

**FINAL**  
**AGENDA**  
7:30 P.M.

CANTON CITY COUNCIL

OCTOBER 1, 2007

ROLL CALL: All Present

INVOCATION: James Griffin, Ward 3 Councilmember

PLEDGE OF ALLEGIANCE: Led by President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#8 - #15; O#16 Retained in Committee; O#24 Adopted as Amended)

PUBLIC HEARINGS:

- 7:30 PM AN ORDINANCE VACATING A PORTION OF MULBERRY ROAD S.E.; AND DECLARING THE SAME TO BE AN EMERGENCY; ASSIGNED TO WARD 4; PLANNING COMMISSION RECOMMENDS APPROVAL OF SAME  
(No Speakers) **O#180/2007**
- 7:31 PM AN ORDINANCE VACATING A PORTION OF LUTHER PLACE N.E.; AND DECLARING THE SAME TO BE AN EMERGENCY; ASSIGNED TO WARD 2; PLANNING COMMISSION RECOMMENDS APPROVAL OF SAME  
(1 Speaker) **O#181/2007**
- 7:32 PM AN ORDINANCE VACATING A PORTION OF DESERT INN COURT N.W.; AND DECLARING THE SAME TO BE AN EMERGENCY; ASSIGNED TO WARD 2; PLANNING COMMISSION RECOMMENDS APPROVAL OF SAME  
(No Speakers) **O#182/2007**

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

INFORMAL RESOLUTIONS:

MAJORITY LEADER DON CASAR: EXCUSING MEMBERS. (Not Necessary)

73. PRATER, T., WARD 5 CNCLMBR: REQUESTING STREET LIGHT ON EXISTING POLE #819B1-177 AT 1827 SANDWICH AVE SW. - ADOPTED

COMMUNICATIONS:

515. C&ED DIR., POORMAN: ESTABLISH FMV OF \$3,100.00 FOR PARCEL #02-28865 LT #3033 LOCATED ON 5<sup>TH</sup> ST NE & AUTHORIZE DISPOSITION TO CONVEY PROPERTY TO HENRY & MARVELLA JACKSON. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
516. C&ED DIR., POORMAN: AUTHORIZE MAYOR TO SUBMIT/FILE W/HUD A FISCAL YR 2008 CONSOLIDATED PLAN ACTION PLAN & EXECUTE GRANT AGMTS W/HUD & ACCEPT CITY'S 2008 CDBG, 2008 HOME & 2008 ESG; AUTHORIZE MAYOR TO REVISE AND/OR AMEND CONSOLIDATED PLAN & BUDGETS FOR CDBG, HOME & ESG & PROVIDE SUCH ADDITIONAL INFO AS REQUIRED; AUTHORIZE & DIRECT CITY AUDITOR TO REVISE BUDGETS AS PERMITTED BY COMM DEV BLOCK GRANT REGULATIONS, HOME INV PARTNERSHIP PROG REGULATIONS, EMERGENCY SHELTER GRANT REGULATIONS, THE COMMUNITY, ECON DEV & PLANNING DEPT & HUD; TO UTILIZE THE ESTABLISHED FUND ACCTS KNOWN AS CDBG & HOME & TO DRAW HIS WARRANTS AGAINST THE CDBG FUND & HOME FUND BASED UPON RECEIPT OF VOUCHERS DULY APPROVED BY THE PROPER DEPT AUTHORITY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
517. HART, R., WARD 7 CNCLMBR: REQ CITY TO ESTABLISH POLICY FOR DISPOSAL OF TELEVISIONS, COMPUTERS, HOUSEHOLD WASTE PRODUCTS & OTHER TYPES OF HAZARDOUS HOUSEHOLD WASTE MATERIAL. - RECEIVED & FILED
518. LIQUOR CONTROL DIV (OHIO): NOTICE OF HRG ON 10/24/07 @ 10:30 AM RE: NEW C-1-2 LIQ PERMIT FOR MORAN FOODS, INC DBA SAVE A LOT 627 @ 2905 MAHONING RD NE. - RECEIVED & FILED
519. LIQUOR CONTROL DIV (OHIO): NOTICE OF HRG ON 10/24/07 @ 11:00 AM RE: NEW C-1-2 LIQ PERMIT FOR MORAN FOODS, INC DBA SAVE A LOT 612 @ 906 W. TUSC ST. - RECEIVED & FILED
520. LIQUOR CONTROL DIV (OHIO): NOTICE OF HRG ON 10/24/07 @ 1:00 PM RE: NEW C-1 LIQ PERMIT FOR AZAEL, INC DBA LA REYNA @ 1123 - 12<sup>TH</sup> ST NW. - RECEIVED & FILED
521. SAFETY DIRECTOR HUNT: AUTHORIZE SAF DIR TO ENTER INTO 3-YR PROF SERV CONTRACT INCREASING CHARGES FR: \$10.50 TO: \$15.00 PER TRANSPORT W/OH BILLING, INC TO ADMINISTER COLLECTION OF AMBULANCE FEES FOR CANTON PARAMEDIC TRANSPORT RUNS FOR CITY. - FINANCE COMMITTEE
522. SAFETY DIRECTOR HUNT: AUTHORIZE SEVERAL PROPERTIES TO BE CERTIFIED FOR DEMOLITION. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
523. SERVICE DIRECTOR CONCATTO: ADVISING THAT ADDITIONAL WORK IS BEING AUTHORIZED FOR THE PAINTING OF WPCC'S WATER TOWER DUE TO THE INSIDE OF WATER TOWER BOWL BEING BADLY PITTED & CORRODED. THIS BEING DONE TO ENSURE PROJECT COMPLETION BEFORE WINTER WEATHER CONDITIONS SET IN. - RECEIVED & FILED

