

FINAL
A G E N D A
7:30 P.M.

CANTON CITY COUNCIL

APRIL 2, 2007

ROLL CALL: 11 Councilmembers Present, 1 Absent (Bill Smuckler)

INVOCATION: Mary Cirelli, At-Large Councilmember

PLEDGE OF ALLEGIANCE: Led by President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#11 - #18; O#10 Held in Committee)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

- MAJORITY LEADER DON CASAR: EXCUSING MEMBERS (SMUCKLER ABSENT)
32. COUNCIL-AS-A-WHOLE: COMMENDING GLENOAK HIGH SCHOOL'S BASKETBALL TEAM. - ADOPTED
33. WEST, T., WARD 2 CNCLMN: COMMENDING CURTIS A. PERRY, III FOR THE NOMINATION OF THE STARK COUNTY MINORITY COALITION AWARD. - ADOPTED
34. WEST, T., WARD 2 CNCLMN: COMMENDING SHIRLEE KRANE FOR THE NOMINATION OF THE STARK COUNTY MINORITY COALITION AWARD. - ADOPTED
35. WEST, T., WARD 2 CNCLMN: COMMENDING CINDY HICKEY FOR THE NOMINATION OF THE STARK COUNTY MINORITY COALITION AWARD. - ADOPTED
36. WEST, T., WARD 2 CNCLMN: COMMENDING TERESA WURST FOR THE NOMINATION OF THE STARK COUNTY MINORITY COALITION AWARD. - ADOPTED
37. WEST, T., WARD 2 CNCLMN: COMMENDING SUE BARRICK FOR THE NOMINATION OF THE STARK COUNTY MINORITY COALITION AWARD. - ADOPTED
38. WEST, T., WARD 2 CNCLMN: COMMENDING RAY MARTINEZ FOR THE NOMINATION OF THE STARK COUNTY MINORITY COALITION AWARD. - ADOPTED

COMMUNICATIONS:

261. AUDITOR, MALLONN (CITY): CERTIFICATE OF TOTAL AMT FROM ALL SOURCES FOR 2007. - RECEIVED & FILED
262. CAFARO, ANTHONY, JR, APPLICANT: APPLICATION FOR ZONE CHANGE @ 3004 ATLANTIC BLVD UNIT #14 FR: B-3 TO: PB-4 IN WARD 6 (THE MARION PLAZA, INC). - PLANNING COMMISSION
263. CLERK OF COUNCIL, TIMBERLAKE: REQUEST FORMAL RESOLUTION WITHDRAWING THE CITY'S OBJECTION TO THE ISSUANCE OF THE LIQUOR PERMIT FOR SUNKIN, INC DBA SPEED D FOODS @ 2502 - 11TH ST SW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
264. CLERK OF COUNCIL, TIMBERLAKE: REQUEST FORMAL RESOLUTION WITHDRAWING THE CITY'S OBJECTION TO THE ISSUANCE OF THE LIQUOR PERMIT FOR BP PRODUCTS NORTH AMERICA, INC DBA BP FOOD MART @ 1200 NORTH MARKET ST & GAS PUMPS. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
265. GIAVASIS, CLERK OF CTS (STARK CO.): NOTICE OF FILING DOCKET & JOURNAL ENTRIES FROM THE TRIAL COURT (DIANO ANNEXATION). - RECEIVED & FILED
266. LIQUOR CONTROL DIVISION (OHIO): REQUEST TRANSFER OF OWNERSHIP OF D5 LIQUOR PERMIT FR: LUNA GRILLE INC TO: XENIA HOSPITALITY LTD @ 228 FOURTH ST NW. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
267. LIQUOR CONTROL DIVISION (OHIO): REQUEST TRANSFER OF OWNERSHIP OF D5 D6 LIQUOR PERMIT FR: EST 97 INC DBA HOB NOB TAVERN TO: DIANE J SCHOTT DBA HOB NOB TAVERN @ 1604 HARRISBURG RD NE 1 ST FL. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
268. PRATER, TERRY, WARD 5 CNCLMN: REQUEST AN UNNAMED ALLEY LOCATED SOUTH OF 12TH ST SW & NORTH OF ANDERSON PL SW BE NAMED J. BABE STEARN PLACE IN HONOR OF THE LATE J. BABE STEARN. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
269. SCRIMO SHIPLETT, DIANE, APPLICANT: APPLICATION FOR ZONE CHANGE @ 907 - 11TH ST NW FR: R-1 TO: R-4 IN WARD 1. - PLANNING COMMISSION

