

FINAL
AGENDA
7:30 P.M.

CANTON CITY COUNCIL

OCTOBER 15, 2007

ROLL CALL: All Members Present

INVOCATION: Kelly Zachary, Ward 4 Councilmember

PLEDGE OF ALLEGIANCE: Led by President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#7 - #13; O#6 Withdrawn; Suspended Rule 22A to add 1st Rdg O#4 Adopted on 1st Rdg; O#8 Adopted on 2nd Rdg)

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)

COMMUNICATIONS:

525. AUDITOR MALLONN (CITY): CERTIFICATE OF TOTAL AMT FR: 2007 ALL SOURCES. - RECEIVED & FILED
526. AUDITOR MALLONN (CITY): SUBMIT MO. RPT. BY FUND THRU 9/28/07. - RECEIVED & FILED
527. AUDITOR MALLONN (CITY): SUBMIT YRLY. RPT. BY FUND THRU 9/28/07. - RECEIVED & FILED
528. FIFTH DISTRICT CT. OF APPEALS: NOTICE OF ORAL ARGUMENT ON 11/6/07 RE: PLAIN TWP BD OF TR VS. BD OF COMM., ETAL (DIANO ANNEXATION). - RECEIVED & FILED
529. HEALTH BENEFITS ADMIN, BRESSON: SEPT 2007, MO COMPARATIVE RPT OF INSUR CLAIMS & JAN - SEPT 2007 PAID CLAIMS & COMPARATIVE RPT. - RECEIVED & FILED
530. HEALTH COMMISSIONER PATTISON: REQ \$125,000.00 APPROP FR: UNAPPRO BAL OF 2328 PUB HEALTH INFRASTRUCTURE FOR 07. - FINANCE COMMITTEE
531. HEALTH COMMISSIONER PATTISON: REQ \$42,000.00 TO REIMBURSE OH DEPT OF HEALTH FOR ISSUANCE OF BIRTH & DEATH CERTIFICATES. - FINANCE COMMITTEE
532. LIQUOR CONTROL DIV (OHIO): HRG RESCHEDULE FOR NEW C-1-2 PERMIT APPLICATION FOR MORAN FOODS INC DBA SAVE A LOT 627 @ 2905 MAHONING RD NE ON 11/8/07 @ 10:30AM. - RECEIVED & FILED
533. LIQUOR CONTROL DIV (OHIO): HRG RESCHEDULE FOR NEW C-1-2 PERMIT APPLICATION FOR MORAN FOODS INC DBA SAVE A LOT 612 @ 906 W. TUSC ST ON 11/8/07 @ 11:00 AM. - RECEIVED & FILED
534. LIQUOR CONTROL DIV (OHIO): HRG RESCHEDULE FOR NEW C-1 PERMIT APPLICATION FOR AZAEL, INC DBA LA REYNA @ 1123 12TH ST NW ON 11/8/07 @ 1:00 PM. - RECEIVED & FILED
535. LIQUOR CONTROL DIV (OHIO): REQ TRANSFER OF C2 C2X LIQ PERMIT FR: SUSAN F. FRANK TO FULTON 12TH STR DRIVE THRU LLC DBA FULTON DRIVE THRU @ 1133 FULTON RD NW. - RECEIVED & FILED
536. MAYOR JANET CREIGHTON: SUBMITTING AMENDMENT TO INCREASE PROBATIONARY POLICE OFCRS & FIREFIGHTERS TO BARGAINING UNIT CLASS PLAN FOR POLICE & FIRE DEPT. - PERSONNEL COMMITTEE
537. PLANNING COMMISSION: RECOMMENDS APPROVAL OF PROPOSED ALLEY VAC OF UNNAMED ALLEY IMMEDIATELY N OF 526 SCHROYER SW; WARD 4 (CLASSIC COLLISION CENTER). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
538. PLANNING COMMISSION: RECOMMENDS APPROVAL OF REPLAT OF LOT 1410 & PTS OF LTS 1411 & 1412 ADJACENT TO NW CORNER OF 7TH ST NE & YOUNG AVE NE; WARD 2 (HABITAT FOR HUMANITY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
539. SAFETY DIRECTOR HUNT: REQ \$7,303.44 SUPP APPROP FR: UNAPP BAL OF 2111 STR MAINT ACCT FOR 2 DAMAGED TRAF SIGNAL POLES DUE TO AUTO ACCIDENTS. - FINANCE COMMITTEE
540. SAFETY DIRECTOR HUNT: REQ SAF DIR TO APPLY & ACCEPT GRANT FR: OH GOV HIGHWAY SAF OFC HIGH VISIBILITY ENFORCEMENT OVERTIME GRANT FOR OVERTIME SPEED & SEAT BELT ENFORCEMENT FOR 2008. - FINANCE COMMITTEE
541. SAFETY DIRECTOR HUNT: RPT ON FIRE DEPT PUMPER TRUCK DAMAGE EST. AMT. OF REPAIR \$70,987.00 BY CERTIFIED DEALER. - RECEIVED & FILED
542. SAFETY DIRECTOR HUNT: REQ \$5,872.76 SUPP APPROP FR: UNAPPROP BAL OF 4502 MV PURCH FUND FOR DAMAGED VEHICLE IN CANTON FIRE DEPT. - FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

