

**FINAL**  
**A G E N D A**  
**7:30 PM**

CANTON CITY COUNCIL

SEPTEMBER 8,

2008

**ROLL CALL:** Eleven Present, One Absent (Member West Absent)

**INVOCATION:** Mary Cirelli, Council-at-Large

**PLEDGE OF ALLEGIANCE:** Led by President Allen Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#6 & 2<sup>nd</sup> Rdg O#9, #11, #12, #13, #14, #15, & #16; O#7, #8, & #10 Retained in Committee; O#6 Adopted on 1<sup>st</sup> Rdg; O#21 Postponed)

**PUBLIC HEARINGS:**

7:30 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE FIRST TEE ANNEXATION AREA CONTAINING APPROXIMATELY 0.247 ACRES; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS OS (OPEN SPACE); AND DECLARING THE SAME TO BE AN EMERGENCY; PLANNING COMMISSION RECOMMENDED THE SAME **O#125/2008**

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

**INFORMAL RESOLUTIONS:**

MAJORITY LEADER DON CASAR: EXCUSING MEMBERS. (MEMBER WEST)

82. BARTON, P., WARD 7 CNCLMN: REQ STREET LIGHT ON EXISTING POLE #771C2-73 AT 1626 TRINITY PL NW. - ADOPTED

**COMMUNICATIONS:**

350. AUDITOR MALLONN (CITY): CERTIFICATE OF TOTAL AMT FR: 2008 ALL SOURCES. - RECEIVED & FILED

351. AUDITOR MALLONN (CITY): MONTHLY RPT BY FUND FOR 8/1/08 - 8/29/08. - RECEIVED & FILED

352. AUDITOR MALLONN (CITY): YEARLY RPT BY FUND FOR 1/1/08 - 8/29/08. - RECEIVED & FILED

353. CANTON FIRE DEPT: 2007 ANNUAL REPORT. - RECEIVED & FILED

354. DEVELOPMENT DIRECTOR TORRES: AUTHORIZE THE ACCEPTANCE OF PARCEL AS DONATIONS (#03-04051 MARKET AVE N, #02-02211 WOOSTER AVE NE, #02-02194 RAYNOLDS PL SW). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

355. FINANCE COMMITTEE: REQ 2009 BUDGET BY 12/1/08. - RECEIVED & FILED

356. HEALTH BENEFITS ADMIN, BRESSON: AUGUST 2008 MO COMPARATIVE RPT OF INSUR CLAIMS & JAN - AUG 2008 PAID CLAIMS & COMPARATIVE RPT. - RECEIVED & FILED

357. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF C1 C2 LIQ PERMIT TO 1939 MAHONING RD INC DBA MAGGIORES @ 1939 MAHONING RD NE FROM DABA INC. - RECEIVED & FILED

358. PLANNING COMMISSION: PROVIDING LIST OF SITES ON NAT'L REGISTER OF HISTORIC PLACES. - RECEIVED & FILED

359. SAFETY DIRECTOR NESBITT: APPROVE DEMOLITION OF VARIOUS PROPERTIES. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

360. SERVICE DIRECTOR BERNABEI: REQ CERTIFICATION OF DELINQUENT WATER & SEWER CHRGS TO STK CNTY AUDITOR PROPERTY TAX LIST. - ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE

361. SERVICE DIRECTOR BERNABEI: REQ STATEMENT OF SERVICES FOR KEY BANK ANNEXATION LOCATED IN PERRY TOWNSHIP. - ANNEXATION COMMITTEE

362. TREASURER SCHIRACK: RPT OF TREAS OFC BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 8/29/08. - RECEIVED & FILED

363. TREASURER SCHIRACK: AUGUST 2008 DEPOSITS & PAY INS. - RECEIVED & FILED

364. TREASURER SCHIRACK: AUGUST 2008 PARKING METER REVENUE. - RECEIVED & FILED

365. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 8/31/08. - RECEIVED & FILED

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:**

1<sup>ST</sup> RDG 1. AUTHORIZE SAF DIR TO ACCEPT GRANT IN AMT OF \$4,000.00 FROM OH DEPT OF PUBLIC SAF FOR FIRE DEPT; AMEND O#1/2008 BY MAKING SUPP APPROP FOR SAME; EMERGENCY  
Referred to Finance Committee

1<sup>ST</sup> RDG 2. APPROVE & ACCEPT REPLAT OF LOT #14320 & PART OF LOT #14321; EMERGENCY (AUBURN PL NW)

Referred to Public Safety and Thoroughfares Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:**

- 1<sup>ST</sup> RDG 3. AUTHORIZE AUDITOR TO PAY \$13,694.79 MORAL OB TO SPITZER CHEVROLET CO; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZE MAYOR &/OR SERVICE DIR TO MAKE APPLICATION, EXECUTE GRANT AGMT & ACCEPT FUNDS FOR GRANT FROM OHIO & ERIE CANALWAY ASSOC FOR EXPANSION OF PASSENGER LOADING AREA @ CANTON LINCOLN HWY STATION; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE SERVICE DIR TO ADVERTISE, REC BIDS, & ENTER INTO CONTRACT FOR PURCHASE & INSTALLATION OF ONE PRE-MANUFACTURED CONCRETE RESTROOM BLDG FOR MALLONN PARK; EMERGENCY  
Referred to Finance Committee

**\*\**(COUNCIL RECESSED AT 7:48 PM FOR ANNEXATION CMTE TO DISCUSS ADOPTION OF O#6; RECONVENED @ 7:51 PM)***

- 123/2008 6. RESOLUTION APPROVING STATEMENT OF SERVICES FOR KEY BANK ANNEXATION AREA; EMERGENCY  
Referred to Annexation Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**

