

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

SEPTEMBER 25, 2006

**** SWEARING-IN OF NEW COUNCIL PRESIDENT ALLEN SCHULMAN**

TITLE & NAME:

Allen Schulman
Council President

HOLDING THE BIBLE:

Christine Schulman
and Jeana Hutsell

SWORN-IN BY:

Don Casar
Council Majority Leader

ROLL CALL: All Councilmembers present

INVOCATION: Given by Bill Smuckler, Councilmember-at-Large

PLEDGE OF ALLEGIANCE: Led by Council President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#5-14 except #10 which was Retained in Committee; Suspended Rule 24 to add Re#76; Adopted 1st Rdg O#3)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

1ST VICE PRESIDENT JOE CARBENIA: EXCUSING MEMBERS (Not necessary - all members present)

SUSPENDED RULE 22A TO ADD RE#76:

76. CASAR, MJR LDR & CARBENIA, WD 9: NAMING OF PARK FOR RICHARD A. MALLONN. - ADOPTED

77. PERSONNEL COMMITTEE: CONFIRMING APPOINTMENT OF RICHARD GATIEN TO THE INCOME TAX BOARD OF REVIEW FOR AN UNEXPIRED TERM TERMINATING ON 2/28/09. - ADOPTED

78. PERSONNEL COMMITTEE: CONFIRMING APPOINTMENT OF AMY DREUSSI TO THE STARK REGIONAL PLANNING COMMISSION FOR A 3-YR TERM RETROACTIVE TO 8/1/06 EXPIRING ON 7/31/09. - ADOPTED

COMMUNICATIONS:

440. AUDITOR, MALLONN (CITY): CERTIFICATE OF TOTAL AMOUNT FROM ALL SOURCES FOR 2006. - RECEIVED & FILED

441. AUDITOR, MALLONN (CITY): REQUEST AUTHORITY FOR PROF. SVS AGRMT W/SQUIRE, SANDERS & DEMPSEY, LLP & KEY BANK FOR PROVIDING LEGAL & FINANCIAL UNDERWRITING SVS. RE: CITY'S 2006 BOND ISSUANCE. - FINANCE CMTE

442. HEALTH BENEFITS ADMIN. BRESSON: AUG 2006 MO. COMPARATIVE REPORT OF INSURANCE CLAIMS, & JAN-AUG 2006 PD CLAIMS & COMPARATIVE RPT. - RECEIVED & FILED

443. LIQUOR CONTROL DIV (OHIO): REQUEST BY PAONE & SONS INC., 1ST FLR & BSMT @ 221 2ND ST NW FOR TRANSFER D-2, D2X, D3 LIQUOR PERMIT TO M & B ENTERTAINMENT LLC dba IRISH UNIVERSITY PUB, 1ST FLR & BSMT @ 221 2ND ST NW. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

444. MAYOR CREIGHTON: ADOPT \$7,325,000 OUTSTANDING WATERWKS SYS IMPR BONDS REFUNDS, & ETC.; FINANCE \$5,400,000 TRANSPORTATION & RELATED INFRASTRUCTURE IMPROVEMENTS, ETC.; FINANCE \$2,000,000 CONSTRUCTION & IMPR RECREATIONAL FACILITIES, ETC.; FINANCE \$8,450,000 CONSTR & IMPR CITY BUILDINGS, ETC. - FINANCE CMTE

445. MAYOR CREIGHTON: AUTHORIZE CITY AUDITOR TO ESTABLISH EMPLOYEE RECOGNITION FUND TO DEPOSIT VARIOUS UNION & DONATED FUNDS. - FINANCE CMTE

446. MAYOR CREIGHTON: AUTHORIZE CITY AUDITOR TO REC \$723,975 GRANT ESTABLISHING CONVENTION CTR FEASIBILITY GRANT FUND FOR STUDY TO CONSTRUCT CONVEN CTR; AUTHORITY TO ENTER INTO AGRMT W/CORMONY DEV LLC TO ADMINISTER FUNDS & CONDUCT STUDY. - FINANCE CMTE

447. MAYOR CREIGHTON: ADOPT A NEGOTIATED TENTATIVE 3-YR. COLLECTIVE BARGAINING WAGE AGRMT BETW CITY OF CANTON & CPFFA LOCAL 249. - FINANCE CMTE

COMMUNICATIONS - CONTINUED:

448. SAFETY DIRECTOR HUNT: ANNOUNCING MTG OF FEDERAL SIGNAL RE: CITY OF CANTON WARNING SIRENS ON SEPT. 27, 2006 @ 10:30 AM IN CITY ENGINEERING CONFERENCE RM. - RECEIVED & FILED

