

FINAL
AGENDA
7:30 P.M.

CANTON CITY COUNCIL

SEPTEMBER 17, 2007

ROLL CALL: 10 Councilmembers Present, 2 Absent (Terry Prater and Kelly Zachary)

INVOCATION: Greg Hawk, Ward 1 Councilman

PLEDGE OF ALLEGIANCE: Majority Leader, Don Casar

AGENDA CORRECTIONS & CHANGES: (Suspended Ruled 22A to add 2nd Rdg O#12 - #19; O#16 Adopted on 2nd Rdg; O#20 Adopted as Amended)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

ASST' MAJORITY LEADER JOE CARBENIA: EXCUSING MEMBERS. (PRATER, ZACHARY & PRES. SCHULMAN)

64. CNCLMBR AT LARGE, CIRELLI, M: SUPPORTING GEOTHERMAL HEAT SYSTEMS FOR CITY OF CANTON FOR FUTURE BUILDING PROJECTS. - ADOPTED

67. HART, R., WARD 7 CNCLMBR: CONGRATULATING MERCY MEDICAL CENTER FOR 100TH ANNIVERSARY. - ADOPTED

68. PERSONNEL COMMITTEE: REQUEST APPROVAL TO RE-APPOINT THOMAS LAROCHELLE TO THE FAIR HOUSING BD. - ADOPTED

COMMUNICATIONS:

488. CASAR, D., MAJ LEADER & CARBENIA, J., ASST., MAJ LEADER: LETTER TO MAYOR REQUESTING LEAKING ROOF OF THE CANTON COMMUNITY CLINIC BE ADDRESSED. - RECEIVED & FILED

489. CLASSIC COLLISION CTR., APPLICANT: APPLICATION FOR ALLEY VACATION FOR 120' ALLEY BETWEEN LOT #'S 026786, 0225465 AND 0231343; WARD 4. - PLANNING COMMISSION

490. HEALTH BENEFITS ADMIN, BRESSON: JULY 2007, MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JAN - JULY 2007 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED

491. HEALTH BENEFITS ADMIN, BRESSON: AUGUST 2007, MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JAN - AUGUST 2007 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED

492. HEALTH COMMISSIONER, PATTISON: REQ TO APPROP UNAPP FUNDS FOR HIV PREVENTION GRANT IN AMT OF \$20,332.00 FR: UNAPP BAL OF THE 2318 HIV PREVENTION FUND TO: 2318 HIV PREVENTION GRANT. - FINANCE COMMITTEE

493. LAW DIR., MARTUCCIO: REQ TO DONATE SUBSURFACE BRICKS REMOVED FROM TUSC ST., TO BE USED FOR HISTORICAL PURPOSES. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

494. LIQUOR CONTROL DIV (OHIO): ADVISING THAT HRG SCHEDULED FOR 9/13/07 HAS BEEN CONTINUED RE: NEW LIQ PERMIT FOR AZAEL, INC DBA LA REYNA @ 1123 - 12TH ST NW. - RECEIVED & FILED

495. PLANNING COMMISSION: RECOMMENDS APPROVAL OF PROPOSED REPLAT OF OL 1115 & LT 42337 ON ATLANTIC BLVD NE (WALMART). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

496. PLANNING COMMISSION: RECOMMENDS APPROVAL OF PROPOSED REPLAT OF OL 1174 ON W. TUSC ST. (WALMART). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

497. PLANNING COMMISSION: RECOMMENDS APPROVAL OF PROPOSED REPLAT OF PART OF OL 799 ON ATLANTIC BLVD NE (CAFARO CO.) - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

498. PLANNING COMMISSION: RECOMMENDS APPROVAL OF PROPOSED REPLAT OF LTS 22387, 22388, 39984 & 39985 ON DIVISION RD NE (UNITED HARD CHROME INC.) - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

499. PLANNING COMMISSION: RECOMMENDS APPROVAL OF PROPOSED FINAL SUBDIVISION OF THE STEIN INDUSTRIAL PARK ON BELDEN AVE SE . - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

500. PLANNING COMMISSION: RECOMMENDS APPROVAL TO CHANGE SECTION 1129.16(a) OF THE CODIFIED ORDINANCES. - JUDICIARY COMMITTEE

