

TUESDAY
A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

JANUARY 29, 2007

ROLL CALL: All Members Present

INVOCATION: Jim Griffin, Ward 3 Councilmember

PLEDGE OF ALLEGIANCE: Led by Council President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg #17-#29; #16 Retained in Committee)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

- MAJORITY LEADER DON CASAR: EXCUSING MEMBERS - (Not necessary, all members present)
8. COUNCIL-AS-A-WHOLE: ADVISING OF ALTERNATIVE COUNCIL MTG TO BE HELD ON 2/5/07 AT 7:30 PM IN THE TIMKEN HIGH SCHOOL COMMONS AREA. - ADOPTED
9. PERSONNEL COMMITTEE: REQUEST RE-APPOINTMENT OF CLINT ZOLLINGER TO THE FAIR EMPLOYMENT PRACTICES BOARD EFF: 1/1/07 - 12/31/09. - ADOPTED
10. WEST, T., WARD 2 CNCLMBR & ZACHARY, K., WARD 4 CNCLMBR: EXTENDING SUPPORT FOR THE ABCD HOMES V. - ADOPTED
11. ZACHARY, K., WARD 4 CNCLMBR: EXTENDING SUPPORT TO THE PROPOSED HOUSING CREDIT APPLICATION OF CANTON SENIOR APARTMENTS I, LLC FOR AN APARTMENT DEVELOPMENT LOCATED IN CENSUS TRACT #7023, WEST OF 25TH ST & DONALD AVE SW TO BE KNOWN AS SOUTHGATE VILLAGE. - ADOPTED

COMMUNICATIONS:

54. CD& PLANNING DIR., POORMAN: AUTHORIZE THE ACCEPTANCE OF PARCEL #02-15796 AND PARCEL #02-39460. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
55. CD& PLANNING DIR., POORMAN: AUTHORIZE THE ACCEPTANCE OF PARCEL #02-29243 AS A DONATION. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
56. CD& PLANNING DIR., POORMAN: AUTHORIZE THE ACCEPTANCE OF PARCEL #02-39677 AS A DONATION. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
57. LIQUOR CONTROL DIVISION (OHIO): REQUEST TRANSFER OF OWNERSHIP OF D5 LIQUOR PERMIT FR: LUNA GRILLE INC @ 228 FOURTH ST NW TO: ANGUS M MCINTOSH SR. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
58. SERVICE DIR., CONCATTO: AUTHORIZE A SUPPLEMENTAL APPROPRIATION OF \$4,616.34 FR: UNAPPROPRIATED BAL OF 4501 CAPITAL IMPROVEMENT FUND TO: 4501 20-20-01 75812 OTHER CONTRACTORS FOR THE REPAIR OF DAMAGES TO THE PARK FACILITIES @ MAHONING RD & 14TH ST NE.
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FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO \$284,733.00 CONTRACT W/BROWNFIELD RESTORATION GRP FOR PHASE II ASSESSMENT WORK @ FORMER HERCULES ENGINE SITE; EMERGENCY
Referred to Finance Committee
- 1ST RDG 2. APPROVING 3-YR BARGAINING AGREEMENT BETWEEN CITY OF CANTON & AFSCME LOCAL 3449/OH COUNCIL 8 EFF: 1/1/07 THRU 12/31/09; EMERGENCY
Referred to Personnel Committee
- 1ST RDG 3. AMEND SECTIONS 151.07, 151.08, 151.09, 151.12, 151.13, 151.14 & 151.26 & REPEALING SECTIONS 151.091 & 151.092 OF CHAPTER 151, EMPLOYMENT PROVISIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON; EMERGENCY
Referred to Personnel Committee
- 1ST RDG 4. AMEND EXHIBIT A TO O#164/2001, AS AMENDED, THE CLASSIFICATION PLAN & SALARIES FOR ALL MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF CANTON; EMERGENCY
Referred to Personnel Committee
- 1ST RDG 5. AMEND EXHIBIT B TO O#164/2001, AS AMENDED, THE CLASSIFICATION PLAN & SALARIES FOR ALL MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF CANTON; EMERGENCY
Referred to Personnel Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 6. APPROVING & ACCEPTING REPLAT OF PARTS OF LT 37589 & OL 850 @ 3000 BLK OF CLEVELAND AVE. N.; EMERGENCY
Referred to Public Safety & Thoroughfares Committee

