

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

MAY 22, 2006

ROLL CALL: All Councilmembers present

INVOCATION: Given by James E. Griffin, Ward 3 Council Member

PLEDGE OF ALLEGIANCE: Led by Council President Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2ND Rdg O#12 - O#15; Suspended Rule 24B to add R#51 - R#52; Suspended Rule 22 to add C#279)

PUBLIC HEARINGS:

7:30 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY(1825 FERNDALE NW); ASSIGNING TO WARD 7; ZONING SAME AS PR-2. (PLANNING COMMISSION RECOMMENDED APPROVAL)

(Three Public Speakers re: O#16)

(See 3rd Rdg O#89)

7:31 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY(306 Sterling SE); ASSIGNING TO WARD 4; ZONING SAME AS PB-3. (PLANNING COMMISSION RECOMMENDED DENIAL)

(One Public Speaker re: O#17)

(See 3rd Rdg O#91)

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E CASAR:

EXCUSING MEMBERS. (Not necessary - all members present)

SUSPENDED RULE 24B TO ADD R#51- 52:

51. PERSONNEL COMMITTEE:

APPOINTMENT OF CHRISTOPHER BARNES TO SERVE AS ASSISTANT CITY ENGINEER AT STEP 4 SALARY. - ADOPTED

52. KRAUS, WARD 8 COUNCILMEMBER:

REQUESTING A STREET LIGHT ON THE EXISTING POLE IN THE 700 BLOCK OF 40TH ST NW. - ADOPTED

COMMUNICATIONS:

269. AUDITOR, MALLONN (CITY):

REQUEST LEGISLATION AUTHORIZING CITY AUDITOR TO ENTER INTO AGREEMENT WITH ICMA-RC TO PROVIDE A TAX DEFERRED RETIREMENT HEALTH SAVINGS PLAN FOR CITY EMPLOYEES WHO ARE MEMBERS OF THE FRATERNAL ORDER OF POLICE. - PERSONNEL COMMITTEE

270. DENCZAK, CNCL PRES.:

ADVISING MAYOR CREIGHTON OF A NEW SYSTEM FOR PARKING VEHICLES. - RECEIVED & FILED

271. FACES OF STARK COUNTY:

NOTICE OF MOVING THE "CELEBRATING THE FAMILY" FAIR FROM THE CANTON CIVIC CENTER TO THE "COMMONS" AREA OF TIMKEN HIGH SCHOOL. - RECEIVED & FILED

272. HEALTH BENEFITS ADMIN., BRESSON:

APRIL 2006 MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS. - RECEIVED & FILED

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REQUESTING APPROVAL OF PLACEMENT OF JOHN LABRIOLA IN STEP 3 OF CHIEF BUILDING OFFICIAL POSITION. - PERSONNEL COMMITTEE

274. PUBLIC UTIL. COMMISSION:

METRO REGIONAL TRANSIT AUTHORITY TO REPLACE THE EXISTING ACTIVE WARNING DEVICES AT STATE ROUTE 172 AND TUSC.; PUCO COMMISSION CANNOT AUTHORIZE INSTALLATION OF WARNING DEVICES DUE TO NO JURISDICTION. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

275. OHLINGER, PAMELA, APPLICANT:

APPLICATION FOR ALLEY VACATION OF A PORTION OF RUTH PL, NW FROM CLEVELAND AVE NW TO WOODLAND AVE NW. - PLANNING COMMISSION

276. SERVICE DIRECTOR, CONCATTO:

REQUESTING AUTHORIZATION TO ADVERTISE, RECEIVE BIDS AND ENTER INTO A NEW CONTRACT FOR THE BACKWATER VALVE PROGRAM. - ENVIRONMENTAL & PUBLIC UTILITIES AND FINANCE COMMITTEES

277. SERVICE DIRECTOR, CONCATTO:

REQUEST AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO DO THE FOLLOWING: ESTABLISH THE FAIR MARKET VALUE OF PROPERTY IN CONJUNCTION WITH THE TUSC ST WIDENING AND STREETSCAPING IMPROVEMENT PROJECT; NEGOTIATE SAME AT THE ESTABLISHED FAIR MARKET VALUE; AND MAKE MINISTERIAL CHANGES. - COMMUNITY & ECONOMIC DEVELOPMENT AND PUBLIC SAFETY & THOROUGHFARES COMMITTEES

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STANDARD HIGHWAY EASEMENT AND TEMPORARY EASEMENT FOR THE COLUMBUS RD / HARMONT AVE NE INTERSECTION PROJECT. - PUBLIC SAFETY & THOROUGHFARES AND FINANCE COMMITTEES

279. CARBENIA, J. WARD 9, CNCLMBR: REQUEST FOR WAGE INCREASE FOR SCHOOL CROSSING GUARDS BEGINNING THE 2006-2007 SCHOOL YEAR. - PERSONNEL

