

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

FEBRUARY 27, 2006

ROLL CALL: All 12 Councilmembers Present

INVOCATION: Given by Councilmember James E. Griffin

PLEDGE OF ALLEGIANCE: Led by President of Council Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Rule 22A Suspended to add 2<sup>nd</sup> Rdg O#5-7; Rule 24B Suspended to add Re#21; Rule 22A & 22B suspended to add & adopt 1<sup>st</sup> Rdg O#4A)

PUBLIC HEARINGS:

- 7:30 PM ANNEXATION OF THE TERRITORY KNOWN AS THE SIRPILLA ANNEXATION AREA CONTAINING APPROXIMATELY 7.027 ACRES; ASSIGNING TO WARD 6; ZONING SAME AS B-4 AS RECOMMENDED BY THE CITY PLANNING COMMISSION. (NO PUBLIC SPEAKERS) (See 3<sup>rd</sup> Rdg O#28)
- 7:31 PM ANNEXATION OF THE TERRITORY KNOWN AS MOORE ANNEXATION AREA CONTAINING APPROXIMATELY 1.992 ACRES; ASSIGNING TO WARD 6; ZONING SAME AS R-2 AS RECOMMENDED BY THE CITY PLANNING COMMISSION. (NO PUBLIC SPEAKERS) (See 3<sup>rd</sup> Rdg O#29)
- 7:32 PM AMENDING CITY CODE SECTION 1129.16 RE: STORAGE OF VEHICLES IN ZONING DISTRICTS AS REQUESTED BY WARD 3 COUNCILMEMBER. (PLANNING COMMISSION RECOMMENDED) (See 3<sup>rd</sup> Rdg O#30) (NO SPEAKERS)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (NO SPEAKERS)

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E. CASAR: EXCUSING MEMBERS. (No Motion Necessary - All members present)

17. COUNCIL-OF-THE-WHOLE: ESTABLISHING THE NATIONAL INCIDENT MANAGEMENT SYSTEM AS THE CITY STANDARD FOR INCIDENT MANAGEMENT PER U.S. HOMELAND SECURITY DIRECTIVE HSPD-5. - ADOPTED
18. COUNCIL-OF-THE-WHOLE: COMMENDING CANTON POLICE OFFICER OF THE YEAR GREGORY L. GILMORE. - ADOPTED
19. COUNCIL-OF-THE-WHOLE: COMMENDING THE ROBERT D. HOROWITZ CRIME PREVENTION CITIZEN OF THE YEAR KENNETH WILCOX JR. - ADOPTED
20. COUNCIL-OF-THE-WHOLE: COMMENDING RESIGNING CITY CHIEF OF STAFF/FINANCE DIRECTOR D. WILLIAM ALLEN. - ADOPTED

RULE 24B SUSPENDED TO ADD RE#21

21. PERSONNEL COMMITTEE: CONFIRMING THE MAYOR'S REAPPOINTMENTS OF CHESTER WARREN & WILLIAM RUDNER TO 3-YEAR TERMS ON SARTA EFFECTIVE 4/1/06-3/31/09. - ADOPTED
22. PRATER, WARD 5 COUNCILMEMBER: REQUESTING A STREET LIGHT AT THE CORNER OF 6<sup>TH</sup> & SMITH SW. - ADOPTED
23. WEST, WARD 2 COUNCILMEMBER: REQUESTING A STREET LIGHT ON ROWLAND NE. - ADOPTED
24. ZACHARY, WARD 4 COUNCILMEMBER: RESOLUTION OF SUPPORT FOR PROPOSED HOUSING CREDIT APPLICATION BY CANTON SENIOR APARTMENTS I FOR A 50-UNIT APT. SENIOR DEVELOPMENT LOCATED WEST OF 25<sup>TH</sup> & DONALD SW TO BE KNOWN AS RENAISSANCE VILLAGE. - ADOPTED
25. ZACHARY, WARD 4 COUNCILMEMBER: RESOLUTION OF SUPPORT FOR PROPOSED HOUSING CREDIT APPLICATION BY CANTON SENIOR APARTMENTS II FOR A 40-UNIT APT. SENIOR DEVELOPMENT LOCATED ON THE NORTH SIDE OF 17<sup>TH</sup> SE, EAST OF ALLEN AVENUE TO BE KNOWN AS QUEEN ESTHER'S VILLAGE. - ADOPTED
26. ZACHARY, WARD 4 COUNCILMEMBER: RESOLUTION OF SUPPORT FOR PROPOSED HOUSING CREDIT APPLICATION BY SOUTHGATE ESTATES FOR A 30-UNIT SINGLE-FAMILY LEASE/PURCHASE DEVELOPMENT LOCATED WEST OF 25<sup>TH</sup> & DONALD SW TO BE KNOWN AS SOUTHGATE ESTATES. - ADOPTED

