

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

CANTON CITY COUNCIL

APRIL 23, 2007

ROLL CALL: All Members Present  
INVOCATION: Thomas West, Ward 2 Councilmember  
PLEDGE OF ALLEGIANCE: Led by President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#3,#4,#6-#10; O#5 Retained In Cmte; Re#42 Held In Cmte; Amended O#14)

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)

42. PERSONNEL COMMITTEE: REQUEST APPROVAL PLACING MR. STEVEN HENDERSON IN S-4 OF GR 6 @ \$52,598.00 PER YR FOR ENGINEER II POSITION (CONSTRUCTION MGMT) - **(RETAINED IN CMTE FR: 4/16/07 & 4/23/07)**

COMMUNICATIONS:

299. AUDITOR MALLONN (CITY): CERTIFICATE OF TOTAL AMT FR: 2007 ALL SOURCES. - RECEIVED & FILED

300. CD & PLANNING DIR., POORMAN: REQ APPROVAL TO ESTABLISH FMV & AUTHORIZE CONVEYANCE OF SAID PARCELS TO ABCD INC (PARCELS #02-47879 @ WEBSTER AVE., 02-47878 @ WEBSTER AVE., NE & #02-47928 @ 2<sup>ND</sup> ST SE) TO CONSTRUCT NEW HOMES FOR MODERATE INCOME FAMILIES AS PT OF CITY'S NEIGHBORHOOD REVITALIZATION STRATEGY, ABCD INC. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

301. CD & PLANNING DIR., POORMAN: REQ TO ESTABLISH FMV & AUTHORIZE CONVEYANCE OF SAID PARCELS TO PROJECT REBUILD (PARCELS #02-85897 @ TYLER AVE., SE & 02-85896 @ TYLER AVE., SE) TO CONSTRUCT NEW HOMES FOR MODERATE INCOME FAMILIES AS PART OF CITY'S NEIGHBORHOOD REVITALIZATION STRATEGY, PROJECT REBUILD, INC., - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

302. HART, R., WARD 7 CNCLMN: REQ FOR CHANGES RE: PANHANDLING ORD TO FINE RESIDENTS MAKING EXCESSIVE CALLS TO POLICE DEPT. - RECEIVED & FILED

303. PLANNING COMMISSION: RECOMMENDS APPROVAL OF ZONE CHANGE @ 907 11<sup>TH</sup> ST NW FOR TEMP HOUSG & RETREAT COMPLEX AS REQ BY HAMMER & NAILS FR: R-1a TO PR-4 FOR VOLUNTEER WKRS IN THEIR REHAB PROG. - JUDICIARY COMMITTEE

304. PLANNING COMMISSION: RECOMMENDS APPROVAL TO REPLAT LOT #34879 & PT OF OL#73 @ SCHROYER AVE., SW & TONNER CT SW REQ BY CITY OF CANTON FOR AEP TO DEVELOP SUBSTATION SITE - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

305. PLANNING COMMISSION: RECOMMENDS APPROVAL TO REPLAT PT OF LOTS#1611, 1613 & 1615 & DEDICATE 3<sup>RD</sup> ST NW & FULTON RD NW AS REQ BY CITY OF CANTON SERV DIR TO DETER PUBLIC FR: USING INTERSECTION AS CUT-THRU. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

306. PLANNING COMMISSION: RECOMMENDS APPROVAL OF ZONE CHANGE @3004 ATLANTIC BLVD NE FOR AUTO DETAILING SHOP AS REQ BY MARION INC FR: B-3 TO PB-4. - JUDICIARY COMMITTEE

307. PLANNING COMMISSION: RECOMMENDS PARK POULTRY ANNEX (RT. 62) IN WARD #9 W/ZONE CLASS. OF I-2 (HVY INDUSTRIAL) & PARKLAND ZONED AS OS (OPEN SPACE). - ANNEXATION COMMITTEE

308. PLANNING COMMISSION: RECOMMENDS APPROVAL OF FINAL SUBDIVISION PLAT FOR THE QUARRY. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

