

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

APRIL 18, 2005

ROLL CALL: All 12 Councilmembers present

INVOCATION: Given by Ward 7 Councilmember Richard D. Hart

PLEDGE OF ALLEGIANCE: Led by President of Council Ray Denczak

AGENDA CORRECTIONS & CHANGES: Suspended Rule 24B to add Re#52; Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#9-14

PUBLIC HEARINGS: NONE

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)

SUSPENDED RULE 24B TO ADD RE#52:

52. INTERGOV & PUB SERV CMTE: OBJECTING TO CHANGE OF CORPORATE STOCK OWNERSHIP OF C1, C2 LIQUOR PERMIT REQUESTED BY R&S CONVENIENT MART, dba B&B SUPERMARKET, 636 CHERRY NE. - **TABLED INDEFINITELY**

COMMUNICATIONS:

219. CD & PLANNING DIR. POORMAN: REQUEST LEGISLATION AUTHORIZING THE MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT W/FREED HOUSING CORP FOR A \$438,480 GRANT UTILIZING HOME FUNDS FOR 2 HOUSING PROGRAMS. - C&E DEV & FINANCE CMTES
220. CD & PLANNING DIR. POORMAN: REQUEST LEGISLATION AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO ENTER INTO \$75,000 CONTRACT WITH NOVA BEHAVIORAL HEALTH TO PROVIDE A GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR MISC. REPAIR/RENOVATION TO BUILDING & PARKING LOT @ 832 MARKET AVE N. - C&E DEV & FINANCE CMTES
221. CD & PLANNING DIR. POORMAN: REQUEST LEGISLATION AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO ENTER INTO \$48,650 CONTRACT WITH J.R. COLEMAN FAMILY SERVICES TO PROVIDE A GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR MISC. RENOVATION TO J.R. COLEMAN CHILD CARE & FAMILY CTR @ 2213 14<sup>TH</sup> ST NE. - C&E DEV & FINANCE CMTES
222. CD & PLANNING DIR. POORMAN: REQUEST LEGISLATION AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO ENTER INTO \$20,000 CONTRACT WITH WESTERN STARK MEDICAL CLINIC TO PROVIDE A GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR MISC. MEDICAL STAFF COSTS INCLUDING STAFF RELATING TO CARE-A-VAN PROGRAM FOR HOMELESS PERSONS IN OUR COMMUNITY. - C&E DEV & FINANCE CMTES
223. CD & PLANNING DIR. POORMAN: REQUEST LEGISLATION AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO ENTER INTO \$50,000 CONTRACT WITH DOMESTIC VIOLENCE PROJECT TO PROVIDE A GRANT UTILIZING COMMUNITY SHELTER GRANT (ESG) FUNDS FOR MISC. SHORT-TERM HOUSING SERVICES TO ASSIST WOMEN & CHILDREN WHO ARE VICTIMS OF DOMESTIC VIOLENCE. - C&E DEV & FINANCE CMTES
224. DIAMOND, WARD 8 COUNCILMBR: LETTER TO THE MAYOR & LAW DIRECTOR REQUESTING A REVIEW OF THE CITY'S MORAL RESPONSIBILITY IN THE DRAINAGE PROBLEM ON 49<sup>TH</sup> STREET NW ABUTTING THE MONTICELLO SUBDIVISION. - RECEIVED & FILED
225. HEALTH ADMINISTRATOR BRESSON: COMPARATIVE REPORT OF MARCH 2005 INSURANCE CLAIMS, & JAN-MAR 2005 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED
226. LIQUOR CONTROL DIVISION (OHIO): INFORMING APPLICANT TRAISH ENTERPRISES, DBA CHERRY MARKET @ 1494 CHERRY AVE SE, THAT THE CITY OF CANTON HAS WITHDRAWN ITS OBJECTION TO THE CLASS C-1-2 PERMIT RENEWAL. - INTGVT & PUB SRV