COMMUNICATIONS:

106. CANTON-STARK COUNTY CRIME LAB: 2005 ANNUAL REPORT. - RECEIVED & FILED
107. CHIEF OF STAFF ALLEN: SUBMITTING RECOMMENDATIONS FOR 4501 CAPITAL IMPROVEMENTS & 4502 MOTOR VEHICLE FUNDS FOR 2006; & REQUESTING VARIOUS SUPPLEMENTAL APPROPRIATIONS, REDUCTIONS IN APPROPRIATIONS & INTERFUND TRANSFERS FOR SAME. - PPCI & FIN. CMTES.
108. CLERK OF COUNCIL VANCKUNAS: SUBMITTING LETTER OF RESIGNATION & RETIREMENT EFFECTIVE END OF DAY MARCH 31, 2006. - PERSONNEL

109. MANN, J., OWNER; R. FIALA, AGENT: REQUEST TO REZONE 115 DEWALT AVE NW FROM D-5 COMMUNITY BUSINESS DISTRICT TO CS COMMUNITY SERVICE FOR USE OF EXISTING 5-STORY BUILDING AS A K-5 COMMUNITY SCHOOL. - PLANNING CMSN
110. MAYOR CREIGHTON: LETTER TO BARBARA KOPE IN RESPONSE TO STATE REPRESENTATIVE SCOTT OELSLAGER RE: ANIMAL RESTRICTIONS IN RESIDENTIAL AREAS PER CITY CODE SEC 505.19. - R & F
111. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE VACATION OF PART OF 13<sup>TH</sup> ST SE, AN UNNAMED ALLEY NORTH OF 13<sup>TH</sup> ST & THE 1<sup>ST</sup> UNNAMED ALLEY EAST OF HARTFORD AS REQUESTED BY STEPHEN SLESNICK, SIRMCO LLC. - PUBLIC SAFETY & THOROUGHFARE CMTE.  
**PUBLIC HEARING 4/10/06 @ 7:30PM**
112. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REPLAT OF PART OF OUTLOT 285 AT NE CORNER OF 3<sup>RD</sup> & CLEVELAND AVE NW AS REQUESTED BY GASSER FAMILY ENTERPRISES. - PUBLIC SAFETY & THOROUGHFARE CMTE.
113. PLANNING COMMISSION: RECOMMENDING APPROVAL OF ZONE CHANGE REQUEST BY KEO LY FROM R1-A SINGLE-FAMILY TO PB-3 PLANNED GENERAL BUSINESS AT 3650 HARMONT AVENUE NE FOR A THAI GOURMET RESTAURANT. - JUDICIARY CMTE. **PUBLIC HEARING 4/3/06 @ 7:30PM**
114. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REPLAT OF OUTLOTS 683, 684, PART OF 695, & LOTS 34591, 34596-34601, 34885 & 34886 REQUESTED BY CASTLE NURSING HOMES INC. - PUBLIC SAFETY & THOROUGHFARE CMTE.
115. SAFETY DIRECTOR HUNT: REQUEST THE POLICE DEPT CO-APPLY W/STARK COUNTY SHERIFF FOR THE BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT & REQUEST A \$40,715 SUPPLEMENTAL APPROPRIATION FROM 2773 BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUND. - FINANCE CMTE.
116. SAFETY DIRECTOR HUNT: NOTIFYING COUNCIL CLERK OF EMERGENCY REPLACEMENT OF JAWS OF LIFE IN CANTON FIRE DEPT'S TOWER 8 VEHICLE #695. - R & F
117. SAFETY DIRECTOR HUNT: REQUEST \$1,798.11 SUPPLEMENTAL APPROPRIATION FROM 2812 EMS TRAINING & EQUIPMENT FUND & \$2,600.25 FROM 2813 FIREFIGHTERS ASSISTANCE GRANT FUND. - FINANCE CMTE.
118. SERVICE DIRECTOR CONCATTO: REQUEST PAYMENT OF \$9,656.83 MORAL OB TO ENVIRONMENTAL PROFESSIONALS INC FOR DEVELOPMENT & MANAGEMENT SERVICES IN THE KRESGE PROJECT. - C&E DEV. & FINANCE CMTES.
119. SERVICE DIRECTOR CONCATTO: REQUEST MAYOR OR SERVICE DIRECTOR BE AUTHORIZED TO ENTER INTO AGREEMENT TO CONVEY PROPERTY AT THE NE CORNER OF RAYNOLDS & MARKET AVENUE SOUTH TO ESABEL & JAY DUNLAP AS PART OF THE FEDERAL CAMPUS PROJECT. - C&E DEV. & FINANCE CMTE.
120. SERVICE DIRECTOR CONCATTO: REQUEST TO ENTER INTO \$45,000.00 LEASE AGREEMENT W/GREATER AKRON ATHLETIC CLUB FOR LEASE OF THURMAN MUNSON STADIUM FROM 4/1/06-12/31/06; & REQUEST \$25,000 SUPPLEMENTAL APPROPRIATION FOR GROUND KEEPING SERVICES. - PPCI & FIN. CMTES.
121. TREASURER SCHIRACK: REPORTS OF TREASURER'S OFFICE BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 1/31/06. - RECEIVED & FILED