501. SAFETY DIR., HUNT: REQ \$4,557.95 SUPP APPROP FR: UNAPP BAL OF 2111 STREET MAINTENANCE TO: 2111 10-40-20 57806 STREET MAINTENANCE FOR TRAFFIC SIG DEPT. - FINANCE COMMITTEE

502. SAFETY DIR., HUNT: REQ \$1,060.00 SUPP APPROP FR: UNAPP BAL OF 2111 STREET MAINTENANCE ACCT TO: 2111 10-40-10 73458 STREET MAINTENANCE ACCT FOR SIGN & PAINT DEPT. - FINANCE

COMMITTEE

COMMUNICATIONS CONTINUED:

503. SERVICE DIR., CONCATTO: REQ TO ENTER INTO CONTRACT W/MOTOROLA, INC FOR 6 RADIOS & RELATED EQUIP FOR HEALTH DEPT IN A TOTAL AMT NOT TO EXCEED \$24,711.40. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES
504. SERVICE DIR., CONCATTO: REQ AUTHORIZATION FOR LAW DEPT TO PREPARE RESOLUTION ON INTENT & A SUBSEQUENT ORDINANCE TO OBTAIN A PERMANENT DRAINAGE EASEMENT SHOULD THE CITY NEED TO FILE AN APPROP ACTION IN STARK CO., PROBATE COURT FOR THE DEVELOPMENT OF AREA KNOWN AS MILLS INDUSTRIAL PARK. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
505. TREASURER, SCHIRACK: REPORTS OF TREASURER'S OFFICE BANK RECONCILIATION & CITY'S OUTSTANDING INVESTMENTS AS OF 8/31/07. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. VACATING PORTION OF MULBERRY RD SE; EMERGENCY **PUB. HRG. 10/1/07 @ 7:30 PM**
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 2. VACATING PORTION OF LUTHER PL NE; EMERGENCY **PUB. HRG. 10/1/07 @ 7:31 PM**
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 3. VACATING PORTION OF DESERT INN CT NW; EMERGENCY **PUB. HRG. 10/1/07 @ 7:32 PM**
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 4. AUTHORIZE CITY TO ACCEPT DONATION OF REAL PROP FROM SOPHIE MANOS; EMERGENCY (LOT #8418 ON 10TH ST NE)
Referred to Community & Economic Development Committee
- 1ST RDG 5. AUTHORIZE CONVEYANCE OF CITY OWNED REAL PROP TO FREED HOUSING CORP; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 6. ESTABLISH FAIR MKT VALUE OF 1 PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE & CONVEYANCE OF SAID PROP PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (LOT# 24200 ON 22ND ST NE)
Referred to Community & Economic Development Committee
- 1ST RDG 7. AMEND EXHIBIT A TO O#164/2001, AS AMENDED, THE CLASSIFICATION PLAN & SALARIES FOR ALL MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES OF CITY OF CANTON; EMERGENCY (PIROLOZZI VS. STANBRO, ET AL)
Referred to Personnel Committee
- 1ST RDG 8. AMEND SEC 127.03, VEHICULAR SELF-INSURED FUND, & SEC 127.04, CLAIMS & JUDGMENTS, OF THE CODIFIED ORDINANCES
Referred to Judiciary Committee
- 1ST RDG 9. AMEND EXHIBITS A & B TO O#164/2007, AS AMENDED, THE CLASSIFICATION PLAN & SALARIES FOR ALL MGMT & NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF CANTON; REPEALING SEC 151.22, PERS PICKUP, OF THE CODIFIED ORDINANCES; EMERGENCY
Referred to Personnel & Finance Committees
- 1ST RDG 10. AMEND O#241/2006, AS AMENDED, BY MAKING THE SUPP APPROP OF \$5,666.99 FR: UNAPP BAL OF THE 4502 MOTOR VEHICLE PURCHASE FUND TO: 4502 10-30-01 MOTOR VEHICLE PURCHASE - OTHER; EMERGENCY
Referred to Finance Committee
- 1ST RDG 11. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT AMENDMENT W/COMPMANAGEMENT, INC. TO INCREASE ITS FEE FR: \$26,000.00 TO \$26,780.00; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#12 - #19; O#16 ADOPTED)

