

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

AUGUST 10, 2005

ROLL CALL: All 12 Councilmembers present
INVOCATION: Given by Ward 6 Councilmember David Dougherty
PLEDGE OF ALLEGIANCE: Led by President of Council Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 24B to add Re#82; Suspended Rule 22A to add 2nd Rdg O#8-16; Suspended Rule 22B to add 1st Rdg O#7A; Adopted 1st Rdg O#7A; Amended O#11; Adopted 2nd Rdg O#11 & 12)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

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

81. HAWK, WARD 1 COUNCILMEMBER: COMMENDING ROSEANNA GRAVELY ON THE OCCASION OF HER 90TH BIRTHDAY FOR HER YEARS OF SERVICE TO THE PHILOMATHEON SOCIETY FOR THE BLIND. - ADOPTED

SUSPENDED RULE 24B TO ADD RE#82:

82. PERSONNEL COMMITTEE: AUTHORIZING KYLE GRAHAM TO BEGIN AT THE GRADE 6 STEP 3 SALARY OF \$47,031 EFFECTIVE 8/8/05 IN THE POLICE DEPT'S CRIMINALIST POSITION. - ADOPTED

COMMUNICATIONS:

393. AUDITOR MALLONN: MONTHLY REPORT BY FUND FOR 7/1-29/05. - RECEIVED & FILED

394. AUDITOR MALLONN: YEARLY REPORT BY FUND FOR 1/1/05-7/29/05. - RECEIVED & FILED

395. AUDITOR MALLONN: ADDITIONAL AMENDED CERTIFICATE DATED 8/5/05. - CLERK OF COUNCIL

396. AULTMAN HEALTH FOUNDATION: REQUEST TO VACATE FOREST AVENUE FROM MAYWOOD TO GROVE, AND GROVE PLACE FROM LOTS 10270 & 16059 TO DARTMOUTH SW FOR ADDITIONAL HOSPITAL PARKING. - PLANNING COMMISSION

397. CHIEF OF STAFF/FINANCE DIR ALLEN: REQUEST SUPPLEMENTAL APPROPRIATIONS, REDUCTION IN APPROPRIATIONS & TRANSFERS RESULTING FROM CHANGES IN CERTIFICATES. - FINANCE CMTE

398. CD & PLANNING DIR. POORMAN: REQUEST TO ESTABLISH A \$1.00 FAIR REUSE VALUE FOR A PARCEL ON WARNER ROAD NE & AUTHORIZE DISPOSITION OF SAME TO VERNON CLINE. - COMMUNITY & ECONOMIC DEV CMTE

399. CD & PLANNING DIR. POORMAN: REQUEST TO ESTABLISH A \$500 FAIR REUSE VALUE FOR A PARCEL ON HERT PLACE NW & AUTHORIZE DISPOSITION OF SAME TO HELEN DEPUY. - COMMUNITY & ECONOMIC DEV CMTE

400. CD & PLANNING DIR. POORMAN: REQUEST TO ESTABLISH A \$600 FAIR REFUSE VALUE FOR A PARCEL ON QUEEN COURT NW & AUTHORIZE DISPOSITION OF SAME TO ROBERTA J. ROGERS. - COMMUNITY & ECONOMIC DEV CMTE

401. CD & PLANNING DIR. POORMAN: REQUEST TO AUTHORIZE THE MAYOR &/OR SERVICE DIRECTOR TO CONTRACT W/CANTON NEGRO OLDTIMERS ATHLETIC ASSN TO PROVIDE A \$21,000 CDBG GRANT TO PURCHASE ADDITIONAL PROPERTY FOR HOUSING DEVELOPMENT & PARKING. - COMM & ECON DEV & FIN CMTE

402. DEAN INTERNATIONAL INC: REQUEST TO SCHEDULE A PRESENTATION TO DISCUSS "QUIET ZONING" RE: SILENCING TRAIN HORNS AT RAIL CROSSINGS. - SAFETY DIRECTOR

403. DEHOFF DEVELOPMENT COMPANY: REQUEST TO REZONE 3546, 3526, 3516 & 3616 HARMONT NE FOR A RETAIL/COMMERCIAL AREA IN WARD 6. - PLANNING COMMISSION