COMMUNICATIONS CONTINUED:

227. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REPLAT OF LOT 324 ON ORCHARD AVE NE BETWEEN 4<sup>TH</sup> & 5<sup>TH</sup> STREETS AS REQUESTED BY HABITAT FOR HUMANITY. - PUB SAF & THRU CMTE
228. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REPLAT OF LOT 7694 AT QUEEN CT & HERT PL NW AS REQUESTED BY THE CITY OF CANTON. - PUB SAF &

THRU CMTE

229. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REPLAT OF LOTS 29914, 29950, 29957-75, 35044 & PART OF OUTLOTS 491 & 493 AT ALLEN AVE & MILLS SE (THURMAN MUNSON STADIUM) AS REQUESTED BY THE CITY OF CANTON. - PUB SAF & THRU CMTE
230. PLANNING COMMISSION: RECOMMENDING APPROVAL OF R-3 MULTI-FAMILY ZONING & ASSIGNMENT TO WARD 4 FOR THE SHAWNEE/CANTON TOWNSHIP ANNEXATION AREA. - JUD CMTE. **PUB HRG 5/23/05 @ 7:30 PM**
231. PLANNING COMMISSION: RECOMMENDING APPROVAL OF ZONE CHANGE REQUESTED BY DONALD LEUCHTAG, DBA R. L. EDWARDS COMPANY, FROM R-1A SINGLE-FAMILY RESIDENTIAL TO PI-1 PLANNED LIGHT INDUSTRIAL FOR 1704 11<sup>TH</sup> STREET SW. - JUD CMTE. **PUB HRG 5/23/05 @ 7:31 PM**
232. PLANNING COMMISSION: RECOMMENDING APPROVAL OF A REQUEST BY GROFFRE INC TO VACATE PARTS OF RIVERSIDE, WATER CT, FORK PL, RAKE CT & IDA PL SE. - PUB SAF & THRU CMTE
233. SERVICE DIRECTOR CONCATTO: REQUEST \$8,550 FEE MODIFICATION TO CIVIL DESIGN ASSOCIATES FOR ADDITIONAL ENGINEERING DESIGN & SURVEY SERVICES IN THE MIDWAY NE STREET IMPROVEMENT PROJECT, TO INCLUDE 19<sup>TH</sup> ST NE FROM MIDWAY TO MORRIS; & REQUEST \$8,550 TRANSFER FOR SAME. - PUB SAF & THRU & FINANCE CMTE
234. SERVICE DIRECTOR CONCATTO: REQUEST \$105,185 DESIGN CONTRACT MODIFICATION WITH URS CORP FOR ADDITIONAL PLAN PREPARATION WORK FOR TUSCARAWAS ST IMPROVEMENT PROJECT, GP 1064 & SUPPLEMENTAL APPROPRIATION FOR SAME. - PUB SAF & THRU & FINANCE CMTE
235. SERVICE DIRECTOR CONCATTO: REQUESTING AUTHORIZATION TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR THE DESIGN & CONSTRUCTION OF 2 NEW SIGNS @ CANTON MEMORIAL CIVIC CENTER, INCLUDING VIDEO MESSAGE BOARD; AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO MAKE APPLICATION & ACCEPT GRANT FOR EXPENSES OF SAME & TO ENTER INTO CONTRACT WITH CULTURAL CENTER FOR THE ARTS TO SHARE IN USE & MANAGEMENT OF MESSAGE BOARDS. - PUB PROP CAP IMPRVMT & FINANCE CMTE
236. SERVICE DIRECTOR CONCATTO: REQUESTING \$80,00 SUPPLEMENTAL APPROPRIATION FROM 1001 GENERAL FUND TO INCREASE CIVIC CENTER CONCESSION SUPPLIES. - FINANCE CMTE
237. WEST, WARD 2 COUNCILMEMBER: REQUEST LAW DEPARTMENT DRAFT A RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO PREPARE "FOURTH-DOWN TURNOVER" OR "THREE STRIKES YOU'RE OUT" LEGISLATION TO ADDRESS REPEAT NON-VIOLENT CRIMINALS. - RECEIVED & FILED
238. WEST, WARD 2 COUNCILMEMBER: REQUEST LAW DIRECTOR PREPARE LEGISLATION AMENDING CITY CODE SECTION 749 TO INCLUDE THE REGULATION OF ITINERANT VENDORS WITHIN THE SPECIAL IMPROVEMENT DISTRICT. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1<sup>ST</sup> RDG 1. RENAMING A PORTION OF MAHONING RD NE "O'JAYS BOULEVARD NE"  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO A 5-YEAR RECIPROCAL SERVICE AGREEMENT W/STARK STATE COLLEGE OF TECHNOLOGY FOR THE USE OF A 1982 TOWER TRUCK FOR FIREFIGHTER TRAINING; EMERGENCY.  
Referred to Intergovernmental & Public Service Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1<sup>ST</sup> RDG 3. AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE & RECEIVE BIDS FOR THE SALE OF ONE PARCEL OF CITY-OWNED PROPERTY LOCATED ON 3<sup>RD</sup> STREET NE (FORMER CITY FIRE STATION) NO LONGER NEEDED FOR MUNICIPAL PURPOSES; & AUTHORIZING CONVEYANCE OF SAME TO THE HIGHEST BIDDER.  
Referred to Public Property Capital Improvement Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZING THE MAYOR OR SAFETY DIRECTOR TO ENTER INTO WORK AGREEMENTS IN CONJUNCTION W/MARKET AVENUE TRAFFIC SIGNAL SYSTEM IMPROVEMENT PROJECT; EMERGENCY  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT W/ODOT FOR THE UPGRADING OF 12