COMMUNICATIONS CONTINUED:

524. SERVICE DIRECTOR CONCATTO: REQ TO AMEND O#177/2006, SECTION D & AUTHORIZE AUDITOR TO ESTABLISH AND/OR MAINTAIN PETTY CASH AND/OR CHANGE DRAWER FOR CIVIC CENTER BANKING-ATM CASH FOR \$10,000.00. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1<sup>ST</sup> RDG 1. ESTABLISH FMV OF 1 CITY OWNED PARCEL; AUTHORIZE SALE & CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (LOT# 741 ON 7<sup>TH</sup> ST SW)  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 2. AMEND APPROP O#241/2006, AS AMENDED, BY MAKING SUPP APPROPRIATIONS OF \$622.68 TO: 2769 BYRNE MEM JUSTICE GRANT '06 & \$1,220.77 TO: 2773 BYRNE MEM JUSTICE ASST GRANT; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 3. AUTHORIZE CLERK OF COUNCIL TO CERTIFY TO COUNTY AUDITOR UNPAID & DELINQUENT CHARGES FOR WATER &/OR SEWER SERVICES; EMERGENCY  
Referred to Environmental & Public Utilities Committee
- 1<sup>ST</sup> RDG 4. APPROVE WATER MAIN EXT TO CANTON TWP; AUTHORIZE SERV DIR TO ENTER INTO CONTRACT FOR EXT OF SAID WATER MAIN; EMERGENCY (CANSOMED FACILITY, LLC ON CLEV AVE SW)  
Referred to Environmental & Public Utilities Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT W/A RECYCLING FACILITY FOR THE CITY'S CURBSIDE RECYCLING PROG; EMERGENCY  
Referred to Finance & Recycling Committees
- 1<sup>ST</sup> RDG 6. AUTHORIZE SERV DIR TO ENTER INTO FEE MODIFICATION W/COOPER & ASSOC, LLP IN AMT NOT TO EXCEED \$3,900.00 FOR THE STEIN INDUSTRIAL PARK PROJECT; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 7. RESOLUTION ACCEPTING AMOUNTS & RATES AS DETERMINED BY THE BUDGET COMMISSION & AUTHORIZE THE NECESSARY TAX LEVIES & CERTIFYING THEM TO THE COUNTY AUDITOR  
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#8 - #15; O#16 RETAINED IN COMMITTEE;**