404. LIQUOR CONTROL DIVISION (OHIO): GRSHR CORP DBA GAS CITY @ 216 ROWLAND AVENUE NE HAS REQUESTED A TRANSFER C1,C2 LIQUOR PERMIT FROM BZA CONVENIENT MART INC. - INTERGOVERNMENTAL & PUB SERV CMTE

COMMUNICATIONS CONTINUED:

405. MAYOR CREIGHTON: SUBMITTING THE CCIC'S QUARTERLY ECONOMIC DEVELOPMENT REPORT. - RECEIVED & FILED

406. MAYOR CREIGHTON: REQUEST COUNCIL CONFIRM HER REAPPOINTMENT OF CHARLES DEGRAFF TO THE STARK AREA RTA FOR A 3 YEAR TERM 9/1/2005-8/31/2008. -

PERSONNEL CMTE

407. PLANNING COMMISSION: RECOMMENDING APPROVAL OF ASSIGNING TO WARD 6 & ASSIGNING R-4 GARDEN & TOWNHOUSE ZONING TO THE CENTRAL ALLIED/HARMONT ANNEXATION AREA. - ANNEX CMTE **PUB HRG 9/12/05 @ 7:32 PM**
408. PRESIDENT OF COUNCIL DENCZAK: SETTING A PUBLIC HEARING DURING 8/22/05 COUNCIL MEETING AT 7:31 PM RE: CITY OF CANTON'S YEAR 2006 TAX BUDGET. - RECEIVED & FILED
TAX BUDGET PUB HRG 8/22/05 @ 7:31 PM
409. REPUBLIC ENGINEERED PRODUCTS: NEWS RELEASE ANNOUNCING PURCHASE AGREEMENT W/ INDUSTRIAS CH, A STEEL PRODUCER BASED IN MEXICO CITY. - REC'D & FILED
410. SAFETY DIRECTOR HUNT: REQUEST TO ENTER INTO A LEASE AGREEMENT W/CONCERNED CITIZENS OF THE FOURTH WARD INC TO LEASE A CITY-OWNED BUILDING (FORMER FIRE STA #2) AT 216 MONROE AVENUE NE. - PUB PROP CAP IMP CMTE
411. SAFETY DIRECTOR HUNT: REQUEST TO ACCEPT A \$1,000 OHIO DIVISION OF EMS GRANT FROM THE OHIO DEPT OF PUBLIC SAFETY FOR THE CANTON FIRE DEPT; & REQUEST A \$1,000 SUPPLEMENTAL APPROPRIATION FROM THE 2812 EMS TRAINING & EQUIPMENT FUND. - MKT & DEV GRANT & FINANCE CMTES
412. SAFETY DIRECTOR HUNT: REQUESTING 25 PROPERTIES BE CERTIFIED FOR DEMOLITION, 505 BEDFORD AVENUE NW & ETC. - COMM & ECON DEV & FIN CMTES
413. SAFETY DIRECTOR HUNT: REQUESTING TO ENTER INTO \$61,800 CONTRACT W/ODOT FOR PHASE 2 UPGRADE OF 6 TRAFFIC SIGNALS IN THE FULTON RD TRAFFIC SIGNAL SYSTEM IMPROVEMENT PRJ (12TH/13TH ST NW BETWEEN WERTZ & MONUMENT); REQUEST DOCUMENTS REACH ODOT NO LATER THAN 8/19/05. - PUB SAFETY & THOROUGHFARES & FINANCE CMTES
See O.163/2005
414. SERVICE DIRECTOR CONCATTO: ADVISING COUNCIL OF EMERGENCY REPAIRS BY HILSCHER CLARKE AS A RESULT OF THE SWITCHGEAR FOR #1 HIGH SERVICE PUMP AT THE NORTHEAST WATER TREATMENT PLANT CATCHING FIRE ON 7/26/05. - RECEIVED & FILED; cc: FINANCE CMTE
415. SERVICE DIRECTOR CONCATTO: SUBMITTING A LIST OF DELINQUENT WATER & SEWER CHARGES FOR CERTIFICATION TO THE COUNTY AUDITOR FOR COLLECTION UPON THE PROPERTY TAX ASSESSMENTS; & REQUEST PASSAGE AS AN EMERGENCY. - ENVIRONMENTAL & PUB UTILITIES CMTE
416. SERVICE DIRECTOR CONCATTO: LETTER REQUESTING AMENDMENT TO THE ORDINANCE AUTHORIZING THE PURCHASE OF MOTOROLA PORTABLE RADIOS, SWIPER CLINIC MANAGEMENT SYSTEM & 14 LAPTOP COMPUTERS FOR THE HEALTH DEPARTMENT. - PUB PROP CAP IMPRV & FIN CMTES See O.164/2005
417. STARK COUNTY AUDITOR PEREZ: SUBMITTING THE POPULAR ANNUAL FINANCIAL REPORT FOR THE YEAR ENDED 12/31/04 WHICH SUMMARIZES THE FINANCIAL ACTIVITIES OF PRIMARY GOVERNMENT IN STARK COUNTY. - RECEIVED & FILED
418. TREASURER SCHIRACK: REPORTING THAT \$23,886.96 IN REVENUE WAS COLLECTED FOR THE 2ND QUARTER 2005 AS A RESULT OF THE TRANSIENT LODGING TAX. - RECEIVED & FILED
419. TREASURER SCHIRACK: TREASURER'S OFFICE BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 7/29/05. - RECEIVED & FILED
420. TREASURER SCHIRACK: COMPARATIVE REPORT OF PARKING METER REVENUE FOR THE MONTH OF JULY 2005. - RECEIVED & FILED
421. TREASURER SCHIRACK: COMPARATIVE REPORT OF DEPOSITS TO THE AMBULANCE LOCK BOX ACCOUNT FOR MONTH OF JULY 2005. - RECEIVED & FILED
- COMMUNICATIONS CONTINUED:
422. ZACHARY, WARD 4 COUNCILMBR: LETTER TO LAW DIRECTOR REQUESTING LEGISLATION TO PROHIBIT PREDATORY LENDING WITHIN THE CITY OF CANTON. - JUDICIARY CMTE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. ADOPTING THE CITY OF CANTON'S PROPOSED TAX BUDGET FOR FISCAL YEAR ENDING 12/31/2006; EMERGENCY. **PUB HRG 8/22/05 @ 7:31 PM**
Referred to Finance Cmte
- 1ST RDG 2. AN ORDINANCE APPROVING & ACCEPTING THE DEDICATION OF RIGHT OF WAY AT 4TH & FULTON NW