COMMUNICATIONS CONTINUED:

270. SERV DIR., CONCATTO: AUTHORIZE SERV DIR TO ENTER INTO PROF SERVICES CONTRACT W/AULTWORKS OCCUPATIONAL MEDICINE FOR A 3 YR PERIOD FROM 4/21/07 - 4/20/10. - FINANCE COMMITTEE
271. SERV DIR., CONCATTO: AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR THE WPCC WATER TOWER PAINTING PROJECT IN AN AMT NOT TO EXCEED \$285,000.00; AUTHORIZE SUPP APPROP FOR

SAME FR: UNAPPROP BAL OF 5413 SEWER REPLACEMENT FUND
TO: 5413-20-60-42 WPCC WATER TOWER PAINTING PROJ. - FINANCE
COMMITTEE

272. SERV DIR., CONCATTO: AUTHORIZE SERV DIR TO ENTER INTO A PROF SERVICES CONTRACT W/COOPER & ASSOC, LLP FOR ENGINEERING & ARCHITECTURAL SERV FOR THE WILLIG PARK SOFTBALL COMPLEX IN THE AMT OF \$38,400.00 & INCORPORATE 10% FOR CONTINGENCIES, BRINGING THE TOTAL AMT TO \$42,240.00; AUTHORIZE TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR THE CONSTRUCTION AND/OR RENOVATION OF THE WILLIG PARK SOFTBALL COMPLEX. - PARKS & FINANCE COMMITTEES
273. SERV DIR., CONCATTO: AUTHORIZE TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR THE CONSTRUCTION WORK TO RELOCATE THE 12" WATER MAIN CURRENTLY LOCATED UNDER WELLS AVE SW USING FEDERAL FUNDING TO PAY FOR SAME. - FINANCE COMMITTEE
274. SERV DIR., CONCATTO: APPROVE A WATER MAIN EXTENSION FOR RIDGE AVE APARTMENTS, LLC ON CASTLEBAR ST NW REQUESTED BY THE PROPERTY OWNER WHO WILL BE RESPONSIBLE FOR ALL LABOR & MATERIAL NEEDED FOR THE INSTALLATION OF SAID WATER MAIN. - ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE
275. SERV DIR., CONCATTO: APPROVE TO PLACE STEVEN HENDERSON IN STEP 4 SALARY OF GRADE 6 OF THE ENGINEER II (CONSTRUCTION MANAGEMENT) POSITION AT THE ANNUAL RATE OF \$52,598.00 UPON HIS HIRING WHICH HAS YET TO BE DETERMINED. - PERSONNEL COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR TO ENTER INTO AGREEMENT W/THE STATE OF OHIO, DEPT OF REHAB & CORRECTION FOR RECEIPT OF THE FY 2008 COMMUNITY CORRECTIONS ACT GRANT IN AN AMT NOT TO EXCEED \$80,261.00; EMERGENCY
Referred to Finance Committee