- 2<sup>ND</sup> RDG 8. AMENDING O#241/2006 TO MAKE \$20,332.00 SUPP APPRO FR: UNAPP BAL OF 2318 HIV PREVENTION FUND IN HEALTH DEPT; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 9. APPROVING & ACCEPTING REPLAT OF OL#1115 & LT #42337; EMERGENCY (Walmart-Atlantic Blvd) (PS&T)
- 2<sup>ND</sup> RDG 10. APPROVING & ACCEPTING REPLATTING OF OL#1174; EMERGENCY (Walmart-W. Tusc) (PS&T)
- 2<sup>ND</sup> RDG 11. APPROVING & ACCEPTING REPLATTING OF PART OF OL#799; EMERGENCY (Cafaro Co.-Atlantic Blvd) (PS&T)
- 2<sup>ND</sup> RDG 12. APPROVING & ACCEPTING REPLATTING OF LOTS #22387, 22388, 39984 & 39985; EMERGENCY (United Hard Chrome-Division Rd. NE) (PS&T)
- 2<sup>ND</sup> RDG 13. APPROVING & ACCEPTING FINAL RECORD PLAT FOR STEIN INDUSTRIAL PARK; EMERGENCY (Belden Avenue SE) (PS&T)
- 2<sup>ND</sup> RDG 14. AMENDING O#241/2006 TO MAKE \$5,617.95 SUPP APPRO FR: UNAPP BAL OF 2111 STREET MAINT; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 15. AUTHORIZING SERV DIR TO ENTER INTO \$24,711.40 W/MOTOROLA INC TO PURCHASE 6 RADIOS & RELATED EQUIP FOR HEALTH DEPT; EMERGENCY (PPCI & FIN)

**RETAINED**

- IN CMTE** 16. **RETAINED IN CMTE FROM 8/20/07 & 9/10/07** AMEND VARIOUS CHAPTERS OF PART 11, PLANNING & ZONING CODE, OF THE CODIFIED ORDINANCES OF CITY OF CANTON (CITY OF CANTON) (JUD) **PUB HRG 9/10/07 @ 7:30 PM**

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

- 180/2007** 17. VACATING PORTION OF MULBERRY RD SE; EMERGENCY **PUB. HRG. 10/1/07 @ 7:30 PM**
- 181/2007** 18. VACATING PORTION OF LUTHER PL NE; EMERGENCY **PUB. HRG. 10/1/07 @ 7:31 PM**
- 182/2007** 19. VACATING PORTION OF DESERT INN CT NW; EMERGENCY **PUB. HRG. 10/1/07 @ 7:32 PM**
- 183/2007** 20. AUTHORIZE CITY TO ACCEPT DONATION OF REAL PROP FROM SOPHIE MANOS; EMERGENCY (LOT #8418 ON 10<sup>TH</sup> ST NE)
- 184/2007** 21. AUTHORIZE CONVEYANCE OF CITY OWNED REAL PROP TO FREED HOUSING CORP; EMERGENCY

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

185/2007 22. 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 22<sup>ND</sup> ST NE)

186/2007 23. 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)

**AS AMENDED**

187/2007 24. AMEND SEC 127.03, VEHICULAR SELF-INSURED FUND, & SEC 127.04, CLAIMS & JUDGMENTS, OF THE CODIFIED ORDINANCES

188/2007 25. 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

189/2007 26. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT AMENDMENT W/COMPMANAGEMENT, INC. TO INCREASE ITS FEE FR: \$26,000.00 TO \$26,780.00; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

THURSDAY, OCTOBER 11, 2007 in City Hall on the 8<sup>th</sup> Floor from 3:00 P.M. to 4:00 P.M.

1) Recycling Committee

MONDAY, OCTOBER 15, 2007 in Council Caucus @ 6:30 P.M.

1) Judiciary Committee

2) Finance Committee

3) Community & Economic Development Committee

4) Environmental & Public Utilities Committee

5) Recycling Committee

PUBLIC SPEAKS: Bettie Bell re: Complaints about the vacant houses with high grass/weeds, skunks, drugs & prostitution in her neighborhood; Ruby Brogden re: Complaints about the vacant house next door to her home that was previously boarded up prior to someone removing the boards from the home. Also asking how to get houses boarded up so that the boards cannot be removed; Edythe Stinson re: Announcing that she came to Council on June 18<sup>th</sup> and back in July requesting that the water park be put back in the Southeast section where the Jackson Pool was located. Also complaints about the beggars and homeless people in Stark County and asking what the City can do about them. Also relaying that she would like to see shops come into downtown.

MISCELLANEOUS BUSINESS: Mary Cirelli re: Advising the Administration that they will be receiving a packet regarding Geothermal; Thomas West re: Thanking Urie Hershberger for coming to Council tonight and for trying to make the neighborhood better; Kelly Zachary re: Announcing that Ms. Stinson brought up a good point on the recreation and the Jackson Pool. Some type of recreation needs to be replaced in the area where the pool was closed. Also stressing that no one should have to come to Council more than once for the same issue.

ADJOURNMENT: 8:10 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 15, 2007 @ 7:30 PM