543. SERVICE DIRECTOR CONCATTO: REQ TO ADVERTISE, REC BIDS & ENTER INTO 5-YR LEASE CONTRACT FOR APPROX 250 ACRES OF LAND IN THE SUGAR CREEK WELL FIELD. - FINANCE COMMITTEE
544. SERVICE DIRECTOR CONCATTO: REQ TO AMEND O#83/2006 (CAREMARK CONTRACT THROUGH EPHCO) EXTENDING CONTRACT FROM 1/1/08THRU 12/31/10. - FINANCE COMMITTEE
545. SERVICE DIRECTOR CONCATTO: AUTHORIZE MAYOR &/OR SERV DIR TO CONVEY CITY OWNED PROP @ 3RD ST NE, KNOWN AS THE MONROE CNTR, TO CCIC FOR COMMUNITY DEV PURPOSES. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
546. TREASURER, SCHIRACK: 9/30/07 COMPARATIVE RPT OF CASH RECEIPTS. - RECEIVED & FILED
547. TREASURER, SCHIRACK: REPORT OF TREAS OFC BANK RECONCILIATION & CITY'S OUTSTANDING INVESTMENTS AS OF 9/28/07. - RECEIVED & FILED
548. TREASURER, SCHIRACK: SEPT 2007 PKING MTR REVENUE . - RECEIVED & FILED
549. TREASURER, SCHIRACK: SEPT 2007 DEPOSITS & PAY INS FOR AMBULANCE LOCK BOX ACCT. - RECEIVED & FILED
550. TRILLIUM FAMILY SOLUTIONS: ANNUAL RPT BEG 7/1/06 THRU 6/30/07. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

**** (COUNCIL RECESSED @ 7:36 PM FOR ADOPTION OF O#4; RECONVENED @ 7:38 PM)**

- 1ST RDG 1. ESTABLISH FMV OF 1 CITY-OWNED PARCEL; AUTHORIZE SALE & CONVEYANCE OF SAME PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PART OF LOT#3033)
Referred to Community & Economic Development Committee
- 1ST RDG 2. AUTHORIZE MAYOR TO FILE 2008 CONSOLIDATED PLAN FOR 2008 CDBG PROG, 2008 HOME INVEST PARTNERSHIP PROG & 2008 EMERG SHELTER GRANT PROGRAM W/US DEPT OF HUD; RATIFYING SUBMISSION & FILING OF SAID PLAN; AUTHORIZE MAYOR TO EXECUTE GRANT AGMTS W/US DEPT OF HUD & ACCEPT FUNDING FOR PROGRAMS; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 3. AUTHORIZE SAF DIR TO ENTER INTO 3-YR PROF SVCS CONTRACT FOR BILLING & COLLECTION OF USER FEES FOR AMBULANCE SVCS & PUB SAF SVCS W/OH BILLING; EMERGENCY
Referred Finance Committee
- 190/2007 4. DECLARING 15 BLDGS PUB NUISANCES; AUTHORIZE SAF DIR TO ENTER INTO CONTRACT FOR THE DEMOLITIONS OF SAID BLDGS; AUTHORIZE CLK OF CNCL TO CERTIFY DEMO COSTS TO STARK CO AUDITOR; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 5. AMENDING SEC (D) OF O#177/2006 (CIVIC CTR PETTY CASH FUND); EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#7 - #13; O#6 WITHDRAWN; O#8 ADOPTED;