INTERSECTIONS IN THE FULTON ROAD TRAFFIC SIGNAL SYSTEM; AMENDING O.253/2004 FOR \$23,600 SUPPLEMENTAL APPROPRIATION FROM THE 4501 CAPITAL IMPROVEMENT FUND; EMERGENCY  
Referred to Public Property Capital Improvement & Finance Committees

1<sup>ST</sup> RDG 6. AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR UNPAID & DELINQUENT CHARGES FOR THE REMOVAL OF NOXIOUS WEEDS & DEBRIS; EMERGENCY  
Referred to Intergovernmental & Public Service Committee

1<sup>ST</sup> RDG 7. AUTHORIZING THE CITY AUDITOR TO PAY MORAL OBLIGATIONS IN THE AMOUNT OF \$80,552.83 TO VARIOUS SUPPLIERS FOR MAINTENANCE ITEMS, CONCESSION SUPPLIES, CAPITAL IMPROVEMENTS & REPAIRS INCURRED BY THE CIVIC CENTER DURING 2004 & 2005; EMERGENCY.  
Referred to Finance Committee

1<sup>ST</sup> RDG 8. AMENDING APPROPRIATION O.253/2004 FOR \$32,166.44 SUPPLEMENTAL APPROPRIATION FROM THE 5222 LAWR-CHESTER PHASE II WATER MAIN EXTENSION FUND NEEDED TO REPAY THE SEMI-ANNUAL PAYMENTS ON THE OWDA LOAN WHICH ARE DUE 7/1 & 1/1; EMERGENCY.  
Referred to Environmental & Public Utilities & Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

**SUSPENDED RULE 22A TO ADD O#9-14:**

2<sup>ND</sup> RDG 9. AMENDING O.55/77 TO REZONE LOTS #5928-5932, 39906-39908, 40138-40140, 4419 & PART OF 4418 LOCATED AT 1934 NAVARRE RD SW FROM B-3 TO PI-1 AS REQUESTED BY RALPH J. COWAN FOR A BAKERY SPECIALIZING IN PITA BREAD; EMERGENCY. (Jud) **PUB HRG 4/25/05 @ 7:30 PM**

