

FINAL
AGENDA
7:30 P.M.

CANTON CITY COUNCIL

DECEMBER 3, 2007

ROLL CALL: All Councilmembers Present

INVOCATION: Don Casar, Majority Leader

PLEDGE OF ALLEGIANCE: Led by President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#4 -#19, excluding O#6, #10 & #14 which were Retained in Committee; O#11, #15 & #19 Adopted; O#20 Postponed)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

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

COMMUNICATIONS:

602. C&ED DIRECTOR, POORMAN: AUTHORIZE MAYOR TO ENTER INTO AMENDED ENTERPRISE ZONE AGMT W/HYDRODEC PLC. TO REFLECT NAME CHANGE TO HYDRODEC NORTH AMERICA, INC; AUTHORIZE & DIRECT AUDITOR TO ANNUALLY PAY TO THE CANTON LOCAL BOARD OF ED SUCH AMTS AS ARE AGREED UPON BETWEEN THE CITY & THE CANTON LOCAL BOARD OF ED &/OR AS REQUIRED TO BE PAID PURSUANT TO SEC 5709.82 (C) & (D) OF THE REVISED CODE. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
603. C&ED DIRECTOR, POORMAN: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/CCIC TO PROVIDE A GRANT UTILIZING CDBG FUNDS IN TOTAL AMT NOT TO EXCEED \$500,000.00 FOR GRANTS, LOANS & ADMINISTRATIVE COSTS. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
604. HAWK, G., FIN. CHAIRPERSON: AUTHORIZE LAW DEPT & AFFECTED DEPTS TO PREPARE ANY NECESSARY AMENDMENTS TO OUR ORDINANCES WHICH WILL CONTINUE TO OFFER THE SAME DISCOUNTED RATES TO HOME OWNING RESIDENTS WHO ARE 65 OR OLDER, OR DISABLED, & WHO MEET THE INCOME GUIDELINE INDICES USED BY THE STATE & COUNTIES IN ORDER TO BE FAIR TO ALL OF OUR UTILITY USERS & OUR PROPRIETARY FUNDS. - ENVIRONMENTAL & PUBLIC UTILITIES & JUDICIARY COMMITTEES
605. LIQUOR CONTROL DIV (OHIO): REQ TRANSFER OF C1 LIQ PERMIT FR: MAGG MSCC LTD DBA MAGGORIES CONV FOODS TO: MACS CONVENIENCE STORES LLC DBA CIRCLE K 5665 @ 2535 FULTON RD. - RECEIVED & FILED
606. LIQUOR CONTROL DIV (OHIO): REQ TRANSFER OF C1 C2 LIQ PERMIT FR: RAMDEVPIR LLC TO: NEIL ONE INC DBA MINI FOOD MART @ 3004 - 17TH ST SW. - RECEIVED & FILED
607. MAYOR CREIGHTON: REQ TO AMEND APPROP O#1/2007 TO INCREASE THE APPROPS IN A NUMBER OF CITY FUNDS; MAKING VARIOUS SUPP APPROP & APPROP TRANSFERS. - FINANCE COMMITTEE
608. MAYOR CREIGHTON: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/HUNTINGTON BANK TO LEASE UP TO 75 PARKING SPACES AT THE CITY'S CORNERSTONE PARKING DECK FOR 10 YRS & HUNTINGTON BANK WOULD PAY \$4,000.00/YR EITHER ON A YRLY BASIS OR IN 1 LUMP SUM. - FINANCE COMMITTEE
609. SERVICE DIRECTOR CONCATTO: AUTHORIZE SERV DIR TO ENTER INTO PROF SERVICES AGMT W/SQUIRE, SANDERS & DEMSEY LLP USING AVAILABLE FUNDS AVAILABLE IN WPCC'S 2007 BUDGET (NIMISHILLEN CREEK WATERSHED). - FINANCE COMMITTEE
610. SERVICE DIRECTOR CONCATTO: REQ PERMISSION TO ACCEPT GRANT, SET UP A SPECIAL ACCT FOR THE FUNDS; AUTHORIZE \$220,000.00 APPROP FR: UNAPP CARNWISE WATER MAIN EXT TO: APPROPRIATED CARNWISE WATER MAIN EXTENSION FUND; REQ TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR THE INSTALLATION OF A 12 INCH WATER LINE TO SERVE RESIDENTIAL HOMES IN CANTON TOWNSHIP. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO JOB CREATION TAX INCENTIVE & NET PROFITS AGMTS W/COOPER FIREARMS OF MONTANA, INC. PURSUANT TO THE CITY'S ECONOMIC GROWTH INITIATIVE PROG; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 2. AUTHORIZE MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROP, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CCIC; EMERGENCY (3rd St NW & Fulton Rd NW)
Referred to Community & Economic Development Committee
- 1ST RDG 3. AMEND SEC 921.01, PURPOSE, & 921.02, ELIGIBILITY, OF CHAPTER NINE, STREETS, UTILITIES & PUBLIC SERVICES CODE, OF THE CODIFIED ORDINANCES