- 1ST RDG 2. AUTHORIZE CITY TO ACCEPT DONATION OF REAL PROPERTY; ESTABLISH FAIR MKT VALUE OF PARCEL OF CITY-OWNED PROPERTY; AUTHORIZE THE SALE & CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S NEIGHBORHOOD REVITALIZATION STRATEGY PROGRAM; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 3. RESOLUTION ACCEPTING THE TAX INCENTIVE REVIEW COUNCIL'S RECOMMENDATION RE: ENTERPRISE ZONE TAX ABATEMENT AGREEMENTS; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 4. AUTHORIZE A GRANT TO CANTON CITY SCHOOLS BD OF ED FOR \$500,000.00 TOWARD THE REPAIRS & RENOVATION OF FAWCETT STADIUM; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO A DISBURSEMENT AGREEMENT; EMERGENCY
Referred to Finance Committee
- 1ST RDG 5. AUTHORIZE CANTON TO ANNEX THE TERRITORY KNOWN AS STARK CERAMICS, INC/THE QUARRY ANNEXATION AREA CONTAINING APPROX 851.5587 ACRES; ASSIGNING SAID TERRITORY TO WARD 4; ASSIGNING ZONING; EMERGENCY
Referred to Annexation Committee **PUB HRG. 4/16/07 @ 7:30 P.M.**
- 1ST RDG 6. AUTHORIZE SAF DIR TO ENTER INTO CONTRACT W/MOTOROLA IN AN AMT NOT TO EXCEED \$110,000.00 FOR INSTALLATION, PROJECT SUPERVISION & RELATED EQUIPMENT FOR A SECONDARY PSAP-911 SYSTEM; EMERGENCY
Referred to Finance Committee
- 1ST RDG 7. AUTHORIZE DIR OF PUBLIC SAF TO ACCEPT A GRANT FROM THE STATE FIRE MARSHALL IN THE AMT OF \$20,050.00 FOR THE FIRE DEPT; AMEND APPROP O#241/2006,
AS AMENDED, BY
MAKING SUPP APPROP OF SAME FR: UNAPPROP BAL OF THE 2783 FIRE DONATION FUND TO:
2783 FIRE DONATION - OTHER; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 8. AUTHORIZE CITY AUDITOR TO PAY A MORAL OB OF \$49,900.00 TO EMC SERVICE CO.; EMERGENCY
Referred to Finance Committee
- 1ST RDG 9. AUTHORIZE SERV DIR TO ENTER INTO A CONTRACT W/CAMP DRESSER & MCKEE FOR DESIGN SERVICES IN AN AMT NOT TO EXCEED \$24,950.00; AMEND APPROP O#241/2006 BY MAKING SUPP APPROP OF SAME FR: UNAPPROP BAL OF 5413 SEWER REPLACEMENT FUND TO: 5413-20-60-43 WPCC TERTIARY FILTER PROJECT - OTHER; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#11 - #18; O#10 HELD IN COMMITTEE