2<sup>ND</sup> RDG 10. AMENDING O.55/77 FOR CITY-WIDE REZONING (NW CORNER 9<sup>TH</sup> & MCKINLEY SW, R-1a TO B-3; 55<sup>TH</sup> NE, R-1 TO CS; AREA OFF OF SOUTHPOINTE CIR NE, PR-4 TO OS; FROM 5<sup>TH</sup> TO 6<sup>TH</sup> ST SW & MARKET TO WALNUT AVENUES, B-4 TO B-5; FROM 9<sup>TH</sup> NE & MARKET N., E. TO W. SIDE OF WALNUT AVE., N. TO S. SIDE OF LUTHER PL NE, W. TO W. SIDE OF PIEDMONT NE, N. TO S. SIDE OF 11<sup>TH</sup> NE FOLLOWING PROPERTY LINES OF CIVIC/CULTURAL CTR COMPLEX TO CLEVELAND AVE., S. TO 9<sup>TH</sup> ST & E. TO PLACE OF BEGINNING, B-3 TO B-5. (Jud) **PUB HRG 4/25/05 @ 7:31 PM**

2<sup>ND</sup> RDG 11. AUTHORIZING MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH STARK COUNTY REGIONAL PLANNING COMMISSION FOR \$84,000 GRANT FOR A COMPREHENSIVE FAIR HOUSING PROGRAM; EMERGENCY. (C&ED and Fin)

2<sup>ND</sup> RDG 12. AUTHORIZING SAFETY DIRECTOR TO ENTER INTO PROFESSIONAL SERVICE CONTRACT WITH THE CREDIT BUREAU OF STARK COUNTY, INC. TO COLLECT DELINQUENT USER FEES FOR AMBULANCE SERVICES; EMERGENCY. (Fin)

2<sup>ND</sup> RDG 13. AUTHORIZING SAFETY DIRECTOR TO ENTER INTO AN INTERIM PROFESSIONAL SERVICE CONTRACT WITH CT CONSULTANTS TO PERFORM DUTIES AS THE CITY'S CHIEF BUILDING OFFICIAL & PLANS EXAMINER; EMERGENCY. (Pers & Fin)

2<sup>ND</sup> RDG 14. APPROVING & ACCEPTING REPLAT OF PARTS OF OUTLOTS 808 & 809 ON LESH STREET NE AS REQUESTED BY DEMPSEY SURVEYING ON BEHALF OF BOB EVANS RESTAURANT; EMERGENCY(P&S&T)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

**78/2005** 15. AUTHORIZING SERVICE DIRECTOR TO ENTER INTO \$149,900 CONTRACT WITH OSBORN ENGINEERING CO. FOR PROFESSIONAL ENGINEERING & SURVEYING SERVICES FOR THE 25<sup>TH</sup> STREET NE STORM SEWER PROJECT, GP 1090; AMENDING APPROPRIATION O.253/2004 BY MAKING A \$149,900 TRANSFER FROM 4501 202001 ENGINEER ADMINISTRATION FUND; EMERGENCY (EPU & Fin)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, April 25, 2005 @ 6:00 PM, Council Caucus Room

1. Public Property Capital Improvement Committee
2. Finance Committee
3. Public Safety & Thoroughfares Committee
4. Intergovernmental & Public Service Committee
5. Environmental & Public Utilities Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): EIGHTEEN PUBLIC SPEAKERS

MISCELLANEOUS BUSINESS: Zachary re: Monroe Center; West re: maintaining vacant lots & sidewalks on 12<sup>th</sup> St.; Denczak re: poor paving on 12<sup>th</sup> St, Shorb & McKinley; Diamond re: drainage issues; Hart re: recycling & problem

juveniles

ADJOURNMENT TIME    9:07 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 25, 2005 @ 7:30 PM