

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

MARCH 27, 2006

ROLL CALL: 11 Councilmembers Present, Greg Hawk Absent

INVOCATION: Given by Ward 7 Councilmember Richard Hart

PLEDGE OF ALLEGIANCE: Led by President of Council Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Rule 24B suspended to add Informal Re#32-34 & #43; Rule 22A suspended to add 2<sup>nd</sup> Rdg O#13)

PUBLIC HEARINGS: (None)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (None)

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E. CASAR: EXCUSING MEMBER GREG HAWK.

31. COUNCIL-OF-THE-WHOLE: COMMENDING RETIRING CLERK OF COUNCIL DEBBIE VANCKUNAS. - ADOPTED

RULE 24B SUSPENDED TO ADD RE#32-34:

32. PERSONNEL COMMITTEE: CONFIRMING THE MAYOR'S REAPPOINTMENT OF JERRY SIMPSON & SARA STRATTAN TO THE INCOME TAX BOARD OF REVIEW EFFECTIVE 3/1/06-2/28/10. - ADOPTED

33. PERSONNEL COMMITTEE: CONFIRMING THE MAYOR'S REAPPOINTMENT OF JACK HAWK TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL EFFECTIVE 3/1/06-2/28/09. - ADOPTED

34. PERSONNEL COMMITTEE: CONFIRMING THE MAYOR'S REAPPOINTMENT OF LOVIE HAILEY TO THE FAIR EMPLOYMENT PRACTICES BOARD EFFECTIVE 3/1/06-2/28/09. - ADOPTED

35. SMUCKLER, COUNCILMBR AT LRG: COMMENDING HERSHSEL SMUCKLER FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S SANFORD-JACOB FURMAN AWARD . - ADOPTED

36. SMUCKLER, COUNCILMBR AT LRG: COMMENDING ROBERT TEITEL FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S SANFORD-JACOB FURMAN AWARD . - ADOPTED

37. SMUCKLER, COUNCILMBR AT LRG: COMMENDING GLENN EISENBERG FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S A.L. HELLING AWARD . - ADOPTED

38. SMUCKLER, COUNCILMBR AT LRG: COMMENDING ALAN MELTZER FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S DR. H.L. GINSBURG AWARD . - ADOPTED

39. SMUCKLER, COUNCILMBR AT LRG: COMMENDING ADAM RICH FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S HOWARD FREEDMAN AWARD . - ADOPTED

40. SMUCKLER, COUNCILMBR AT LRG: COMMENDING MICHAEL MCCLELLAND FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S GARY D. SHIFMAN AWARD . - ADOPTED

41. SMUCKLER, COUNCILMBR AT LRG: COMMENDING MATT ORTMAN FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S GARY D. SHIFMAN AWARD . - ADOPTED

42. SMUCKLER, COUNCILMBR AT LRG: COMMENDING MARTIN SHANKLE FOR BEING HONORED WITH THE CANTON JEWISH COMMUNITY CENTER'S GARY D. SHIFMAN AWARD . - ADOPTED

RULE 24B SUSPENDED TO ADD RE#43:

43. COMMITTEE-OF-THE-WHOLE: ELECTING CYNTHIA B. TIMBERLAKE AS CLERK OF COUNCIL EFFECTIVE 4/1/2006. - ADOPTED

COMMUNICATIONS:

175. AUDITOR MALLONN: CERTIFICATE OF THE TOTAL AMOUNT FROM ALL SOURCES FOR 2006 DATED 3/23/2006. - CLERK OF COUNCIL

176. CD/PLANNING DIRECTOR POORMAN: REQUEST TO AUTHORIZE THE MAYOR &/OR SERVICE DIRECTOR TO MAKE APPLICATION FOR & RECEIVE GRANT MONIES FROM THE OHIO

DEPARTMENT OF DEVELOPMENT'S CLEAN OHIO ASSISTANCE FUND FOR THE STEIN INDUSTRIAL PARK REMEDIATION PROJECT. - C & ED CMTE.