Referred to Judiciary CommitteeORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**SUSPENDED RULE 22A TO ADD O#4 - #19, Excluding O#6, #10 & #14 which were Retained in Committee; O#11, #15 and #19 Adopted**

2ND RDG 4. AMEND O#177/2006, SEC 1 (P) ADDING PETTY CASH FD FOR GANG TASK FORCE; EMERGENCY (FIN)

2ND RDG 5. AUTHORIZE SERV DIR TO ENTER INTO LEGAL SVCS CONTRACT TO INDIGENTS W/STARK CO PUB DEFENDER EFF: 1/1/08 THRU 12/31/08; EMERGENCY (FIN)

RETAINED

IN CMTE 6. AMEND O#40/2000, EX 'A' TO CLASS PLAN FOR CITY OF CANTON BARG UNIT PERSONNEL RE: PREVAILING WAGE COORD; EMERGENCY (PERS)

2ND RDG 7. APPROVE & ACCEPT REPLAT OF LTS #250, 251 & 252 AND PORTION OF MCKINLEY AVE NW BY O#1350 ON 6/14/15; EMERGENCY (PS&T)

2ND RDG 8. APPROVE & ACCEPT REPLAT OF LT #5250 & 5251 & 10 FT WIDE ALLEY; EMERGENCY (PS&T)

2ND RDG 9. AMEND CHAPT 1513, SECS 1513.01 & 1513.02 "RECREATIONAL FIRES" OF CITY'S CODIFIED ORDINANCES (JUD)

RETAINED

IN CMTE 10. AUTHORIZE SAF DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT TO DEMO &/OR CONSTRUCT 2 NEW FIRE STATIONS & RENOVATE EXISTING BLDG @ 25TH ST & CLEV AVE NW; EMERGENCY (FIN & PPCI)

221/2007 11. AUTHORIZE SERV DIR TO ENTER INTO \$37,830.90 CH ORD W/AMERICAN SUNCRAFT CONST CO FOR WPCC WATER TOWER PAINTING PROJ; EMERGENCY (FIN)

2ND RDG 12. AUTHORIZE SERV DIR TO FILE APP & ACCEPT GRANT FR: ODOT FOR SAF ROUTES SCHOOL PROG & ENTER INTO COOP AGMTS W/ODOT & AKRON METRO RR TO CONSTRUCT PROJECTS; EMERGENCY (FIN)

2ND RDG 13. AMEND O#241/2006 TO MAKE \$36,000.00 SUPP APPROP TO 1001 201020 CITY SCENIC TRAIN STA; EMERGENCY (FIN)

RETAINED

IN CMTE 14. AUTHORIZE SERV DIR TO CONTRACT W/KENDERSON INC. FOR SPEC DEV & PROJ MGMT SVCS FOR ROOF REPLACE @ STR & SEWER BLDGS & ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR ROOF REPLAC FOR SAID BLDGS; EMERGENCY (FIN & PPCI)

222/2007 15. AMEND O#241/2006 TO MAKE \$32,150.00 SUPP APPROP; AUTHORIZE CITY AUDITOR TO PAY \$32,150.00 MORAL OB TO HILSCHER CLARKE ELECTRIC FOR EMERGENCY REP SVCS @ NE WATER TREATMENT PLANT; EMERGENCY (FIN)

2ND RDG 16. AUTHORIZE SERV DIR TO CONVEY CITY-OWNED PROPERTY NOT NEEDED FOR MUNI PURPOSES TO CCIC; EMERGENCY (Tonner Ct SW & Schroyer Ave., SW) (C&ED)

2ND RDG 17. AUTHORIZE & CONSENT TO CONSTRUCT & SYSTEM INTEGRATE FREEWAY MGMT SYS ON I-77; EMERGENCY (PS&T)