309. SERVICE DIRECTOR CONCATTO: REQ TO NEGOTIATE & ENTER INTO AGRMTS W/CITY OF N. CANTON & STARK CO FOR THEIR FAIR SHARE OF WPCC WATER TOWER PAINTING PROJ, WPCC TERTIARY FILTER PROJ & COLLECTION SYS DEPT FACILITY. - FINANCE COMMITTEE

COMMUNICATIONS - CONTINUED:

310. STARK CO COURT OF APPEALS: NOTIFICATION OF CASE DISMISSAL FOR HERBERT G. ROBINSON ET AL, RELATORS VS. STARK CO. BD. OF COMMISSIONERS, ET AL (RE: OSNABURG ANNEX). - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

1<sup>ST</sup> RDG 1. AMENDING APPROP #241/2006 MAKING \$2,000.00 SUPP APPROP FR: THE UNAPP BAL OF 2775 SAFE NEIGHBORHOOD HERO'S GRANT FUND; EMERGENCY

Referred to Finance Committee

- 1<sup>ST</sup> RDG 2. AUTHORIZE SERV DIR TO ENTER INTO TOWER LEASE AGMT W/CLEARWIRE US LLC PERMITTING INSTALLATION & OPERATION OF ANTENNAE FACILITIES; EMERGENCY  
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:SUSPENDED RULE 22A TO ADD O#3-#10; O#5 Retained In Cmte

- 2<sup>ND</sup> RDG 3. VACATING A PORTION OF R-O-W ALONG 17<sup>TH</sup> ST SE; APPROVE & ACCEPT THE REPLATTING OF PART OF OL 315 & THE VACATED PORTION OF THE R-O-W; EMERGENCY (PS&T)  
**PUB HRG 4/30/07 @ 7:30 P.M.**
- 2<sup>ND</sup> RDG 4. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS THE EAST HARMONT ANNEXATION AREA CONTAINING APPROX 8.2833 ACRES; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS I-1 (LIGHT INDUSTRIAL DISTRICT); EMERGENCY (ANNEX)  
**PUB HRG 4/30/07 @ 7:31 P.M.**
- Retained In Cmte** 5. **RETAINED IN CMT 4/16/07 & 4/23/07** AMENDING CITY OF CANTON CODIFIED ORD. SEC 1129.02 OFF-STREET PKG & SEC 1153, HEIGHT REG (JUD) **PUB HRG 4/30/07 @ 7:32 P.M.**
- 2<sup>ND</sup> RDG 6. AMEND O#241/2006, AS AMENDED, BY MAKING VARIOUS SUPP APPROP (HEALTH DEPT); EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 7. AUTHORIZE SAF DIR TO ENTER INTO CONTRACT W/MOTTER & MEADOWS ARCHITECTS IN AN AMT NOT TO EXCEED \$128,000.00 FOR ARCHITECTURAL AND ENGINEERING SERVICES AND SITE DEVELOPMENT FOR THE NEW FIRE STATION; EMERGENCY (PPCI & FIN)
- 2<sup>ND</sup> RDG 8. AUTHORIZE SERV DIR TO ENTER INTO A DESIGN FEE MODIFICATION W/OSBORN ENGINEERING CO. IN AN AMT NOT TO EXCEED \$60,500.00 FOR THE 25<sup>TH</sup> ST NE STORM SEWER PROJ; AMEND O#241/2006, AS AMENDED, BY MAKING APPROP FOR SAME FR: 4501 202001 ENGINEER ADMIN - OTHER TO: 4501 202068 25<sup>TH</sup> ST NE STORM SEWER - OTHER; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 9. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR THE CONSTRUCTION OF A NEW COLLECTION SYSTEMS SERVICE CENTER & ADMINISTRATION BLDG; EMERGENCY (PPCI)
- 2<sup>ND</sup> RDG 10. AUTHORIZE SERV DIR TO ENTER INTO A PROFESSIONAL ENGINEERING SERVICES CONTRACT W/COOPER & ASSOC, LLP IN AN AMT NOT TO EXCEED \$106,100.00 FOR THE STEIN INDUSTRIAL PK PROJ; AMEND O#241/2006, AS AMENDED, BY MAKING APPROP TRANSFER FOR SAME FR: 4501 202001 ENGINEER ADMINISTRATION FUND - OTHER TO: 4501 202073 STEIN INDUSTRIAL PARK - OTHER; EMERGENCY (FIN)

