

TUESDAY  
AGENDA  
7:30 P.M.

CANTON CITY COUNCIL

FEBRUARY 12, 2007

ROLL CALL: All Members Present

INVOCATION: Terry Prater, Ward 5 Councilmember

PLEDGE OF ALLEGIANCE: Led by Council President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2<sup>nd</sup> Rdg #6-11; O#14 Postponed)

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)

16. PERSONNEL COMMITTEE: REQUEST TO REAPPOINT MR. TIMOTHY WEDEKAMM TO FAIR HOUSING COMMISSION FR: 2/1/07 THRU 1/31/12. - ADOPTED
17. PERSONNEL COMMITTEE: REQUEST TO REAPPOINT ATTORNEY IVAN REDINGER, JR. TO FAIR HOUSING COMMISSION FR: 2/1/07 THRU 1/31/12. - ADOPTED

COMMUNICATIONS:

67. CANTON DEVELOPMENT PARTNERSHIP: LETTER OF SUPPORT OF AMENDMENTS TO CHAPTER 743, JUNK DEALERS OF PART 7. - RECEIVED & FILED
68. CD& PLANNING DIR., POORMAN: AUTHORIZE MAYOR &/OR SERV DIR TO MAKE APPLICATION & REC A \$400,000 GRANT FR: OH DEPT OF DEV FOR GRANT MONIES FOR INFRASTRUCTURE IMPROVEMENTS TO STEIN INDUSTRIAL PK. - COMMUNITY & ECONOMIC DEVELOPMENT
69. LAW DIRECTOR MARTUCCIO: REQUEST FOR ADMIN & CANTON TWP TRUSTEES TO ENTER INTO PPC ANNEXATION AGREEMENT FOR 5.7 ACRES ON RAFF ROAD SW PURSUANT TO ORC SEC 709.192 TO DEVELOP PROPERTY, ALLOCATE TAX & PROVIDE SAFETY & MUNICIPAL SVS. - ANNEXATION COMMITTEE
70. LAW DIRECTOR MARTUCCIO: AMENDING SEC 718.12. - JUDICIARY COMMITTEE
71. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF HEARING TO BE HELD 3/5/07 @ 9:00 AM RE: TRANSFER OF OWNERSHIP FOR LIQUOR PERMIT FOR FULTON DRIVE THRU INC @ 1133 FULTON RD NW, 1<sup>ST</sup> FLR S. UNIT & BASEMENT. - RECEIVED & FILED
72. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF HEARING TO BE HELD 3/5/07 @ 10:00 AM RE: RENEWAL OF LIQUOR PERMIT FOR MEZE'S MKT INC. DBA MEZE'S MKT @ 1639 MAPLE AVE., NE. - RECEIVED & FILED
73. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF HEARING TO BE HELD 3/5/07 @ 11:30 AM RE: RENEWAL OF PERMIT FOR SUNKIN, INC DBA SPEED D FOODS @ 2502 11<sup>TH</sup> ST SW. - RECEIVED & FILED
74. MAYOR CREIGHTON: REQUEST AUTHORIZATION TO APPOINT MR. LARRY BELL TO THE FAIR HOUSING COMMISSION FOR THE UNEXPIRED TERM OF ECILA TUCK EFF: 1/1/04 - 12/31/08. - PERSONNEL COMMITTEE
75. HEALTH BENEFITS ADMIN., BRESSON: JAN 2007, MO. COMPARATIVE RPT OF INSURANCE CLAIMS. - RECEIVED & FILED
76. SAFETY DIRECTOR HUNT: AUTHORIZE SAF DIR TO PAY \$887.00 MORAL OB TO COUNTRY SISTERS EMBROIDERY ON BEHALF OF BLDG DEPT. FOR UNIFORMS. - FINANCE COMMITTEE
77. SAFETY DIRECTOR HUNT: REQUEST TO ADOPT LEGISLATION FOR SAF DIR., ON BEHALF OF CANTON POLICE DEPT, TO DONATE USED WORKOUT MATS TO STARK STATE COLLEGE OF TECHNOLOGY FOR POLICE TRAINING PURPOSES. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
78. SERVICE DIRECTOR CONCATTO: AUTHORIZE TO ENTER INTO 3-YR. CONTRACT W/STANDARD INSURANCE CO TO PROVIDE GROUP TERM LIFE & AD&D COVERAGE FOR ALL ELIGIBLE CITY EMPLOYEES EFF: 3/1/07. - FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

79. SERVICE DIRECTOR CONCATTO: AUTHORIZE SERV DIR TO ENTER INTO \$249,492.14 CH ORD #2 W/OHIO TECHNICAL SVS INC. TO REMOVE ASBESTOS FR: ONESTO HOTEL. - FINANCE COMMITTEE
80. STARK CO. COMMISSIONERS: RESOLUTION APPROVING THE REIFSNYDER PARK/PARK POULTRY ANNEXATION. - RECEIVED & FILED