177. DIMARZIO, T., AGT FOR S. RYJOWSKI: REQUEST TO REZONE 306 STERLING AVE SE FROM R-2 TO PB-3 FOR DIMARZIO FLOORING BUSINESS. - PLANNING COMMISSION
178. HART, WARD 7 COUNCILMEMBER: LETTER TO THE SAFETY DIRECTOR, MAYOR & BUILDING DEPARTMENT REQUESTING A CHANGE IN CITY CODE TO REQUIRE AEP TO DOUBLE-FENCE AROUND THEIR SUBSTATIONS LOCATED IN THE CITY. - R & F
179. LEWIS, TOM & CAROL: REQUEST TO REZONE 1825 FERNDALE NW FROM R-1A TO PR-2 TO ALLOW FOR A DUPLEX. - PLANNING COMMISSION
180. PRO FOOTBALL HOF FESTIVAL DIR: SUBMITTING EXECUTIVE SUMMARY OF THE ECONOMIC IMPACT SURVEY CONDUCTED DURING THE 2005 PRO FOOTBALL HALL OF FAME FESTIVAL. - R & F
181. SAFETY DIRECTOR HUNT: REQUEST TO PAY A \$17,970 MORAL OBLIGATION TO CT CONSULTANTS FOR CHIEF BUILDING OFFICIAL & PLANS REVIEW DUTIES. - FIN. CMTE.
182. SERVICE DIRECTOR CONCATTO: REQUEST TO ENTER INTO AGREEMENT TO NEGOTIATE & PURCHASE 2 PARCELS FOR THE FEDERAL CAMPUS PROJECT OWNED BY ESABEL DUNLAP ON HIGH AVENUE SW. - PPCI & FIN. CMTEs.
183. SERVICE DIRECTOR CONCATTO: REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR PURCHASE OF EQUIPMENT & VEHICLES IN CONNECTION W/APPROVAL OF THE 4502 CAPITAL BUDGET. - PPCI & FIN. CMTEs.

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1<sup>ST</sup> RDG 1. VACATING A PORTION OF 13<sup>TH</sup> STREET SE, AN UNNAMED 20' ALLEY NORTH OF 13<sup>TH</sup>, & AN UNNAMED 15' ALLEY EAST OF HARTFORD SE AS REQUESTED BY STEPHEN D. SLESNICK OF SIRMCO; EMERGENCY  
Referred to Public Safety & Thoroughfares Cmte **PUB HRG 4/10/06 @ 7:30PM**
- 1<sup>ST</sup> RDG 2. AMENDING SECTION 521.16, DISPLAY OR SALE OF GOODS ON STREETS & SIDEWALKS, & CHAPTER 749, ITINERANT RETAILERS OF CODIFIED ORDINANCES OF CITY OF CANTON.  
Referred to PPCI, Judiciary & Personnel Cmtes.
- 1<sup>ST</sup> RDG 3. AMENDING ORDINANCE NO. 16/2004 TO INCLUDE LANGUAGE THAT THE AMOUNT IS NOT TO EXCEED THE AMOUNT AWARDED TO THE CITY BY THE OHIO DEPARTMENT OF DEVELOPMENT RE: BISON PROJECT; EMERGENCY  
Referred to C&E Development & Finance Cmtes
- 1<sup>ST</sup> RDG 4. AMENDING ORDINANCE NO. 218/2004 TO INCLUDE LANGUAGE THAT THE AMOUNT IS NOT TO EXCEED THE AMOUNT AWARDED TO THE CITY BY THE OHIO DEPARTMENT OF DEVELOPMENT RE: STEIN PROPERTY PROJECT; EMERGENCY  
Referred to C&E Development & Finance Cmtes.
- 1<sup>ST</sup> RDG 5. APPROVING & ACCEPTING THE REPLATTING OF LOTS 3012, 42520 & 42521 AS REQUESTED BY 618 HIGH AVENUE CORPORATION LOCATED 1 LOT SOUTH OF THE NE CORNER OF ZIMMER CT & HIGH AVENUE NW; EMERGENCY  
Referred to Public Safety & Thoroughfares Cmte
- 1<sup>ST</sup> RDG 6. APPROVING & ACCEPTING THE REPLATTING OF LOT 42547 REQUESTED BY THE CITY OF CANTON LOCATED IN THE 700 BLOCK OF MARKET AVENUE SOUTH; EMERGENCY  
Referred to Public Safety & Thoroughfares Cmte
- 1<sup>ST</sup> RDG 7. APPROVING & ACCEPTING THE REPLATTING OF LOTS 22669-22671 AS REQUESTED BY HABITAT FOR HUMANITY (COOPER & ASSOCIATES) LOCATED AT THE NORTHWEST CORNER OF 8<sup>TH</sup> & HENRIETTA NE; EMERGENCY  
Referred to Public Safety & Thoroughfares Cmte
- 1<sup>ST</sup> RDG 8. APPROVING & ACCEPTING THE REPLATTING OF PARTS OF LOTS 6259 & 6260 REQUESTED BY HABITAT FOR HUMANITY (COOPER & ASSOCIATES) LOCATED ON 5<sup>TH</sup> STREET NE BETWEEN JOBE COURT & WOODROW; EMERGENCY  
Referred to Public Safety & Thoroughfares Cmte

