

**FINAL**  
**A G E N D A**

CANTON CITY COUNCIL

7:30 PM

NOVEMBER 10,

2008

**ROLL CALL:** All Council Members present, President Schulman Absent

**INVOCATION:** Patrick Barton, Ward 7 Councilmember

**PLEDGE OF ALLEGIANCE:** Led by Majority Leader Don Casar

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#3 - O#6; O#6 Adopted on 2<sup>nd</sup> Rdg; O#11 Adopted as amended)

**PUBLIC HEARINGS:** (none)

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

**INFORMAL RESOLUTIONS:**

ASST MAJORITY LEADER JOE CARBENIA: EXCUSING MEMBERS. PRESIDENT SCHULMAN ABSENT

93. BILL SMUCKLER, COUNCIL AT LARGE: SUPPORTING AKRON CANTON AIRPORT. - ADOPTED

**COMMUNICATIONS:**

426. AUDITOR MALLONN (CITY): MONTHLY RPT BY FUND FOR 10/1/08 - 10/31/08. - RECEIVED & FILED

427. AUDITOR MALLONN (CITY): YEARLY RPT BY FUND FOR 1/1/08 - 10/31/08. - RECEIVED & FILED

428. COMMUNICATION DIRECTOR HERMAN: AUTHORIZE SERV DIR TO ENTER INTO AGRMENT W/LIGHTSPEED TECHNOLOGIES, LLC FOR INSTALLING & MAINTAINING A FREE, PUBLIC WI-FI NETWORK IN THE DOWNTOWN AREA. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

429. DEVELOPMENT DIRECTOR TORRES: AUTHORIZE CITY'S LAND DISPOSITION PROG TO ESTABLISH FAIR REUSE VALUE OF PARCEL #02-18960, LOT PT # 742, HIGH AVE SW & CONVEY TO ROBERT SMITH FOR \$1.00. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

430. DOUGHERTY, DAVID, WARD 6 CNLMBR: REQ MAYOR TO SPONSOR ORDINANCE MATCHING THE MONEY FOR MAHONING RD CORRIDOR PROJ. - RECEIVED & FILED

431. HEALTH BENEFITS ADMIN, BRESSON: OCTOBER 2008, MO COMPARATIVE RPT OF INSUR CLAIMS & JAN - OCT PAID CLAIMS & COMPARATIVE RPT. - RECEIVED & FILED

432. LAW DIRECTOR MARTUCCI: MEMO OF LEGAL OPINION ON INFORMAL RESOLUTION #86 & MGMT OF CANTON CITY PARKS CONTROL. - RECEIVED & FILED

433. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D2 D2X D3 LIQ PERMIT FOR IMPERIAL BOWLING LANES INC DBA IMPERIAL LANES @ 1643 26<sup>TH</sup> ST NW. - RECEIVED & FILED

434. MAYOR WILLIAM HEALY II: REQ REAPPT OF JOHN SKAKUM AS TRUSTEE ON HARTFORD-HOUTS FUND FOR FIVE YR TERM FROM 11/12/08 - 11/11/13. - PERSONNEL COMMITTEE

435. MAYOR WILLIAM HEALY II: REQ REAPPT OF GLEN STRONG AS TRUSTEE & SEC/TREAS ON HARTFORD-HOUTS FUND FOR FIVE YR TERM RETRO FROM 06/05/08 - 06/03/13. - PERSONNEL COMMITTEE

436. MAYOR WILLIAM HEALY II: REQ REAPPT OF ROBERT FAY TO INCOME TAX REVIEW BD FOR FOUR YR TERM RETRO FROM 3/1/08 - 2/28/12. - PERSONNEL COMMITTEE

437. MAYOR WILLIAM HEALY II: REQ REAPPTS OR MIKE KING, JOHN RING, & DAVE ROBERTS TO THE HOUSING ADVISORY BD FOR TWO YR TERMS RETRO FROM 3/1/08 - 2/28/10. - PERSONNEL COMMITTEE

438. MAYOR WILLIAM HEALY II: REQ APPRL OF DAVID KIRVEN TO FILL VACANT SEAT ON CANTON CONSTRUCTION BD (PLUMBING JOURNEYMAN) FOR A TWO YR TERM RETRO FROM 1/1/08 - 12/31/10. - PERSONNEL COMMITTEE

439. SAFETY DIRECTOR NESBITT: REQ SAFETY DIR TO ENTER INTO A 2 SCHOOL YR CONTRACT WITH CANTON DISTRICT BD OF EDUCATION TO PROVIDE TWO UNIFORMED ON-DUTY POLICE OFFICERS FOR MCKINLEY & TIMKEN HIGH SCHOOLS IN THE AMT NOT TO EXCEED \$75,000.00 AND \$76,000.00 RESPECTIVELY, PER SCHOOL YR FROM A RETRO DATE OF 7/1/08. - FINANCE COMMITTEE