449. SERVICE DIRECTOR CONCATTO: AUTHORIZE \$85,742.45 PAYMENT OF CH OR #4 W/TAB CONSTR CO INC. TO COMPLETE 4TH ST/SHORB AVE., NW IMPRMT PROJ. - FINANCE CMTE

450. SERVICE DIRECTOR CONCATTO: AUTHORIZE SERV DIR TO ENTER INTO MO. \$8,000 SBC GLOBAL

SERVICE INC CONTRACT (dba AT&T GLOBAL SVS) FOR 36 MO. PHONE CARRIER SVS FOR CITY OF CANTON. - FINANCE CMTE

451. SLIMAN, SAM, AGT FOR PETITIONER: SUBMITTING COPY OF LEGAL NOTICE OF PUB HRG SET BY CNTY COMMISSIONERS ON NOV. 16, 2006 @ 11:00 AM IN STARK CNTY COMMISSIONER'S OFC FOR THE "DIOGUARDI ANNEXATION AREA" OF 0.110 ACRES IN PLAIN TOWNSHIP. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. APPROVING & ACCEPTING REPLATTING OF OL 696 & 682; EMERGENCY (Zion Evangelical Lutheran Church)
Referred to Public Safety & Thoroughfares Cmte
- 1ST RDG 2. APPROVING & ACCEPTING REPLATTING OF LOTS 14661 THRU 14663 & DEDICATION OF PORTION OF 7TH ST NE; EMERGENCY
Referred to Public Safety & Thoroughfares Cmte

***Council recessed at 7:50 PM and reconvened at 7:52 PM to discuss O#3;**

- 161/2006 3. DECLARING 20 BUILDINGS TO BE PUBLIC NUISANCES; AUTHORIZE SAFETY DIR TO ENTER INTO CONTRACT FOR THE DEMOLITION OF SAID BUILDINGS; AUTHORIZE CLERK OF COUNCIL TO CERTIFY THE COSTS OF DEMOLITION TO STARK COUNTY AUDITOR; EMERGENCY
Referred to Community & Economic Development Cmte
- 1ST RDG 4. AUTHORIZE LAW DIRECTOR TO APPROPRIATE REAL PROPERTY W/THE COLUMBUS RD/HARMONT AVE NE INTERSECTION PROJECT; EMERGENCY
Referred to Public Safety & Thoroughfares Cmte

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#5-14 EXCEPT O#10:

- 2ND RDG 5. ESTABLISHING THE FAIR MARKET VALUE OF ONE PARCEL OF CITY-OWNED PROPERTY; AUTHORIZE THE SALE & CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY (C&ED)
- 2ND RDG 6. AUTHORIZE MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT W/HYDRODEC GROUP PLC TO PROVIDE A REAL PROPERTY TAX EXEMPTION; AUTHORIZE THE AUDITOR TO MAKE PAYMENTS TO THE CANTON LOCAL BOARD OF EDUCATION AS REQUIRED TO BE PAID PURSUANT TO SECTION 5709.82 (C) AND (D) OF THE REVISED CODE; EMERGENCY (C&ED)
- 2ND RDG 7. AUTHORIZE MAYOR OR DIR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT W/HYDRODEC GROUP PLC PURSUANT TO THE CITY'S JOB CREATION INCENTIVE PROGRAM; EMERGENCY (C&ED)
- 2ND RDG 8. AUTHORIZE THE DIR OF PUBLIC SAFETY TO DONATE USED FIRE EQUIPMENT TO STARK STATE COLLEGE OF TECHNOLOGY (PPCI)
- 2ND RDG 9. AUTHORIZE THE AUDITOR TO ESTABLISH AND/OR MAINTAIN PETTY CASH AND/OR CHANGE DRAWER FUNDS FOR VARIOUS CITY DEPARTMENTS; EMERGENCY (FIN)
- 2ND RDG 10. **RETAINED IN COMMITTEE** AUTHORIZE THE DIR OF PUBLIC SAFETY TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH ANGELA JACOBY CAVENAUGH FOR PLANS EXAMINATION DUTIES FOR THE BUILDING DEPT.; EMERGENCY (FIN)
- 2ND RDG 11. AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$4,213.00 FR: UNAPPROPRIATED BAL. OF THE 2111 STREET MAINTENANCE FUND TO: 2111 10-40-20 TRAFFIC SIGNAL AND IN THE AMOUNT OF \$1,341.00 FR: UNAPPROPRIATED BAL. OF THE 2111 STREET MAINTENANCE FUND TO: 2111 10-40-10 TRAFFIC SIGN & PAINT; EMERGENCY (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING - CONTINUED:

- 2ND RDG 12. AUTHORIZE THE DIR OF PUBLIC SERVICE TO ENTER INTO A CHANGE ORDER WITH FLOYD BROWNE GROUP IN AN AMOUNT NOT TO EXCEED \$8,014.00 FOR ADDITIONAL EXPENSES RELATING TO THE TITLE V PERMIT PROJECT FOR THE WATER POLLUTION CONTROL CENTER; AMENDING APPROPRIATION ORDINANCE NO. 1/2006; EMERGENCY (FIN)
- 2ND RDG 13. AMENDING APPROPRIATION ORDINANCE NO. 1/2006, AS AMENDED, BY MAKING VARIOUS SUPPLEMENTAL APPROPRIATIONS; EMERGENCY (FIN)
- 2ND RDG 14. AUTHORIZE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR UNPAID & DELINQUENT CHARGES FOR WATER AND/OR SEWER SERVICES; EMERGENCY (FIN)

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

- 162/2006 15. ESTABLISH FAIR MARKET REUSE VALUE OF REAL PROPERTY OF 5 PARCELS OF CITY-OWNED PROPERTY; AUTHORIZING SALE & CONVEYANCE OF SAID PROPERTIES PURSUANT TO RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY
- 163/2006 16. ESTABLISH FAIR MARKET REUSE VALUE AND/OR FAIR MARKET VALUES OF 7 PARCELS CITY OWNED PROPERTY; AUTHORIZING SALE & CONVEYANCE OF SAID PROPERTIES PURSUANT

TO RESIDENTIAL LAND DISPOSITION PROGRAM; EMERGENCY

- 164/2006** 17. RESOLUTION TO WITHDRAW CITY'S OBJECTION FOR LIQUOR PERMIT RENEWAL OF CW HUTH INDUSTRIES, INC. DBA STARK CO. SPORTS PUB @ 508 CLEVELAND AVE., NW & BSMT & ROOF TOP PATIO WITHIN CITY OF CANTON; EMERGENCY
- 165/2006** 18. RESOLUTION TO AUTHORIZE LAW DIRECTOR TO DISTRIBUTE FREE PUBLIC OFFICIALS & PUBLIC INSTITUTIONS COPIES OF 2006 SUPPLEMENTAL TO CANTON CODIFIED ORDINANCES; TO AFFIX PRICE FOR SALE OF SAME; EMERGENCY
- 166/2006** 19. AUTHORIZE EDITING & INCLUSION OF CERTAIN CANTON CITY CODIFIED ORDINANCES AS PARTS OF VARIOUS COMPONENT CODES; EMERGENCY
- 167/2006** 20. AUTHORIZE OHIO BD OF BLDG STANDARDS CERTIFYING CITY ENFORCEMENT OF RESIDENTIAL CODE OF OHIO EXERCISING ENFORCEMENT AUTHORITY; ACCEPT & APPROVE PLANS & SPECIFICATIONS & MAKE INSPECTIONS; EMERGENCY
- 168/2006** 21. AMENDING HEATING, VENTILATING & AIR CONDITIONING CODE, CHAPT 1317; AMENDING RESIDENTIAL BLDG CODE, CHAPT 1333; PURPOSE & SCOPE OF CANTON CODIFIED ORDINANCES CHAPT 1351; EMERGENCY
- 169/2006** 22. AUTHORIZE SERVICE DIR TO ACCEPT \$50,000.00 GRANT FR: CANTON REGIONAL CHAMBER OF COMMERCE FOR CANTON CIVIC CENTER RESTROOM RENOVATIONS PROJECT; EMERGENCY
- 170/2006** 23. APPROVING & ACCEPTING REPLAT OF OL #1123 & DEDICATE PART OF GEORGETOWN STREET NE; EMERGENCY
- 171/2006** 24. AUTHORIZE SAFETY DIR TO ENTER INTO \$72,169.65 AGREEMENT (ENDING 6/5/07) AND \$74,334.73 (ENDING 6/2008) W/CANTON CITY SCHOOL DISTRICT BD. OF ED. TO PROVIDE 2 POLICE OFFICERS; EMERGENCY
- 172/2006** 25. AUTHORIZE SERVICE DIR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT TO REMODEL SINK AREAS IN CONCESSION STANDS @ CANTON CIVIC CENTER; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, OCTOBER 2, 2006 @ 6:45 P.M. in Council Caucus Room

1. Public Safety & Thoroughfares Committee

PUBLIC SPEAKS: Leon Cote re: delay in fixing drainage problems in Ward 8

MISCELLANEOUS BUSINESS: Dave Dougherty thanking all volunteers for making Feed The Needy the biggest success in 14 years; Richard Hart, R. A. Mallonn, re: Feed The Needy; Kelly Zachary re: drainage in city; Mary Cirelli re: Natural Gas Aggregation; Joe Martuccio locked in Natural Gas Price @ \$11.65; Butch Kraus re: drainage delays in Ward 8

ADJOURNMENT TIME: 8:29 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 2, 2006 @ 7:30PM