- 1<sup>ST</sup> RDG 9. APPROVING & ACCEPTING THE REPLATTING OF PARTS OF LOTS 32539-32543 REQUESTED BY COMMUNITY CHURCH OF MARKET HEIGHTS LOCATED IN THE 3100 BLOCK OF MARKET AVENUE NORTH; EMERGENCY  
Referred to Public Safety & Thoroughfares Cmte
- 1<sup>ST</sup> RDG 10. APPROVING & ACCEPTING THE DEDICATION, W/VARIANCE, FOR APPROXIMATELY 1700 FEET OF GREENTREE AVENUE SW AS REQUESTED BY NEW DAWN DEVELOPMENT; EMERGENCY  
Referred to Public Safety & Thoroughfares Cmte
- 1<sup>ST</sup> RDG 11. AUTHORIZING THE CITY AUDITOR TO PAY A \$51,818 MORAL OBLIGATION TO HOWELL RESCUE SYSTEMS INC FOR EMERGENCY REPAIRS TO THE HYDRAULIC RESCUE TOOLS ON TOWER 8, VEHICLE #695; EMERGENCY  
Referred to Finance Cmte
- 1<sup>ST</sup> RDG 12. AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT W/OHIO POWER IN AMOUNT NOT TO EXCEED \$37,226.62 FOR THE RELOCATION OF ALL REQUIRED POLES & DISTRIBUTION ON WELLS AVENUE SW & 4<sup>TH</sup> STREET SW IN CONJUNCTION WITH THE RELOCATION ON THE DUNLAP/CARNEY HISTORICAL HOUSES IN THE FEDERAL CAMPUS PROJECT; EMERGENCY  
Referred to C&E Development & Finance Cmtes

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:SUSPENDED RULE 22A TO ADD O#13:

- 2<sup>ND</sup> RDG 13. AMENDING CITY ZONING O.55/77 TO REZONE 3650 HARMONT AVE NE FROM R-1A (SINGLE-FAMILY RESIDENTIAL) TO PB-3 (PLANNED GENERAL BUSINESS) AS REQUESTED BY KEO LY FOR A THAI GOURMET RESTAURANT; EMERGENCY. (Jud) **PUB HRG 4/3/06 @ 7:30PM**

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

- 48/2006 14. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ACCEPT 3 PROPERTIES FROM SMHA AS PART OF HUD'S DOLLAR HOME INITIATIVE (707 7<sup>TH</sup> NE, 1618 GLENDALE NE & 1923 BRYAN SW); EMERGENCY.
- 49/2006 15. AMENDING O.17/89, AS AMENDED, AUTHORIZING THE MAYOR TO ENTER INTO AMENDED CONTRACT W/CCIC TO ADMINISTER ADDITIONAL \$350,000 CD BLOCK GRANT FUNDS; EMERGENCY.
- 50/2006 16. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT W/SCRPC TO PROVIDE A \$54,000 GRANT FOR A COMPREHENSIVE FAIR HOUSING PROGRAM; EMERGENCY.
- 51/2006 17. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT W/DOMESTIC VIOLENCE PROJECT INC TO PROVIDE A \$50,000 GRANT FOR MISC SHORT-TERM HOUSING SERVICES; EMERGENCY.
- 52/2006 18. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT W/CANTON REGIONAL CHAMBER OF COMMERCE TO PROVIDE A \$175,000 GRANT FOR A COMPREHENSIVE ECONOMIC & DOWNTOWN DEVELOPMENT PROGRAM; EMERGENCY
- 53/2006 19. AUTHORIZING THE SERVICE DIRECTOR TO COMPLETE THE CONTRACTING PROCESS FOR O.172/2005 NOT COMPLETED BY 1/1/2006 RE: CONSTRUCTION OF THE 5-MILE TRAIL FOR RECREATIONAL PURPOSES IN THE CITY OF CANTON; EMERGENCY
- 54/2006 20. RENAMING A PORTION OF DRYDEN AVENUE NW FROM WEST TUSC TO 4<sup>TH</sup> NW AS "HARRISON AVENUE NW" EFFECTIVE UPON COMPLETION BY ODOT; EMERGENCY.

ANNOUNCEMENT OF COMMITTEE MEETINGS: MONDAY, APRIL 3, 2006 COUNCIL CAUCUS ROOM @ 6:15PM

1. Community & Economic Development Committee
2. Public Safety & Thoroughfare Committee
3. Personnel Committee
4. Finance Committee
5. Public Property & Capital Improvement Committee
6. Judiciary Committee

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): One Speaker: Robert Fisher, re: Community Clinic.

MISCELLANEOUS BUSINESS: Remarks re: Minority Health Month, moving the Community Clinic and thanking retiring Clerk Vanckunas.

ADJOURNMENT TIME: 8:30 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 3, 2006 @ 7:30PM