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:****RULE 22A & 22B SUSPENDED TO ADD & ADOPT ORD #4A**

- 1<sup>ST</sup> RDG 1. WAIVING THE ANNUAL ADJUSTMENT TO THE BASE SEWER RATE AS ESTABLISHED BY THE CONSUMER PRICE INDEX PURSUANT TO CITY CODE SECTION 947.06; EMERGENCY. REFERRED TO ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE
- 1<sup>ST</sup> RDG 2. AUTHORIZING THE CITY AUDITOR TO PAY \$2,434.46 MORAL OB TO EWING CHEVROLET & \$106.25 TO BLUE TECHNOLOGIES FOR EXPENSES INCURRED IN 2005 BY THE POLICE DEPARTMENT; EMERGENCY. REFERRED TO FINANCE COMMITTEE
- 1<sup>ST</sup> RDG 3. AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & CONTRACT FOR THE MIDWAY AVENUE & 19<sup>TH</sup> STREET NE IMPROVEMENT, GP 1072; AUTHORIZING A \$490,620

SUPPLEMENTAL APPROPRIATION FROM THE 4552 MIDWAY AVENUE NE IMPROVEMENT FUND & A \$175,000 TRANSFER FOR SAME; EMERGENCY.  
REFERRED TO SIDEWALK & STREET LIGHT AND FINANCE COMMITTEES

1<sup>ST</sup> RDG 4. AUTHORIZING THE SERVICE DIRECTOR TO PAY \$625,000 TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION FOR CONDITIONAL PURCHASE OF A REGIONAL DETENTION BASIN BUILT BY TOP ENTERPRISES LLC IN THE GLENN HOLLOW VISTAS ALLOTMENT; EMERGENCY REFERRED TO PCCI & FINANCE COMMITTEES

27/2006 4A. AUTHORIZING THE MAYOR TO CO-APPLY FOR A BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, TO ENTER INTO AGREEMENT TO ACCEPT & ADMINISTER THE GRANT, AND TO EXECUTE A LETTER OF UNDERSTANDING W/STARK COUNTY, OHIO CONCERNING ALLOCATION OF PROCEEDS OF THE GRANT; AMENDING APPROPRIATION ORDINANCE NO 1/2006;EMERGENCY