- WITHDRAWN 6. ESTABLISH FMV OF 1 CITY OWNED PARCEL; AUTHORIZE SALE & CONVEYANCE OF SAME PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (LOT# 741 ON 7TH ST SW) (C&ED)
- 2ND RDG 7. 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 (Fin)
- 191/2007 8. AUTHORIZE CLERK OF COUNCIL TO CERTIFY TO COUNTY AUDITOR UNPAID & DELINQUENT CHARGES FOR WATER &/OR SEWER SERVICES; EMERGENCY (E&PU)
- 2ND RDG 9. 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) (E&PU)
- 2ND RDG 10. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT W/A RECYCLING FACILITY FOR THE CITY'S CURBSIDE RECYCLING PROG; EMERGENCY (Fin & Recy)
- 2ND RDG 11. 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 (Fin)
- 2ND RDG 12. RESOLUTION ACCEPTING AMOUNTS & RATES AS DETERMINED BY THE BUDGET COMMISSION & AUTHORIZE THE NECESSARY TAX LEVIES & CERTIFYING THEM TO THE COUNTY AUDITOR (Fin)
- 2ND RDG 13. **(RETAINED IN CMTE FROM 8/20/07, 9/10/07 & 10/1/07)** 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 RESOLUTION FOR THIRD/FINAL READING & VOTE:

- 192/2007 14. AMENDING O#241/2006 TO MAKE \$20,332.00 SUPP APPRO FR: UNAPP BAL OF 2318 HIV PREVENTION FUND IN HEALTH DEPT; EMERGENCY
- 193/2007 15. APPROVING & ACCEPTING REPLAT OF OL#1115 & LT #42337; EMERGENCY (Walmart-Atlantic Blvd)
- 194/2007 16. APPROVING & ACCEPTING REPLATTING OF OL#1174; EMERGENCY (Walmart-W. Tusc)
- 195/2007 17. APPROVING & ACCEPTING REPLATTING OF PART OF OL#799; EMERGENCY (Cafaro Co.-Atlantic Blvd)
- 196/2007 18. APPROVING & ACCEPTING REPLATTING OF LOTS #22387, 22388, 39984 & 39985; EMERGENCY (United Hard Chrome-Division Rd. NE)
- 197/2007 19. APPROVING & ACCEPTING FINAL RECORD PLAT FOR STEIN INDUSTRIAL PARK; EMERGENCY (Belden Avenue SE)
- 198/2007 20. AMENDING O#241/2006 TO MAKE \$5,617.95 SUPP APPRO FR: UNAPP BAL OF 2111 STREET MAINT; EMERGENCY
- 199/2007 21. AUTHORIZING SERV DIR TO ENTER INTO \$24,711.40 CONTRACT W/MOTOROLA, INC TO PURCHASE 6 RADIOS & RELATED EQUIP FOR HEALTH DEPT; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, OCTOBER 22, 2007 in Council Caucus @ 5:30 P.M.

- 1) Council to meet with Law Department regarding Animal Control Officer

MONDAY, OCTOBER 22, 2007 in Council Caucus @ 6:30 P.M.

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

PUBLIC SPEAKS: Edythe Stinson re: Informal Resolution dated 5/9/05 and the Jackson Pool; relaying that she wants a water park or a pool back in the S.E. end of the City; Terry Chenault re: Homelessness and the lack of homeless shelters in the area; Ruby Brogdon re: Thanking the Mayor and her workers for a job well done.

MISCELLANEOUS BUSINESS: Kelly Zachary re: Announcing that not one single person signed off on Resolution to close the Jackson Pool; Bill Smuckler re: Advising that he handcrafted the Resolution regarding the Jackson Pool that was Tabled indefinitely.

ADJOURNMENT: 7:58 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 22, 2007 @ 7:30 PM