**(SUSPENDED RULE 22A TO ADD O#9, O#11, O#12, O#13, O#14, O#15, O#16; O#7, O#8, O#10 RETAINED IN COMMITTEE)**

**RETAINED**

- IN CMTE 7. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL OF CITY; EMERGENCY (PER)

**RETAINED**

- IN CMTE 8. AMEND EXHIBIT A TO O#164/2001, AS AMENDED, CLASSIFICATION PLAN FOR MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES OF CITY; EMERGENCY (PER)

- 2<sup>ND</sup> RDG 9. ESTABLISH FAIR REUSE VALUE OF REAL PROP; AUTHORIZE SALE & CONVEYANCE PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-47368 ON QUEEN CT NW ROBERTA ROGERS) (C&ED)

**RETAINED**

- IN CMTE 10. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT W/YWCA OF CENTRAL STARK CTY TO PROVIDE GRANT IN AMT NOT TO EXCEED \$15,000.00 FOR MISC.OPERATING COSTS FOR TRANSITIONAL HSNB PROG KNOWN AS NEW BEGINNINGS; EMERGENCY (C&ED)

- 2<sup>ND</sup> RDG 11. AMEND SEC 505.18, DANGEROUS OR VICIOUS ANIMALS, OF CHAPTER 505, ANIMALS & FOWL, OF CODIFIED ORDINANCES (JUD)

- 2<sup>ND</sup> RDG 12. AMEND O#17/2007; AMEND EXHIBIT A TO O#164/2001, CLASSIFICATION PLAN & GENERAL SALARIES FOR MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES; EMERGENCY (CPD MAJOR) (JUD & PER)

- 2<sup>ND</sup> RDG 13. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT W/NORTHEAST OH LABOR MGMT CNCL IN AMT NOT TO EXCEED \$10,000.00 TO PROVIDE LABOR MANAGEMENT CONSULTATION SERVICES; AMEND O#1/2008 BY MAKING \$10,000.00 SUPP APPROP; EMERGENCY (FIN)

- 2<sup>ND</sup> RDG 14. AUTHORIZE AUDITOR TO PAY \$14,000.00 MORAL OB TO AULTWORKS OCCUPATIONAL MEDICINE & PSYCHOLOGICAL & FAMILY CONSULTANTS; AMENDING O#1/2008 BY MAKING \$19,000.00 SUPP APPROP; EMERGENCY (NEW HIRES TO CFD & EXAM FOR MAJOR TO CPD) (FIN & PER)

- 2<sup>ND</sup> RDG 15. AMEND APPROP O#1/2008, AS AMENDED, BY MAKING VARIOUS SUPP APPROPS, APPROP TRANSFERS & INTERFUND TRANSFERS; EMERGENCY (GASOLINE & DIESEL FUEL) (FIN)

- 2<sup>ND</sup> RDG 16. AMEND APPROP O#1/2008, AS AMENDED, BY MAKING VARIOUS SUPP APPROPS; EMERGENCY (WATER WORKS) (FIN)

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

- 124/2008 17. AMEND O#55/77, AS AMENDED, ZONING; EMERGENCY (WAYNE MARION)  
**PUB HRG: 8/25/08 @ 7:30 PM**

- 125/2008 18. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS THE FIRST TEE ANNEXATION AREA CONTAINING APPROX 0.247 ACRES; ASSIGNING TO WARD 6; ZONING AS OS (OPEN SPACE); EMERGENCY  
**PUB HRG: 9/8/08 @ 7:30 P.M.**

- 126/2008 19. AUTHORIZE SERV DIR TO ENTER INTO LEASE AGMT W/NAT'L ASSOC FOR THE ADVANCEMENT OF COLORED PEOPLE; EMERGENCY

- 127/2008 20. AUTHORIZE CITY TO ACCEPT DONATION OF REAL PROP FROM FRANK A. WILLIAMS (LOT#38521 ON FIELD ST NW)

**POSTPONED TO**

- 9/8/08 21. AUTHORIZE SERV DIR TO CONVEY CITY-OWNED REAL PROP, NO LONGER NEEDED FOR MUNICIPAL PURPOSES TO CCIC; EMERGENCY (1114 GONDER AVE SE)
- 128/2008 22. AMEND SEC 521.08, LITTERING & DUMPING, OF CITY'S CODIFIED ORDINANCES
- 129/2008 23. AMEND APPROP O#1/2008, AS AMENDED, BY MAKING VARIOUS SUPP APPROPS; EMERGENCY (HEALTH DEPT)
- 130/2008 24. AUTHORIZE SERV DIR TO ENTER INTO AGMT W/ODOT FOR LIGHTING MAINTENANCE OF I-77 WITHIN CITY LIMITS; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, SEPTEMBER 15, 2008 in Council Caucus @ 6:00 P.M.**

- 1) Finance Committee
- 2) Personnel Committee
- 3) Public Safety & Thoroughfares Committee

**PUBLIC SPEAKS:** Crystal Byrd re: New Executive Director for Peace TV media to empower youth - Mari Moss moving to New York; Brenda Kimbrough re: AEP substation in her front yard, concerned over destruction of trees, took out part of her street, losing beauty of neighborhood for future generations. Where does it all stop.

**MISCELLANEOUS BUSINESS:** Member Kraus re: St Anthony's Parrish sent letter of Thank You and ornament for placing ad on 100 year anniversary celebration; Law Director Martuccio commended cast of Ragtime and commended Mari Moss for her help and good luck on new position in New York.

**ADJOURNMENT:** 8:16 P.M.