- 2ND RDG 12. ESTABLISHING FMV OF CITY OWNED PROPERTY; AUTHORIZE SALE & CONVEYANCE OF PROPERTY PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL # 02-22188 ON 12TH ST NE) (C&ED)
- 2ND RDG 13. AUTHORIZE EDITING & INCLUSION OF VARIOUS COMPONENT CODES OF ORDINANCES TO THE CITY OF CANTON CODIFIED ORDINANCES; EMERGENCY (JUD)
- 2ND RDG 14. RESOLUTION AUTHORIZING LAW DIRECTOR TO DISTRIBUTE FREE PUB OFFICIALS & PUB INSTITUTIONS COPIES OF 2007 SUPPLEMENTAL TO CANTON CODIFIED ORDINANCES; TO AFFIX PRICE FOR SALE OF SAME; EMERGENCY (JUD)
- 2ND RDG 15. AMENDING O#241/2006 MAKING VARIOUS SUPP APPROP, REDUCTIONS, TRANSFERS & INTERFUND CASH TRANSFERS TO CONTINUE OPERATIONS OF CITY; EMERGENCY (FIN)
- 167/2007 16. AUTHORIZE CITY AUDITOR TO PAY \$4,000.00 MORAL OB TO CENTER FOR MARKETING & OPINION RESEARCH; EMERGENCY (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 17. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO \$7,500.00 5-YR LEASE AGMT W/OPTION TO PURCHASE 2, 10-TON HEAVY DUTY DUMP TRKS IN WATER DEPT; AMENDING O#241/2006, TO MAKE \$7,500.00 SUPP APP; EMERGENCY (FIN)
- 2ND RDG 18. AUTHORIZE CITY AUDITOR TO ESTABLISH 2234 STEIN PROJ FUND; AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT TO CONSTRUCT INFRASTRUCTURE IMPROV FOR STEIN INDUSTRIAL PK GP 1094; AMENDING O#241/2006 TO MAKE \$400,000.00 SUPP APPROP & TRANSFERS; EMERGENCY (FIN)
- 2ND RDG 19. AUTHORIZE MAYOR TO ENTER INTO AMENDED ENTERPRISE ZONE AGMT W/GLENN REAL ESTATE INVESTMENTS DBA CUTTER EQUIP CO; EMERGENCY (C&ED)

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

- 168/2007 20. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO JOB CREATION TAX INCENTIVE & NET PROFITS INCENTIVE AGMTS W/COATING SERV., INC. PURSUANT TO THE CITY'S ECONOMIC GROWTH INITIATIVE PROG; EMERGENCY
- 169/2007 21. ESTABLISH FMV & AUTHORIZE SALE & CONVEYANCE OF PARCEL #02-35101 ON CLARENDON AVE SW TO TODD & LISA HIXSON (ABUTTING PROP OWNERS); EMERGENCY
- 170/2007 22. AMEND APPROP O#241/2006, AS AMENDED, BY MAKING \$15,000.00 SUPP APPROP FR: 1001 UNAPPROP GENERAL FUND BAL; EMERGENCY
- 171/2007 23. AMEND APPROP O#241/2006, AS AMENDED, MAKING \$43,555.00 SUPP APPROP FR: UNAPP BAL OF 2328 PUBLIC HEATH INFRASTRUCTURE FUND TO: 2328 PUBLIC HEALTH INFRASTRUCTURE GRANT - OTHER; EMERGENCY
- 172/2007 24. AMEND APPROP O#241/2006, AS AMENDED, MAKING \$45,000.00 SUPP APPROP FR: UNAPP BAL OF 2763 LAW ENFORCEMENT TRUST FUND TO: 2763 LAW ENFORCEMENT TRUST - OTHER; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:MONDAY, SEPTEMBER 24, 2007 in Council Caucus @ 6:15 P.M.

- 1) Community & Economic Development Committee
- 2) Public Safety & Thoroughfares Committee
- 3) Finance Committee
- 4) Personnel Committee
- 5) Judiciary Committee

PUBLIC SPEAKS: (None)

MISCELLANEOUS BUSINESS: Dave Dougherty re: Reminder that "Feed the Needy" is this Saturday, September 22nd and asking for volunteers; Mary Cirelli re: Complimenting the Mayor for assisting the Public Speakers that were signed up to speak; Mayor Creighton re: Announcing that the Street Department's "Beautify a Neighborhood" was selected to be showcased at The National League of Cities and applauding the Street Department, the D.M.V. and all neighborhood associations for their parts in this; Butch Kraus re: Telling the Mayor that he "broke them all in"

ADJOURNMENT: 8:00 PM