2ND RDG 18. AUTHORIZE CITY AUDITOR TO PAY \$4,603.42 MORAL OB TO COUNTYWIDE LANDFILL FOR ADDITIONAL STREET DEPT EXPENSES; EMERGENCY (FIN)

223/2007 19. APPROVING 3-YR TENTATIVE COLLECTIVE BARGAINING AGMT BETW CPFFA LOCAL 249 & CITY OF CANTON PERSONNEL (PERS)

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

POSTPONED 20. **POSTPONED FR: 11/19/07 & 11/26/07:** AUTHORIZE SERV DIR TO ENTER INTO AN AMENDED PRESCRIPTION BENEFIT SVCS AGMT W/CAREMARK, LLC FKA CAREMARK, INC THROUGH THE EMPLOYERS HEALTH PURCHASING CORP OF OH, INC FOR ADMINISTRATION OF THE PRESCRIPTION DRUG PROGRAM FOR CITY EMPLOYEES & THEIR DEPENDENTS; EMERGENCY

224/2007 21. AUTHORIZE PARK & SERV DIRECTORS TO ENTER INTO LICENSE AGMT W/PINNACLE PRESS TO PERMIT INGRESS & EGRESS OF DELIVERY TRUCKS ACROSS UNUSED WILLIG PARK PROP; EMERGENCY

225/2007 22. AUTHORIZE SAF DIR TO ACCEPT \$3,000.00 GRANT FR: OHIO DEPT OF PUB SAF FOR FIRE DEPT; AMEND APPROP O#241/2006, AS AMENDED, BY MAKING \$3,000.00 SUPP APPROP FR: UNAPPROP BAL OF 2812 EMS TRAINING & EQUIP FUND; EMERGENCY

226/2007 23. AUTHORIZE SAF DIR TO ACCEPT THE NORTHERN OH VIOLENT CRIME CONSORTIUM INITIATIVE GRANT ISSUED BY THE EDWARD BYRNE MEMORIAL GRANT FY 2007; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:MONDAY, DECEMBER 10, 2007 in Council Caucus @ 6:30 P.M.

- 1) Community & Economic Development Committee
- 2) Personnel Committee
- 3) Judiciary Committee
- 4) Public Property Capital Improvement Committee
- 5) Finance Committee

PUBLIC SPEAKS: Patricia Kirk re: Expressing her concerns about the oak trees at the Fire Station on 25th Street and Cleveland Avenue. Also announcing Shake a Leaf meeting scheduled at the Church of the Savior on December 5, 2007 at 5:30 P.M.

MISCELLANEOUS BUSINESS: Don Casar re: Announcing that the Finance Committee for 2008 will consist of Greg Hawk, as Committee Chairperson, Joe Carbenia and Terry Prater; Mary Cirelli re: Advising that she has had constituents calling her regarding the new Administration's request for money and asking if we've ever done this in the past for any other new Administration and specifically asking Mayor Creighton if she received any money when she came into office. Also asking if this is usual and customary. Wanting to know if this money is given to the new Administration, where the money will come from. Mayor Creighton re: Stating that she never received any money; Don Casar re: Advising that no money has been given to the new Administration that they have received a request for money for advertising; Greg Hawk re: Advising that the Finance Committee has requested from the new Administration a complete breakdown of where the money will go; Joe Carbenia re: Asking Law Director Martuccio to verify that this is legal; Law Director Martuccio re: Advising that giving funds to the new Administration for advertising is in fact legal; Thomas West re: Asking whether or not it is true that the City paid for a national search for a new C&ED Director in the past; Law Director Martuccio re: Advising Thomas West that the City split the cost for the advertising with the Chamber; David Dougherty re: Reminding that since #14 was held in committee that Public Property Capital Improvement and Finance need to call Committee Meetings for the 10th; Law Director Martuccio re: Reminder that Council will need to have Executive Session next week regarding the liquor license permits; Don Casar re: Advising that Council will go into Executive Session on December 10, 2007 at 6:15 PM; Law Director Martuccio re: Relaying to Patricia Kirk that he spoke to Rod Meadows and Richard Drake regarding their observations of the oaks at the Fire Station on 25th Street and Cleveland Avenue and their desire to save the trees.

ADJOURNMENT: 8:04 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, DECEMBER 10, 2007 @ 7:30 PM