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- 1ST RDG 2. ESTABLISHING FAIR MARKET VALUE OF PARCEL NO 02-10770, PART OF LOTS 7850 & 7852 ON INDIANA WAY NE; AUTHORIZE SALE & CONVEYANCE OF PROPERTY PURSUANT TO RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY
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ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#12 - O#15:

SUSPENDED RULE 22A & 22B TO ADD & ADOPT O#14

- 2ND RDG 12. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH NORTH CANTON AND A PROPERTY OWNER REGARDING ADJOINING PROPERTY LOCATED IN CANTON AND NORTH CANTON; EMERGENCY (Intergovernmental & Public Service)
- 2ND RDG 13. AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR UNPAID AND DELINQUENT CHARGES FOR THE REMOVAL OF NOXIOUS WEEDS AND DEBRIS; EMERGENCY
(Intergovernmental & Public Service)

- 89/2006** 14. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH GREAT LAKES ENERGY PARTNERS, LLC TO INCREASE THE CITY'S PRICING FOR THE SALE OF OUR NATURAL GAS RESERVES; EMERGENCY
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- 2ND RDG** 15. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT A GRANT FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH BURGESS & NIPL LTD. IN AN AMOUNT NOT TO EXCEED \$1,000,000 FOR THE DESIGN PHASE OF THE WATER INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN; AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED; EMERGENCY
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- 90/2006** 16. AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; EMERGENCY (1825 FERNDAL NW) **PUBLIC HRG. 5/22/06 @ 7:30 PM**
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- 92/2006** 18. AMENDING APPROPRIATION ORDINANCE NO. 1/2006. AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION OF \$81,796.00 HEREIN DESCRIBED; EMERGENCY
- 93/2006** 19. AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION OF \$ 25,000.00 HEREIN DESCRIBED; EMERGENCY
- 94/2006** 20. AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO MAKE PAYMENT TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION FOR THE PURPOSE OF GRANTING A LOAN TO GREYSTONE LIMITED PARTNERSHIP; AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY JUNE 5, 2006 @ 6:00 P.M. in Council Caucus Room

- 1) Community & Economic Development Committee
- 2) Personnel Committee
- 3) Environmental & Public Utilities Committee
- 4) Finance Committee
- 5) Public Safety & Thoroughfares Committee

PUBLIC SPEAKS: Roman W. Bennett, re: The hiring of Christopher Barnes

MISCELLANEOUS BUSINESS: Bernie Hunt, re: Inviting Council to Meeting with Building Official on June 5, 2006 at 5:30 PM; Joe Concatto, re: Thanking all of Council for their condolences and the meat tray in regards to his mother's death; Joe Concatto, re: Insurance rates, Fire Department rated 3 and Water Department rated 1, Mr. Concatto very proud of these rates.

ADJOURNMENT TIME: 8:59 PM

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REQUEST AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO DO THE FOLLOWING: ESTABLISH THE FAIR MARKET VALUE OF PROPERTY IN CONJUNCTION WITH THE TUSC ST WIDENING AND STREETSCAPING IMPROVEMENT PROJECT; NEGOTIATE SAME AT THE ESTABLISHED FAIR MARKET VALUE; AND MAKE MINISTERIAL CHANGES. - COMMUNITY & ECONOMIC DEVELOPMENT AND PUBLIC SAFETY & THOROUGHFARES COMMITTEES

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- 1ST RDG 5. APPROVING & ACCEPTING REPLATTING OF ALL OF LOT 807 & LOT 37252; EMERGENCY (Harmont NE, a portion of DeHoff Development Site).
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- 1ST RDG 6. APPROVING & ACCEPTING REPLATTING OF ALL OF LOT 1667 & PART OF LOT 1668; EMERGENCY (6TH ST NE EAST OF Spring Ave. NE)
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SUSPENDED RULE 22A TO ADD O#12 - O#15:

SUSPENDED RULE 22A & 22B TO ADD & ADOPT O#14

- 2ND RDG 12. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH NORTH CANTON AND A PROPERTY OWNER REGARDING ADJOINING PROPERTY LOCATED IN CANTON AND NORTH CANTON; EMERGENCY (Intergovernmental & Public Service)
- 2ND RDG 13. AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR UNPAID AND DELINQUENT CHARGES FOR THE REMOVAL OF NOXIOUS WEEDS AND DEBRIS; EMERGENCY
(Intergovernmental & Public Service)

- 89/2006** 14. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH GREAT LAKES ENERGY PARTNERS, LLC TO INCREASE THE CITY'S PRICING FOR THE SALE OF OUR NATURAL GAS RESERVES; EMERGENCY
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- 2ND RDG** 15. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT A GRANT FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH BURGESS & NIPL LTD. IN AN AMOUNT NOT TO EXCEED \$1,000,000 FOR THE DESIGN PHASE OF THE WATER INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN; AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED; EMERGENCY
(Public Property Capital Improvement and Finance)