HELD IN CMTE

- 2ND RDG 10. VACATING 14' UNNAMED ALLEY BETW ROSS & CARNAHAN AVES; APPROVING & ACCEPTING REPLATTING OF LTS 8290 - 8297 & LTS 8331 - 8341 & A PORTION OF THE VACATED ALLEY;

APPROVING & ACCEPTING THE DEDICATION OF PART OF LTS 8219, 8220, 8290 & 8341 (CITY OF CANTON); EMERGENCY (PS&T) **PUB HRG. 4/9/07 @ 7:30 PM ** CANCELLED**

- 2nd RDG 11. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT W/NEO LABOR MGMT COUNCIL IN AN AMT NOT TO EXCEED \$20,000.00 FOR ADDITIONAL TRAINING, SUPPORT & MEDIATION SERVICES TO CANTON'S LABOR/MGMT COUNCIL; EMERGENCY (Fin)
- 2nd RDG 12. AUTHORIZE THE MAYOR OR SERV DIR TO ENTER INTO CONTRACT W/THE CANTON YMCA & THE NE COMMUNITY CENTER TO PROVIDE A REIMBURSEMENT GRANT IN AN AMT NOT TO EXCEED \$25,000.00 FOR AQUATIC RECREATION FOR THE CITY'S YOUTH; EMERGENCY (Fin)
- 2nd RDG 13. APPROVE & ACCEPT THE REPLATTING OF OL 983 (BUCKEYE LAND CO.); EMERGENCY (PS&T)
- 2nd RDG 14. APPROVE & ACCEPT THE REPLATTING OF PARTS OF LTS 1492 & 1493 (HABITAT FOR HUMANITY); EMERGENCY (PS&T)
- 2nd RDG 15. APPROVE & ACCEPT REPLAT OF LOTS 38115, 38116 & 38117 (THOMAS & PAMELA CHRISTIANSON); EMERGENCY (PS&T)
- 2nd RDG 16. APPROVE & ACCEPT DEDICATION OF LAND ON TUSC ST W. (CITY OF CANTON); EMERGENCY (PS&T)
- 2nd RDG 17. AUTHORIZE SERV DIR &/OR SAF DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT TO PURCHASE VARIOUS VEHICLES & OTHER ITEMS OF RELATED EQUIP FOR VARIOUS CITY DEPTS.; AUTHORIZE SERV DIR &/OR SAF DIR TO ALTERNATIVELY PURCH SAID VEHICLES & EQUIP PURSUANT TO ORC 125.04 & 5513.01; EMERGENCY (PPCI)
- 65/2007 18. AUTHORIZE & CONSENT TO MINOR REHAB RESURFACING OF ST RT 43 FR: 25TH ST TO 55TH ST; ST RT 43D FR: CHERRY AVE TO 3RD ST & MARKET AVE FR: 15TH ST TO WALNUT AVE UNDER THE SUPERVISION OF THE DIR OF TRANSPORTATION OF THE STATE OF OHIO; EMERGENCY (PS&T)

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

- 66/2007 19. ESTABLISHING THE FAIR REUSE VALUES OF 4 PARCELS OF CITY-OWNED PROPERTY; AUTHORIZE THE SALE & CONVEYANCE OF SAID PROPERTIES PURSUANT TO THE CITY'S NEIGHBORHOOD REVITALIZATION STRATEGY PROGRAM; EMERGENCY
- 67/2007 20. AMENDING SECTION 1 (C) OF O#177/2006; EMERGENCY
- 68/2007 21. AUTHORIZE CITY AUDITOR TO PAY A MORAL OB IN AN AMT NOT TO EXCEED \$10,151.71 TO PPI GRAPHICS; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, APRIL 9, 2007 in Council Caucus @ 6:15 P.M.

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Annexation Committee

PUBLIC SPEAKS: Gary Wellman re: Plan in response to the Mayor's "Let's get a plan deal" would like to see the Police strictly enforce the everyday laws i.e., misdemeanors and perhaps the fines for the tickets could pay for policing so as to take care of the larger crimes; Joyce Sumlin re: Commending Canton City Police Department for a job well done. Every time she calls they come and are there quickly; David Sexton re: Prostitution problems in his neighborhood (Summit) and the need to run them out of town; Mary Moss re: People who have lost their lives to violence. The need for incentives for young people to be off the streets; Howard Parks re: Owner of a new Tour Bus business with busses being stored at 9th and Spring Ave; Danny Thompson re: The problem in the City is that we do not have a concrete plan to address the problems and the need to look at a comprehensive plan to fight gangs, prostitution and drugs in the area.

MISCELLANEOUS BUSINESS: Kelly Zachary re: Thanking speakers from Ward 4 and reiterate that the City of Canton has the problems not just particular wards; Thomas West re: Acknowledging Brenda Kimbrough for addressing the postal problem and getting a solution before the cluster mailbox meeting; Don Casar re: Appreciating Chief McKimm for being at Council meeting and for the 6 page plan for Council to review and discuss at a later date; Richard Hart re: Thinking that some problems maybe solved with some sort of Mentoring Program. Also wishing Member Hawk a Happy Birthday; Law Director Martuccio re: Echoing the public speakers and thanking them for coming, relaying that it was refreshing to hear all the speakers speaking on a positive note with love not hate; Allen Schulman re: Gold Metal going to Tuscany Airmen and reading a quote from the Ceremony.

ADJOURNMENT TIME: 8:15 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 9, 2007 @ 7:30 PM