AS REQUESTED BY THE CITY ENGINEER FOR TIMKEN CAMPUS WORK; EMERGENCY.
Referred to Public Safety & Thoroughfares Cmte

- 1ST RDG 3. AMENDING ZONING O.55/77 BY REZONING 2716 MARKET AVENUE NORTH FROM R-1 TO PR-1 (PLANNED SINGLE FAMILY RESIDENTIAL) AS REQUESTED BY LLOYD & KATHLEEN HECKERT FOR A BED & BREAKFAST; EMERGENCY. **PUB HRG 8/22/05 @ 7:30 PM**
Referred to Judiciary Cmte
- 1ST RDG 4. VACATING PART OF WELLS AVENUE SW BETWEEN WEST TUSCARAWAS STREET & 2ND STREET SW AS REQUESTED BY CHRIST PRESBYTERIAN CHURCH; EMERGENCY. **PUB HRG 9/12/05 @ 7:31 PM**
Referred to Public Safety & Thoroughfares Cmte
- 1ST RDG 5. AMENDING ZONING O.55/77 BY MAKING SEVERAL CHANGES TO THE OFFICIAL ZONING MAP AS PROPOSED BY THE CITY OF CANTON (15TH NW (KEMPTHORN), W. TUSC (DOWNTOWN FORD), 839 CLEVELAND NW (GANLEY L/M), 415 BELDEN SE (FIRE STA), SW CORNER 30TH & CLEVELAND, 2460 ATLANTIC BLVD NE (ATLANTIC POOLS, & SE CORNER 8TH & CORNELIA).
Referred to Judiciary Cmte **PUB HRG 9/12/05 @ 7:30 PM**
- 1ST RDG 6. AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO CONTRACT W/BELOIT FIRE DEPARTMENT FOR THE SALE OF 24 SECTIONS OF 3" HOSE NO LONGER NEEDED FOR MUNICIPAL PURPOSES IN AMOUNT OF \$60.00; EMERGENCY.
Referred to PPCI Cmte
- 1ST RDG 7. APPROVING A WATER MAIN EXTENSION TO SOUTHWAY STREET SW IN PERRY TWP; AUTHORIZING THE SERVICE DIRECTOR TO CONTRACT FOR THE EXTENSION; EMERGENCY.
Referred to Environmental & Public Utilities Cmte
- 163/2005** 7A. AUTHORIZING THE MAYOR TO ENTER INTO A \$61,800 CONTRACT WITH OHIO DEPT OF TRANSPORTATION FOR THE UPGRADING OF THE FINAL SIX INTERSECTIONS ALONG FULTON RD NW AS PART OF PROJECT NO. PID 78366 & FEDERAL PROJECT NO. E050(019); EMERGENCY
Referred to Public Safety & Thoroughfares & Finance Committees