81. TREASURER, SCHIRACK: JAN 2007 PARKING METER REVENUE. - RECEIVED & FILED
82. TREASURER, SCHIRACK: DEPOSITS & PAY INS FOR JAN 2007 FOR AMBULANCE LOCK BOX ACCOUNT. - RECEIVED & FILED
83. TREASURER, SCHIRACK: RPTS OF TREASURER'S OFFICE BANK RECONCILIATIONS, & CITY'S OUTSTANDING INVESTMENTS AS OF 1/31/07. - RECEIVED & FILED
84. TREASURER, SCHIRACK: SUBMITTING JAN 31, 2007 COMPARATIVE REPORT OF CASH RECEIPTS. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1<sup>ST</sup> RDG 1. AMENDING O#55/77, AS AMENDED, KNOWN AS ZONING ORDINANCE (THE O'JAYS PARKWAY); EMERGENCY  
Referred to Judiciary Committee **PUB HRG. 3/5/07 @ 7:30 PM**
- 1<sup>ST</sup> RDG 2. AMENDING EX. A O#40/2000 THE CLASSIFICATION PLAN FOR BARGAINING UNIT FOR CITY OF CANTON PERSONNEL IN POLICE DIVISION; EMERGENCY  
Referred to Personnel Committee
- 1<sup>ST</sup> RDG 3. AUTHORIZE CITY AUDITOR TO PAY A MORAL OB IN AN AMOUNT NOT TO EXCEED \$350.00 TO BARCO SECURITY SVS INC.; \$121.50 MORAL OB TO SILCO FIRE PROTECTION CO & \$138.84 MORAL OB TO MEGGIT DEFENSE SYSTEMS; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR 41<sup>ST</sup> ST NE (STEESE) STORM SEWER CONSTRUCTION PROJ GP 1082; AUTHORIZE MAYOR OR SERV DIR TO ACCEPT \$1,158,840 GRANT FR: OPWC; AMEND O#241/2006 TO MAKE \$1,158,840 SUPP APPROP; EMERGENCY  
Referred to Environment & Public Utilities and Finance Committees
- 1<sup>ST</sup> RDG 5. AUTHORIZE SERV DIR TO ENTER INTO PROF SERVICES CONTRACT FOR TUSC ST RECONSTR. PROJ., GP 1064; AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR TUSC ST RECONSTR. PROJ., GP 1064; AUTHORIZE MAYOR OR SERV DIR TO ACCEPT \$5,636,900 GRANTS FR: OPWC, ODOT & SCATS; AMENDING O#241/2006, AS AMENDED TO MAKE \$5,636,900 SUPP APPROP; EMERGENCY  
Referred to Public Safety & Thoroughfares & Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#6-11:**

- 2<sup>ND</sup> RDG 6. APPROVING & ACCEPTING REPLATTING OF LOTS 6522 THRU 6526 & TWO VACATED ALLEYS (BETW SHORB & MARION); EMERGENCY  
(P S & T)
- 2<sup>ND</sup> RDG 7. ACCEPT DONATION FR: ESTATE OF WILLIAM E BRINSON OF REAL PROPERTY LOCATED ON MAPLE AVE., NE AS PT OF LOT 15372 & PTS OF LOTS 2482 & 2483 ON 2<sup>ND</sup> STREET SW; EMERGENCY  
(C & E D)
- 2<sup>ND</sup> RDG 8. ACCEPT DONATION FR: ELINOR REPASKY OF REAL PROPERTY LOCATED ON BRYAN AVE SW AS PT OF LOT 1223; EMERGENCY  
(C & E D)
- 2<sup>ND</sup> RDG 9. ACCEPT DONATION FR: KENNETH HALL, TRUSTEE, OF REAL PROPERTY LOCATED ON WALNUT AVE., NE AS PT OF LOT 6237; EMERGENCY  
(C & E D)
- 2<sup>ND</sup> RDG 10. AMENDING APPROPRIATION O#241/2006, TO MAKE \$4,616.34 SUPP APP FR: THE 4501 UNAPP BAL OF THE CAPITAL IMPROVEMENT FUND; EMERGENCY  
(FIN)

**AS AMENDED**

- 29/2007 11. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR WATER MAIN EXTENSIONS INTO OSNABRG TWP; AUTHORIZE MAYOR CREIGHTON 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 3 LICENSE AGMTS W/WHEELING & LAKE ERIE RAILWAY CO FOR \$16,800 LUMP SUM; AUTHORIZE AUDITOR TO ESTABLISH 5224 OSNABURG WATER MAIN EXTENSION FUND; AMEND O#241/2006 AS AMENDED; EMERGENCY  
(E & P U)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE:**AS AMENDED**