- 1ST RDG 7. APPROVING & ACCEPTING REPLAT OF LTS 26501, 26502, 26503 NEAR GIBBS AVE., NE & ROWLAND AVE., NE; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 8. APPROVING & ACCEPTING REPLAT OF OL 1013 @ BELDEN AVE., SE & ED STEIN DR SE; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 9. AMENDING O#241/2006, AS AMENDED BY MAKING VARIOUS SUPP APPROPRIATIONS ON BEHALF OF CANTON FIRE DEPT; EMERGENCY
Referred to Finance Committee
- 1ST RDG 10. AUTHORIZE SAF DIR TO ENTER INTO LEASE AGREEMENT W/PHIL CAPRI FOR PROPERTY @ 903 12TH ST NW TO PROVIDE SPACE FOR POLICE SUB STATION IN WEED & SEED AREA; EMERGENCY
Referred to Public Property Capital Improvement and Finance Committees
- 1ST RDG 11. AUTHORIZE CITY AUDITOR TO PAY \$3,308.38 MORAL OBLIGATION TO PET SUPPLIES PLUS FOR OUTSTANDING INVOICES FOR K-9 UNIT OF POLICE DEPT; EMERGENCY
Referred to Finance Committee
- 1ST RDG 12. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR WATER MAIN EXTENSIONS INTO OSNABRG TWP; AUTHORIZE MAYOR OR SERV DIR TO APPLY FOR & ENTER INTO \$1,967,781 LOAN CONTRACT W/OH WATER DEVELOPMENT AUTHORITY; AUTHORIZE SERV DIR OR DESIGNEE TO ENTER INTO THREE LICENSE AGREEMENTS W/WHEELING & LAKE ERIE RAILWAY CO FOR A LUMP SUM OF \$16,800.00; AUTHORIZE AUDITOR TO ESTABLISH 5224 OSNABURG WATER MAIN EXTENSION FUND; AMEND O#241/2006 AS AMENDED; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 1ST RDG 13. AUTHORIZE SERV DIR TO ENTER INTO CHANGE ORDER #1 W/GROUND TECH INC. IN AN AMT NOT TO EXCEED \$13,646.00 FOR WPCC BIOFILTER MEDIA REPLACEMENT PROJ.; AMEND O#241/2006, AS AMENDED BY MAKING \$13,646.00 SUPP APP FR: UNAPP BAL OF 5413 SEWER REPLACEMENT FUND TO: 5413 20-60-41 WPCC - BIOFILTER MEDIA REPLACEMENT PROJECT - OTHER; EMERGENCY
Referred to Finance Committee
- 1ST RDG 14. AUTHORIZE SERV DIR TO ENTER INTO \$58,616.00 CONTRACT W/MITY-LITE INC. FOR PURCHASE OF FOLDING CHAIRS, STACKING CARTS & STACKING BASES FOR CIVIC CENTER; EMERGENCY
Referred to Finance Committee
- 1ST RDG 15. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT W/MOTTER & MEADOWS ARCHITECT IN AN AMOUNT NOT TO EXCEED \$56,600.00 FOR ARCHITECTURAL/ENGINEERING SVS FOR COLLECTION SYSTEMS DEPT.; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#17-#29; #16 RETAINED IN COMMITTEE;****RETAINED IN**

- CMT 16. AMEND CHAPT 743, JUNK DEALERS, OF PART SEVEN - BUSINESS REGULATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON.
(Jud)
- 2ND RDG 17. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO JOB CREATION TAX INCENTIVE & NET PROFITS INCENTIVE AGREEMENTS W/LITTLE CHICAGO INVESTMENTS, INC. DBA LITTLE CHICAGO BISTRO PURSUANT TO CITY'S ECONOMIC GROWTH INITIATIVE PROGRAM; EMERGENCY
(C&ED)
- 2ND RDG 18. AUTHORIZE MAYOR &/OR SERV DIR TO FILE APPLICATION TO STATE OF OHIO TO PARTICIPATE IN CLEAN OHIO REVITALIZATION FUND, APPLY FOR FINANCIAL ASSISTANCE & ADMINISTER FUNDS RECEIVED FOR HERCULES PROJECT; EMERGENCY
(Fin)
- 2ND RDG 19. AUTHORIZE MAYOR &/OR SERV DIR TO FILE APPLICATION TO STATE OF OHIO TO PARTICIPATE IN CLEAN OHIO REVITALIZATION FUND, APPLY FOR FINANCIAL ASSISTANCE & ADMINISTER FUNDS RECEIVED FOR THE BISON PROJECT; EMERGENCY
(Fin)
- 2ND RDG 20. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO JOB CREATION TAX INCENTIVE & NET PROFITS INCENTIVE AGREEMENTS W/REM COMMERCIAL PURSUANT TO CITY'S ECONOMIC GROWTH INITIATIVE PROGRAM; EMERGENCY
(C&ED)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 8/2007 21. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; EMERGENCY
(Pers)
- AS AMENDED**
9/2007 22. APPROVE 3 YR COLLECTIVE BARGAINING AGREEMENT BETW CITY OF CANTON & AFSCME LOCAL 2937/OH COUNCIL 8; EMERGENCY
(Pers)
- 2ND RDG 23. AUTHORIZE SAF DIR TO ACCEPT DONATION ASSISTING IN PURCHASE OF WATER RESCUE EQUIP; AMENDING APP. O# 241/2006, AS AMENDED MAKING \$1,000 SUPP. APP. FR: UNAPP. BAL. OF THE 2783 FIRE DONATION FUND TO: 2783 FIRE DONATION FUND - OTHER; EMERGENCY

(Fin)