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- 90/2006** 16. AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; EMERGENCY (1825 FERNDAL NW) **PUBLIC HRG. 5/22/06 @ 7:30 PM**
- 91/2006** 17. AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; EMERGENCY (306 STERLING SE) **PUBLIC HRG. 5/22/06 @ 7:31 PM**
- 92/2006** 18. AMENDING APPROPRIATION ORDINANCE NO. 1/2006. AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION OF \$81,796.00 HEREIN DESCRIBED; EMERGENCY
- 93/2006** 19. AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION OF \$ 25,000.00 HEREIN DESCRIBED; EMERGENCY
- 94/2006** 20. AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO MAKE PAYMENT TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION FOR THE PURPOSE OF GRANTING A LOAN TO GREYSTONE LIMITED PARTNERSHIP; AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY JUNE 5, 2006 @ 6:00 P.M. in Council Caucus Room

- 1) Community & Economic Development Committee
- 2) Personnel Committee
- 3) Environmental & Public Utilities Committee
- 4) Finance Committee
- 5) Public Safety & Thoroughfares Committee

PUBLIC SPEAKS: Roman W. Bennett, re: The hiring of Christopher Barnes

MISCELLANEOUS BUSINESS: Bernie Hunt, re: Inviting Council to Meeting with Building Official on June 5, 2006 at 5:30 PM; Joe Concatto, re: Thanking all of Council for their condolences and the meat tray in regards to his mother's death; Joe Concatto, re: Insurance rates, Fire Department rated 3 and Water Department rated 1, Mr. Concatto very proud of these rates.

ADJOURNMENT TIME: 8:59 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JUNE 5, 2006 @ 7:30PM

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

MAY 22, 2006

ROLL CALL: All Councilmembers present

INVOCATION: Given by James E. Griffin, Ward 3 Council Member

PLEDGE OF ALLEGIANCE: Led by Council President Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2ND Rdg O#12 - O#15; Suspended Rule 24B to add R#51 - R#52; Suspended Rule 22 to add C#279)

PUBLIC HEARINGS:

7:30 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY(1825 FERNDALE NW); ASSIGNING TO WARD 7; ZONING SAME AS PR-2. (PLANNING COMMISSION RECOMMENDED APPROVAL)

(Three Public Speakers re: O#16)

(See 3rd Rdg O#89)

7:31 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY(306 Sterling SE); ASSIGNING TO WARD 4; ZONING SAME AS PB-3. (PLANNING COMMISSION RECOMMENDED DENIAL)

(One Public Speaker re: O#17)

(See 3rd Rdg O#91)

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

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E CASAR:

EXCUSING MEMBERS. (Not necessary - all members present)

SUSPENDED RULE 24B TO ADD R#51- 52:

51. PERSONNEL COMMITTEE:

APPOINTMENT OF CHRISTOPHER BARNES TO SERVE AS ASSISTANT CITY ENGINEER AT STEP 4 SALARY. - ADOPTED

52. KRAUS, WARD 8 COUNCILMEMBER:

REQUESTING A STREET LIGHT ON THE EXISTING POLE IN THE 700 BLOCK OF 40TH ST NW. - ADOPTED

COMMUNICATIONS:

269. AUDITOR, MALLONN (CITY):

REQUEST LEGISLATION AUTHORIZING CITY AUDITOR TO ENTER INTO AGREEMENT WITH ICMA-RC TO PROVIDE A TAX DEFERRED RETIREMENT HEALTH SAVINGS PLAN FOR CITY EMPLOYEES WHO ARE MEMBERS OF THE FRATERNAL ORDER OF POLICE. - PERSONNEL COMMITTEE

270. DENCZAK, CNCL PRES.:

ADVISING MAYOR CREIGHTON OF A NEW SYSTEM FOR PARKING VEHICLES. - RECEIVED & FILED

271. FACES OF STARK COUNTY:

NOTICE OF MOVING THE "CELEBRATING THE FAMILY" FAIR FROM THE CANTON CIVIC CENTER TO THE "COMMONS" AREA OF TIMKEN HIGH SCHOOL. - RECEIVED & FILED

272. HEALTH BENEFITS ADMIN., BRESSON:

APRIL 2006 MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS. - RECEIVED & FILED

273. MAYOR CREIGHTON:

REQUESTING APPROVAL OF PLACEMENT OF JOHN LABRIOLA IN STEP 3 OF CHIEF BUILDING OFFICIAL POSITION. - PERSONNEL COMMITTEE

274. PUBLIC UTIL. COMMISSION:

METRO REGIONAL TRANSIT AUTHORITY TO REPLACE THE EXISTING ACTIVE WARNING DEVICES AT STATE ROUTE 172 AND TUSC.; PUCO COMMISSION CANNOT AUTHORIZE INSTALLATION OF WARNING DEVICES DUE TO NO JURISDICTION. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

275. OHLINGER, PAMELA, APPLICANT:

APPLICATION FOR ALLEY VACATION OF A PORTION OF RUTH PL, NW FROM CLEVELAND AVE NW TO WOODLAND AVE NW. - PLANNING COMMISSION

276. SERVICE DIRECTOR, CONCATTO:

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