- 30/2007 12. AMEND CHAPT 743, JUNK DEALERS, OF PT 7 - BUSINESS REGULATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON.
- 31/2007 13. 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
- POSTPONED** 14. AMEND SEC 151.07, 151.08, 151.09, 151.12, 151.13, 151.14 & 151.26 & REPEAL SEC 151.091 & 151.092 OF CHAPTER 151, EMPLOY PROV, OF CODIFIED ORD OF CITY OF CANTON; EMERGENCY
- 32/2007 15. APPROVE & ACCEPT REPLAT PTS OF LT 37589 & OL 850 @ 3000 BLK OF CLEV AVE. N.; EMERGENCY
- 33/2007 16. APPROVE & ACCEPT REPLAT LTS 26501, 26502, 26503 NEAR GIBBS AVE., NE & ROWLAND AVE., NE;

## EMERGENCY

- 34/2007** 17. APPROVE & ACCEPT REPLAT OF OL 1013 @ BELDEN AVE., SE & ED STEIN DR SE; EMERGENCY
- 35/2007** 18. AMEND O#241/2006, MAKING VARIOUS SUPP APP ON BEHALF OF CANTON FIRE DEPT; EMERGENCY
- 36/2007** 19. AUTHORIZE SERV DIR TO ENTER INTO CH ORD#1 W/GROUND TECH INC. IN AMT NOT TO EXCEED \$13,646.00 FOR WPCC BIOFILTER MEDIA REPLACEMENT PROJ.; AMEND O#241/2006, 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
- 37/2007** 20. 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
- 38/2007** 21. AUTHORIZE SERV DIR TO ENTER INTO \$56,600.00 CONTRACT W/MOTTER & MEADOWS ARCHITECT FOR ARCHITECTURAL/ENGINEERING SVS FOR COLLECTION SYSTEMS DEPT.; EMERGENCY
- 19/2007** AUTHORIZE SAF DIR TO ENTER INTO LEASE AGMT W/PHIL CAPRI FOR PROPERTY @ 903 12<sup>TH</sup> ST NW PROVIDING SPACE FOR POLICE SUB STATION IN WEED & SEED AREA; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

TUESDAY, FEBRUARY 20, 2007 at the Central Fire Station @ 9:00 AM  
1) Finance Committee - **RESCHEDULED - DATE TO BE ANNOUNCED**

TUESDAY, FEBRUARY 20, 2007 in Council Caucus @ 6:15 PM  
1) Personnel Committee

MONDAY, FEBRUARY 26, 2007 in Council Caucus @ 6:15 PM  
1) Personnel Committee

MONDAY, FEBRUARY 26, 2007 in Council Caucus @ 6:30 PM  
1) Judiciary Committee  
2) Public Safety & Thoroughfares Committee  
3) Environmental & Public Utilities Committee  
4) Finance Committee

PUBLIC SPEAKS: Beth Smith, Member of Canton Youth City Council, re: discussion about Community Services.

MISCELLANEOUS BUSINESS: Thomas West re: Thanking Council Members for passing Ordinance #12; Thomas West re: discussion about the bright yellow refinance signs throughout the City being an eyesore and questioning what the City can do about them; Joe Martuccio re: Advising Councilman West that the City has the right to take signs down since the signs are illegal; Mayor Creighton re: Advising that she would have the Street Dept. go around and collect signs in between plowing the streets; re: Don Casar re: discussing signs that are an eyesore throughout the city and the desire to clean the City up and possibly change zoning; Mayor Creighton re: Concurring with Member Casar and advising that she will get the signs cleaned up even though the City will receive many complaints; Joe Carbenia re: Requesting the Mayor to have the Law Department get the phone numbers off of the signs and calling them and advising them that their signs are illegal rather than having the Street Dept. take the time to collect the signs which would result in costing the City money; Joe Martuccio re: Advising Member Carbenia that he would have his Department attempt to contact them; Butch Kraus re: Thanking Timken High School for allowing Council to meet there last week and advising that he spoke to an advisor at GlenOak High School and was informed that GlenOak will be inviting Council to hold a meeting there as well. Also the advisor relayed that the students at GlenOak High School are desirous of being involved in Canton Youth City Council; Allen Schulman re: Thanking the Mayor, Administration, Majority Leader and Members of Council for agreeing to take City Council on the road but giving a special thanks to Council Staff, Cindy Timberlake, Michelle Senter and Beverly Bevington for all the hard work in making the transition happen. Also, Wishing Bill Smuckler a Happy Birthday from February 10<sup>th</sup>; Joe Concatto re: Advising that Union 2937 passed their contract on Saturday, February 10<sup>th</sup>; Bernard Hunt re: Advising that 1018 McKinley will soon be torn down; Don Casar re: Thanking Council for not passing the Ordinance regarding 1018 McKinley, resulting in saving the City money; Mary Cirelli re: Thanking Mike Freeland for inviting members of Council to McKinley High School to meet with Canton Youth City Council.

ADJOURNMENT TIME: 8:12 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 26, 2007 @ 7:30 PM

**\*\*THE COUNCIL OFFICE WILL BE CLOSED FOR PRESIDENT'S DAY ON FEBRUARY 19, 2007**