***7:44-7:48 PM Recess for committee meeting on O#7A, which was returned to the agenda for adoption.**

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#8-16

- 2ND RDG 8. AMENDING CITY CODE SECTION 151.07, VACATIONS, RE: CASH PAYMENT OF BANKED VACATION FOR CITY EMPLOYEES. (Pers & Fin)
- 2ND RDG 9. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO CONTRACT W/HABITAT FOR HUMANITY TO PROVIDE A \$120,000 GRANT FOR REIMBURSEMENT OF MISCELLANEOUS INFRASTRUCTURE COSTS RELATING TO THE HOUSING PROGRAM; EMERGENCY. (CED & Fin)
- 2ND RDG 10. A RESOLUTION OF NECESSITY TO PROCEED W/IMPLEMENTATION OF THE PUBLIC SERVICE PLAN ADOPTED BY THE DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT; DECLARING THE NECESSITY TO PROCEED W/SPECIAL ASSESSMENTS FOR FUNDING SAID PLAN FOR A 4-YR PERIOD; EMERGENCY. (CED)

AMENDED

- 164/2005** 11. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO CONTRACT W/NORTHRUP GRUMMAN INFORMATION TECHNOLOGY, AMCI & GOVCONNECTION INC FOR PURCHASE OF EQUIPMENT & MATERIALS FOR THE CITY HEALTH DEPT. (MOTOROLA PORTABLE RADIOS, SWIPER CLINIC MANAGEMENT SYSTEM & 14 LAPTOP COMPUTERS); EMERGENCY. (PPCI & Fin)
- 165/2005** 12. AMENDING APPROPRIATION O.253/2004 FOR A \$74,585 SUPPLEMENTAL APPROPRIATION FROM THE 2328 PHI FUND; EMERGENCY. (Fin)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 13. AUTHORIZING A CONTRACT AMENDMENT WITH AFSCME LOCAL 2937 & OHIO COUNCIL 8 RE: ARTICLE 2, RECOGNITION; ARTICLE 66, WAGE SCHEDULE; & ARTICLE 71, MISCELLANEOUS PROVISIONS; EMERGENCY. (Pers)
- 2ND RDG 14. AMENDING EXHIBIT A TO BARGAINING UNIT PERSONNEL O.40/2000 TO REFLECT CONTRACT AMENDMENTS WITH AFSCME LOCAL 2937 FOR EMPLOYEES IN CIVIC CENTER, SANITATION, WPCC, & WATER DIVISIONS; EMERGENCY. (Pers)
- 2ND RDG 15. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO \$23,900 CONTRACT W/ARCADIS FPS INC TO PERFORM A SEWER RATE STUDY; AMENDING O.253/2004 FOR A \$23,900 SUPPLEMENTAL APPROPRIATION FROM THE 5410 SANITARY SEWER FUND; EMERGENCY. (EPU & Fin)
- 2ND RDG 16. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ACCEPT A \$13,228 GRANT FROM THE TIMKEN FOUNDATION TRUSTEES; AMENDING O.253/2004 FOR A \$13,228 SUPPLEMENTAL APPROPRIATION FROM THE 4501 CAPITAL IMPROVEMENT FUND; EMERGENCY. (PPCI & Fin)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 166/2005** 17. ESTABLISHING A \$600 FAIR MARKET VALUE FOR A PARCEL LOCATED ON 6TH STREET NE; AUTHORIZING SALE & CONVEYANCE OF SAME TO HABITAT FOR HUMANITY PURSUANT TO RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY.