RECESS FR: 8:06PM TO 8:08PM FOR COMMITTEE MTG. ON O#4A, WHICH WAS RETURNED TO AGENDA FOR ADOPTION

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:  
RULE 22A SUSPENSION TO ADD O#5 - 7:

2<sup>nd</sup> RDG 5. DECLARING CERTAIN IMPROVEMENTS TO PARCELS LOCATED IN THE LESH ROAD/30TH STREET REDEVELOPMENT AREA TO BE A PUBLIC PURPOSE, EXEMPTING FROM REAL PROPERTY TAXATION, REQUIRING OWNER TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR DEPOSIT OF SUCH SERVICE PAYMENTS & RELATED AUTHORIZATIONS PURSUANT TO ORC 5709.40, 5709.42 & 5709.43; EMERGENCY. (C&E DEV & FIN)

2<sup>nd</sup> RDG 6. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO A LEASE AGREEMENT W/CANTON CITY SCHOOL DISTRICT BOARD OF EDUCATION FOR LEASE OF LAND ADJACENT TO THE STARK COUNTY FAIRGROUNDS TO BE USED FOR RECREATION PURPOSES; EMERGENCY. (PCCI, PK & REC & FIN)

2<sup>nd</sup> RDG 7. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO AGREEMENT W/ODOT FOR CITY MAINTENANCE OF INTERSTATE HIGHWAYS W/IN CANTON CITY LIMITS & REIMBURSEMENT BY THE STATE FOR SUCH MAINTENANCE; EMERGENCY. (PS&T)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING AND VOTE:

28/2006 8. AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE SIRPILLA ANNEXATION AREA CONTAINING APPROX. 7.027 ACRES; ASSIGNING TO WARD 6; ZONING SAME AS B-4; EMERGENCY.  
**PUB HRG 2/27/06 @ 7:30 PM**

29/2006 9. AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS MOORE ANNEXATION AREA CONTAINING APPROX. 1.992 ACRES; ASSIGNING TO WARD 6; ZONING SAME AS R-2; EMERGENCY.  
**PUB HRG 2/27/06 @ 7:31 PM**

30/2006 10. AMENDING CITY CODE SECTION 1129.16 STORAGE OF VEHICLES IN ZONING DISTRICTS.  
**PUB HRG 2/27/06 @ 7:32 PM**

31/2006 11. AUTHORIZING THE LAW DIRECTOR TO ENTER INTO 2-YEAR CONTRACTS WITH EAST CANTON, EAST SPARTA, HARTVILLE, LOUISVILLE, MAGNOLIA, NORTH CANTON & WAYNESBURG FOR THE CANTON CITY PROSECUTOR'S OFFICE TO PROVIDE LEGAL REPRESENTATION IN CANTON MUNICIPAL COURT; EMERGENCY.

32/2006 12. AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF 2 REAR LOADING COMPACTION GARBAGE TRUCKS; EMERGENCY.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING AND VOTE - CONTINUED:

33/2006 13. AUTHORIZING THE CITY AUDITOR TO PAY MORAL OB. IN AMOUNT NOT TO EXCEED \$109,508.91 TO CARGILL SALT COMPANY FOR THE PURCHASE OF ROAD SALT; EMERGENCY.

ANNOUNCEMENT OF COMMITTEE MEETINGS: MONDAY, MARCH 6, 2006, COUNCIL CAUCUS ROOM, @ 6:30PM

- 1) Environmental & Public Utilities
- 2) Finance
- 3) Public Property Capital Improvement
- 4) Public Safety & Thoroughfare
- 5) Sidewalk & Street Light

POSTPONED MATTER: Res#14 re: Goals & Objectives to 3/13/06 @ 6:00pm in Caucus Room

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (No Speakers)

MISCELLANEOUS BUSINESS: Member West re: Faith Based Organization meeting on 3/1/05 in Chambers from 10:00 - 12:00;  
Joe Concatto re: Paving requests/Public Works meeting on 3/1/06 @ 2:00pm; Bill Allen re: Good- bye remarks.

ADJOURNMENT TIME: 8:28 PM

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MARCH 6, 2006 @ 7:30PM**