- 2ND RDG 24. AUTHORIZE THE SAF DIR TO ENTER INTO CONTRACT W/BURGESS AMBULANCE SALES, INC., & ROAD RESCUE, INC., TO PURCHASE MEDIC UNIT &/OR RELATED EQUIP PURSUANT TO O.R.C. SEC 125.04; EMERGENCY
(Fin)
- 2ND RDG 25. AUTHORIZE SAF & SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS & PROF SVCS FOR CITY OF CANTON OPERATIONS FOR 2007 CALENDAR YR; AUTHORIZE PURCHASE OF SAID ITEMS PURSUANT TO STATE COOP. PURCH. AGREEMENT &/OR ODOT PURCH. AGREEMENT; EMERGENCY
(Fin)
- 2ND RDG 26. AUTHORIZE SERVICE DIR TO ENTER INTO CONTRACT W/THE CANTON JOINT RECREATION DISTRICT FOR FIELD MAINTENANCE AT THURMAN MUNSON MEMORIAL STADIUM; EMERGENCY
(Fin)
- 2ND RDG 27. AMEND APP. O#241/2006, AS AMENDED MAKING \$71,352.33 SUPP. APP. FR: UNAPP. BAL OF THE 2327 LEAD SERVICES FUND TO: 2327 LEAD SERVICES - OTHER; EMERGENCY
(Fin)
- 10/2007 28. AUTHORIZE SERV DIR TO ENTER INTO PROF SERVICES CONTRACTS FOR HEALTH CARE BENEFITS ADMIN. & STOP-LOSS INSURANCE FOR CITY EMPLOYEES & THEIR DEPENDENTS; EMERGENCY
(Fin)
- 11/2007 29. AUTHORIZE MAYOR OR ANNEX. DIR TO FILE AMENDED MAP & CEDA RE: PREVIOUSLY FILED ANNEXATIONS &/OR RE-FILE EXPEDITED ANNEXATION; EMERGENCY
(Annex)

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

- 12/2007 30. AUTHORIZE SAF DIR TO ACCEPT A DONATION TO ASSIST IN PURCHASE OF WATER RESCUE EQUIP; AMEND APPROPRIATION ORD#241/2006 MAKING \$1,000 SUPP. APP. FR: UNAPP. BAL OF 2783 FIRE DONATION FUND TO 2783 FIRE DONATION FUND; EMERGENCY

AS AMENDED

- 13/2007 31. AMEND SEC 921.01, 921.02, 921.03 & 921.06 OF CHAPT 921, CITYSCAPE SIDEWALK & CURB PROGRAM, OF CODIFIED ORDINANCES OF CITY OF CANTON.
- 14/2007 32. AUTHORIZE SERV DIR TO ENTER INTO A ROAD MAINTENANCE AGREEMENT W/STARK COUNTY COMMISSIONERS; EMERGENCY
- 15/2007 33. AUTHORIZE THE MAYOR TO SUBMIT CITY'S COMPREHENSIVE ECON. DEV. STRATEGY REQUIRED BY US DEPT OF COMMERCE, ECON. DEV. ADMINISTRATION, & ACCEPT FUNDING ON BEHALF OF CITY OF CANTON; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, FEBRUARY 5, 2007 at TIMKEN HIGH SCHOOL, COMMONS BLDG. IN CAFETERIA @ 5:30 PM

- 1) Personnel Committee
- 2) Public Safety & Thoroughfares Committee
- 3) Public Property Capital Improvement Committee
- 4) Judiciary Committee
- 5) Finance Committee

PUBLIC SPEAKS: (None)

MISCELLANEOUS BUSINESS: Don Casar re: recent enforcement of trash ordinance regarding 32 gallon containers; Joe Concatto re: Announcing that he was aware of the program the Sanitation Department put together (tagging containers) and this was done to ensure the safety of the employees but the City has decided to give the citizens more time to comply with the ordinance by getting 32 gallon containers; Kelly Zachary re: Requesting statistics for Sanitation employees' injuries; Richard Hart re: Advising that he had a constituent call complaining that they had a 32 gallon container that was not picked up and another constituent had a larger container with 2 small bags in it and they were not picked up either; Mayor Creighton re: Relaying that Service Director Concatto will know how it all works when he goes out on a route with the Sanitation Department; Jim Griffin re: Had an elderly woman call him who had a larger container with small bags in it and never got picked up; Joe Carbenia re: Sharing concerns about where the responsibility lays with the trash problems; Joe Martuccio re: Announcing that there was someone in the audience to speak on this issue and that Council could appoint him to stand up and speak; Butch Kraus re: Suggesting bringing in the union for assistance with the trash problems and offering his help in needed; Dave Dougherty re: Advising that he will assume that for now Sanitation will be doing what they have in the past with pickup; Allen Schulman re: Relaying that there was a lack of communication with the trash problems and asked to sacrifice a little and recycle; Thomas West re: Advising that next week an Informal Resolution regarding Scrap Metal Vendors will be placed on Agenda.

ADJOURNMENT TIME: 8:17 PM

*****THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON**

**MONDAY, FEBRUARY 5, 2007 @ 7:30 PM AT TIMKEN HIGH SCHOOL, COMMONS BLDG.
IN THE CAFETERIA**