**COMMUNICATIONS CONTINUED:**

440. SAFETY DIRECTOR NESBITT: REQ SAFETY DIR TO ENTER INTO A PROF SERV AGRMNT W/REDFLEX TRAFFIC SYSTEMS, INC. FOR THE IMPLEMENTATION OF PHOTO TRAFFIC ENFORCEMENT. - FINANCE COMMITTEE
441. TREASURER SCHIRACK: RPT OF TREAS OFC BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 10/31/08. - RECEIVED & FILED
442. TREASURER SCHIRACK: OCTOBER 2008 DEPOSITS & PAY INS TO AMBULANCE LOCK BOX ACCT. - RECEIVED & FILED
443. TREASURER SCHIRACK: OCTOBER 2008 PARKING METER REVENUE. - RECEIVED & FILED
444. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 10/31/08. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AUTHORIZE MAYOR TO FILE APPL & CANTON HOME RECOVERY PLAN W/HUD FOR NEIGHBORHOOD STABILIZATION FUNDING, TO EXECUTE GRANT AGRMNT & ACCEPT FUNDS AS AMEND TO CITY'S 2009 COMM DEV BLOCK GRANT IN THE AMT OF \$3,648,562.00; AUTHORIZE THE MAYOR TO REVISE AND/OR AMEND THE CANTON HOME RECOVERY PLAN & BUDGETS; AUTHORIZE THE AUDITOR TO RENAME & ESTABLISH THE 2212 HUD NEIGHBORHOOD STABILIZATION FUND & REVISE BUDGETS AS PERMITTED BY COMM DEV BLOCK GRANT REGULATIONS, THE DEPT OF DEV & THE HUD; EMERGENCY  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE SERV DIR TO ENTER INTO CONTRACTS FOR THE REMEDIATION OF THE BISON PROJECT; EMERGENCY  
Referred to Finance Committee

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

**(SUSPENDED RULE 22A TO ADD O#3 - O#6)**

- 2<sup>ND</sup> RDG 3. **RETAINED IN CMTE 11/3** AUTHORIZE SERV DIR TO MAKE APPLICATION, ACCEPT & EXECUTE GRANTS FROM STARK-TUSC-WAYNE JOINT SOLID WASTE MGMT DISTRICT; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 4. **RETAINED IN CMTE 11/3** AUTHORIZE MAYOR &/OR SERV DIR TO APPLY, ACCEPT & EXECUTE A GRANT FROM CLEAN OHIO CONSERVATION FUND FOR PURCHASE OF APPROX 12 ACRE PARCEL ADJACENT TO MALLONN PARK; EMERGENCY (FIN & PARKS & REC)
- 2<sup>ND</sup> RDG 5. **RETAINED IN CMTE 10/27** AMENDING CHAPTER 1361, RESIDENTIAL OCCUPANCY STANDARDS, OF TITLE SEVEN - HOUSING STANDARDS, OF BLDG CODE OF CODIFIED ORDINANCES; EMERGENCY (WOOD BURNING APPLIANCES) (JUD)
- 162/2008 6. **RETAINED IN CMTE 11/3** AMEND VARIOUS SECTIONS OF PART THREE - TRAFFIC CODE (JUD)

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

- 163/2008 7. 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
- 164/2008 8. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/DOMESTIC VIOLENCE PROJECT, INC. FOR GRANT NOT TO EXCEED \$50,000.00 FOR MISC SHORT TERM HSG SERV; EMERGENCY
- 165/2008 9. APPROVE & ACCEPT REPLAT OF LOT #42504 & PART OF OUT LOT #935; EMERGENCY (HAMMONTREE & ASSOC, FULTON RD NW & PARK NW)
- 166/2008 10. AUTHORIZE SAFETY DIR TO ENTER INTO CONTRACT W/FEDERAL SIGNAL CORP FOR PURCHASE & INSTALLATION OF WARNING SIREN; EMERGENCY

**AS AMENDED**

- 167/2008 11. AMEND APPROP O#1/2008, AS AMENDED, BY MAKING SUPP APPROPS; EMERGENCY (Civil Serv., Sewer, Police)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:**

**MONDAY, NOVEMBER 17, 2008 in Council Caucus @ 6:15 P.M.**

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

**PUBLIC SPEAKS:** Patricia Kirk, President of Shake a Leaf and Downtown Central Neighborhood Assoc wanted to know how many people on Council have received an email regarding the Shake a Leaf meeting on 11/11/08 at 6:30 PM, being held at the Church of the Savior. The speaker will be Elaine Marsh and this will be the last meeting for this year. Was concerned that emails were not reaching Council Members. Also Green petition for Kresge lot is moving forward, has 240 signatures. Michael Swintosky requesting information on the normal response time for a police cruiser to the scene of a traffic accident. Stated that he came up on an accident Friday evening 11/7/08 blocking both lanes of traffic on Cleveland Ave by Kempthorn Motors and got out to help direct traffic because other vehicles were going up on the sidewalk to bypass the blockage. He was there approximately 15 minutes and when there was no response he called again and in another 15 minutes, the paramedics arrived but it was still another 45 to 50 minutes before an officer arrived at the scene. He states this would have totaled over 1 hour before a response was received at the site.

**MISCELLANEOUS BUSINESS:** Member Cirelli wants the Council to consider stopping the funding of some of the businesses that we assist because they are delinquent on their property taxes. Member West was asking if the legal opinion provided by Law Director Martuccio was enough information to allow the playground ordinance to come out of committee and move forward. Council at Large Casar explained that the Law Director's opinion and decision is still being discussed amongst the three committees involved and should come out next week or the following. Law Director Martuccio re: a review of the legal opinion as provided and mentioned that a fund raiser will be held Saturday for the YWCA. Safety Director Nesbitt stating there are many variables as to the response times of police calls. Requested Mr. Swintosky to give his information to Lt. Brown regarding the incident for follow up.

**ADJOURNMENT:** 8:07 PM

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, NOVEMBER 17, 2008 @ 7:30 PM**