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

- 85/2007 11. RESOLUTION TO W/DRAW OBJECTION FOR LIQ PERMIT RENEWAL FOR SUNKIN INC DBA SPEED D FOODS @ 2502 11<sup>TH</sup> ST SW, 1<sup>ST</sup> FLR, WARD #3; EMERGENCY
- 86/2007 12. RESOLUTION TO W/DRAW OBJECTION FOR LIQ PERMIT RENEWAL FOR BP PROD. N AMERICA INC DBA BP FOOD MART 5896 @ 1200 N. MKT ST, WARD #2; EMERGENCY
- 87/2007 13. NAMING UNNAMED ALLEY S OF 12<sup>TH</sup> ST SW & N OF ANDERSON PL SW BETW ARLINGTON AVE SW & SMITH AVE SW AS 'J. BABE STEARN PLACE'
- AS AMENDED**  
88/2007 14. AUTHORIZE SERV DIR TO ENTER INTO 3YR CONTRACT W/AULTWORKS OCCUPATIONAL MEDICINE FOR PROF MED SVC FOR JOB APPLICANTS & EMPLOYEES EFF: 4/21/07 THRU 4/20/10; EMERGENCY
- 89/2007 15. AUTHORIZE SERV DIR TO ADVERTISE, REC BID & ENTER INTO \$285,000.00 CONTRACT FOR WPCC WATER TOWER PAINT PROJ; AMENDING O#241/2006 TO MAKE \$285,000.00 SUPP APPROP FR: UNAPP BAL OF 5413 SEWER REPLACEMENT FUND; EMERGENCY

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

- 90/2007 16. AUTHORIZE SERV DIR TO ENTER INTO PROF SVC CONTRACT W/COOPER & ASSOC LLP FOR WILLIG PK SOFTBALL COMPLEX; ADVERTISE, REC BID & ENTER INTO CONTRACT FOR CONSTRUCTION &/OR RENOVATION OF WILLIG PARK SOFTBALL COMPLEX; EMERGENCY
- 91/2007 17. AUTHORIZING SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR CONSTRUCTION WORK RELOCATING 12" WATER MAIN UNDER WELLS AVE SW; EMERGENCY
- 92/2007 18. APPROVING RIDGE AVE., APTS LLC WATER MAIN EXT ON CASTLEBAR ST NW IN JACKSON TWP; AUTHORIZE SERV DIR TO ENTER INTO CONTRACT FOR SAID WATER MAIN EXTENSION; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

**FRIDAY, APRIL 27, 2007 in Council Caucus @ 11:00 A.M.**

1) Judiciary Committee

(discussion of off-street parking)

**MONDAY, APRIL 30, 2007 in Council Caucus @ 6:45 P.M.**

1) Finance Committee

PUBLIC SPEAKS: None

MISCELLANEOUS BUSINESS: Dave Dougherty - Re: Community Policing, it worked once, it can work again, would like to see sub-station in all quadrants; Joe Carbenia - some wards didn't have community policing but is in favor of; Terry Prater - thanking Cindy Timberlake & staff for all their work especially on the Babe Stearn proclamation; Richard Hart - Congratulations to Repository on award-winning writing & reporting the news; Joe Concatto - 2007 paving list is being prepared, the Administration tried to be very objective in the preparation; Don Casar expressed concerns about some wards being omitted from the paving list & how quickly the paving can be completed this year, it is possible some councilmembers will not follow the Administration's list of streets to be paved in their ward's best interest; Kelly Zachary - expressed her satisfaction of the paving list; Terry Prater - is satisfied with the paving list because many neglected streets in his ward have been included, but some 'bugs' may need to be worked out; Thomas West - supports softball but could not support O#16; Mary Cirelli - would like paving of streets to be equal in all sections of the city.

ADJOURNMENT TIME: 8:02 P.M.

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