THOMAS YOUNG JR'S APPOINTMENT TO THE CANTON CITY PLANNING COMMISSION FOR THE TERM 1/1/05-12/31/10. - PERSONNEL CMTE **RECEIVED & FILED**
11. MAYOR CREIGHTON: REQUESTING CONFIRMATION OF ROGER ZACHARY'S APPOINTMENT TO THE STARK COUNTY REGIONAL PLANNING COMMISSION FOR THE TERM 1/1/05-12/31/07. - PERSONNEL CMTE See Re#5
12. MAYOR CREIGHTON: REQUESTING CONFIRMATION OF DR. FREDERICK WHITTIER'S APPOINTMENT TO CANTON HEALTH BOARD TO SERVE REMAINING UNFULFILLED TERM EFFECTIVE 1/3/05-3/31/05 DUE TO DR. JAMES KING'S RESIGNATION . - PERSONNEL CMTE See Re#6
13. MAYOR CREIGHTON: INFORMING COUNCIL OF THE RE-APPOINTMENT OF DONALD CASAR, JOE CARBENIA, MS. DELORES ANGELI & SAM DORTO TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION (CIC). - RECEIVED & FILED
14. SAFETY DIRECTOR HUNT: REQUEST FOR APPROVAL OF DEMOLITION OF 15 PARCELS (1125 5TH ST NW, ETC). - COMMUNITY & ECON., DEV. AND FINANCE CMTES
15. SAFETY DIRECTOR HUNT: ADJUSTING FEES FOR EMERGENCY AMBULANCE SERVICES IN ACCORDANCE WITH CANTON CODIFIED ORDINANCE 133.05. - RECEIVED & FILED
16. SERVICE DIRECTOR CONCATTO: REQUEST TO APPROVE A WATER MAIN EXTENSION ON SINCLAIR DR NW & WEST PARK DR NW IN THE VILLAGE OF MEYERS LAKE. - ENVIRONMENTAL & PUBLIC UTILITIES CMTE
17. SERVICE DIRECTOR CONCATTO: REQUESTING ALL NECESSARY DOCUMENTATION & LEGISLATION FOR RENEWAL OF LEASE AGREEMENT WITH THE STARK COUNTY DISTRICT LIBRARY FOR USE OF A PORTION OF THE EDWARD "PEEL" COLEMAN COMMUNITY CENTER. - PPCI AND FINANCE CMTES
18. SERV DIR CONCATTO & SAF DIR HUNT: REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS & VARIOUS PROFESSIONAL SERVICES EXCEEDING \$15,000 FOR 2005 CALENDAR YEAR. - PPCI AND FINANCE CMTES
19. STARK COUNTY COMMISSIONERS: RESOLUTION APPROVING AMENDED ANNEXATION PETITION FOR 54.3491 ACRES OF K-MART/EASTRIDGE ANNEXATION AREA IN PLAIN TOWNSHIP . - ANNEX CMTE AND PLANNING COMMISSION

COMMUNICATIONS - CONTINUED:

20. TREASURER SCHIRACK: REPORT OF TREASURER'S OFFICE BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF NOVEMBER 30, 2004. - RECEIVED & FILED
21. WEST, WARD 2 COUNCILMEMBER: REQUESTING LEGISLATION CONVEYING VACANT PROPERTY LOCATED AT THE CORNER OF 10TH ST NE & PAYNE CT TO THE STARK METROPOLITAN HOUSING AUTHORITY (SMHA). - PPCI CMTE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING: NONE

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#1-3:

- 2nd RDG 1. AUTHORIZING CANTON TO ANNEX TERRITORY KNOWN AS THE BIGLER ANNEXATION AREA CONTAINING APPROX. 1.00 ACRES; ASSIGNING SAID TERRITORY TO WARD 6 & ZONING SAID TERRITORY AS I-1 (LIGHT INDUSTRIAL DISTRICT); EMERGENCY **PUB HRG 1/10/2005 @ 7:30PM**
(Annex)
- 2nd RDG 2. APPROVING & ACCEPTING THE REPLATTING OF OUTLOTS 1112 & 1113 AS REQUESTED BY CESO ENGINEERING ON BEHALF OF WAL-MART; APPROVING & ACCEPTING THE DEDICATION PLAT OF SKOTNICKY COURT SW; EMERGENCY (PS&T)
- 2nd RDG 3. RESOLUTION AMENDING RESOLUTION NO. 223/2004 TO INCLUDE LANGUAGE STATING THE CANTON CENTRAL NEIGHBORHOODS COMMUNITY REINVESTMENT AREA IS INTENDED TO REPLACE THE FOUR EXISTING CRA'S; RESCINDING THE EXISTING CRA'S & ALLOWING ALL PREVIOUSLY APPROVED ABATEMENT AGREEMENTS TO REMAIN IN EFFECT; EMERGENCY (C&ED)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 1/2005 4. AMENDING CITY CODE TITLE ONE OF PART ELEVEN, PLANNING & ZONING CODE BY THE ADDITION OF CHAPTER 1107, ARCHITECTURAL REVIEW BOARD. **PUB HRG HELD 1/3/2005 @ 7:30 PM**
- 2/2005 5. AMENDING CITY CODE PART ELEVEN, PLANNING & ZONING CODE, FOR NUMEROUS CHANGES TO OFFICIAL ZONING TEXT. **PUB HRG HELD 1/3/2005 @ 7:31 PM**
- AMENDED**
3/2005 6. AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH NORTHMARK PROPERTIES INC TO PROVIDE REAL PROPERTY TAX EXEMPTIONS TO RENOVATE THE BUILDING AT 213 MARKET AVENUE NORTH IN THE DOWNTOWN CANTON COMMUNITY REINVESTMENT AREA; AUTHORIZING THE GRANTING OF 10-YEAR REAL PROPERTY TAX EXEMPTIONS; EMERGENCY
- 4/2005 7. AUTHORIZING THE CITY AUDITOR TO PAY A \$45,000 MORAL OBLIGATION TO 3-D SERVICE FOR EMERGENCY REPAIRS TO 300 HP SYNCHRONOUS MOTOR FOR #1 HIGH SERVICE PUMP AT NE WATER TREATMENT PLANT; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

FRIDAY, JANUARY 7, 2005 @ 8:30 AM, CAUCUS ROOM

1. FINANCE COMMITTEE RE: 2005 EXPENDITURES

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (1 Speaker)

MISCELLANEOUS BUSINESS: (Re: Ordinance #4)

ADJOURNMENT TIME: 8:05 PM

THE NEXT COUNCIL MEETING WILL BE HELD ON MONDAY, JANUARY 10, 2005 @ 7:30 PM