- 167/2005** 18. APPROVING & ACCEPTING THE CONSOLIDATION PLAT OF VARIOUS LOTS, PART OF VACATED LESTER COURT SE & PART OF VACATED PREYOR CT SE FOR DIEBOLD INC'S MULBERRY ROAD SE SITE; EMERGENCY.
- 168/2005** 19. APPROVING AND ACCEPTING THE REPLATTING OF OUTLOTS 1147 & 1148 REQUESTED BY WAL-MART AT CANTON CENTRE MALL; EMERGENCY.
- 169/2005** 20. APPROVING & ACCEPTING THE REPLATTING OF PART OF OUTLOT 986 REQUESTED BY T CORP LLC AT 3713 PROGRESS STREET NE; EMERGENCY.
- 170/2005** 21. AUTHORIZING THE SAFETY DIRECTOR TO ADVERTISE, RECEIVE BIDS & CONTRACT FOR THE PURCHASE OF A DIGITAL IN-CAR CAMERA SYSTEM FOR THE POLICE DEPT; EMERGENCY.
- 171/2005** 22. AUTHORIZING THE SAFETY DIRECTOR TO ACCEPT & EXECUTE THE EMERGENCY PREPAREDNESS & RESPONSE DIRECTORATE'S FIRE PREVENTION & SAFETY GRANT PROGRAM, ASSISTANCE TO FIREFIGHTERS GRANT FOR FISCAL YEAR 2004; AMENDING O.253/2004 FOR \$26,742 SUPPLEMENTAL APPROPRIATION FROM 2813 FIREFIGHTERS ASSISTANT GRANT FUND & \$11,461 FROM 4501 CAPITAL IMPROVEMENT FUND; EMERGENCY.
- 172/2005** 23. AUTHORIZING SERVICE DIRECTOR TO ACCEPT A \$445,000 GRANT FROM DEPT OF NATURAL RESOURCES - CLEAN OHIO TRAILS FUND; AUTHORIZING SERVICE DIRECTOR TO ENTER INTO AN INTER-AGENCY AGREEMENT WITH THE STARK COUNTY PARK DISTRICT FOR CONSTRUCTION OF TRAIL; AMENDING O.253/2004 FOR \$30,000 TRANSFER FROM 4501 20-10-01 SERVICE DIRECTOR FUND; EMERGENCY.
- 173/2005** 24. AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & CONTRACT FOR PROJECT CONSTRUCTION FOR THE 407 EAST TUSC PARKING LOT PROJECT, GP 1091; AMENDING O.253/2004 FOR A \$175,000 SUPPLEMENTAL APPROPRIATION FROM THE 2155 CITY PARKING DECK/LOT FUND; EMERGENCY.

ANNOUNCEMENT OF COMMITTEE MEETINGS: Monday, August 22, 2005 @ 6:30 PM, Council Caucus Room

1. Public Safety & Thoroughfares Committee
2. Finance Committee
3. Judiciary Committee
4. Environmental & Public Utilities Committee
5. Public Property Capital Improvement Committee
6. Personnel Committee

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

MISCELLANEOUS BUSINESS: Griffin and Hawk re: bicycle patrol; Mayor & West re: HOF weekend & Joyfest; Hart re: new business in Ward 7, Restore Store; Dougherty re: now accepting donations for Feed the Needy picnic Sept. 10th.

ADJOURNMENT TIME: 8:26 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, AUGUST 22, 2005 @ 7:30 PM