

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

FEBRUARY 9, 2009

ROLL CALL: Ten Council Members Present, Member Casar and Member Griffin Absent

INVOCATION: David Dougherty, Ward 6 Council Member

PLEDGE OF ALLEGIANCE: Led by President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#2 - O#9; RE#9 Withdrawn; O#2 & O#3 Adopted on 2nd Rdg as Amended; O#7 Retained in Committee)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

ASSISTANT MAJORITY LEADER JOE CARBENIA: EXCUSING MEMBERS. (MEMBERS CASAR & GRIFFIN ABSENT)

9. COUNCIL AS A WHOLE: OPPOSING ANY CHANGE TO RULE IV EXAMINATIONS, SECTION 13, D, 3 REGARDING OFFERING ADDT'L TESTING POINTS FOR A COLLEGE DEGREE. - WITHDRAWN

13. COUNCIL AS A WHOLE: URGING CONGRESSIONAL BAILOUT BUSINESS COMMUNITY TO HIRE AMERICANS FIRST. - ADOPTED

14. SMUCKLER, B, CNCL-AT-LG: COMMENDING SUE CARTER FOR HER MANY YEARS AS A CANTON SMALL BUSINESS OWNER. - ADOPTED

COMMUNICATIONS:

65. AUDITOR MALLONN (CITY): MONTHLY RPT BY FUND FR: 1/1/09 - 1/30/09. - RECEIVED & FILED

66. AUDITOR MALLONN (CITY): YRLY RPT BY FUND FR: 1/1/09 - 1/30/09. - RECEIVED & FILED

67. DEVELOPMENT DIRECTOR TORRES: REQ \$41,040.00 SUPP APPROP FR: UNAPPROP 2421 CANTON RAIL STATION FUND TO: 2421 CANTON RAIL STATION FUND - OTHER; AUTHORIZE MAYOR &/OR SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR CANTON RAIL STATION PROJ. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

68. DEVELOPMENT DIRECTOR TORRES: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO LEASE AGMT RETRO 8/1/08 - 6/30/09 AT RATE OF \$3,000.00 PER MONTH W/STARK CTY EDUCATIONAL SERVICE CENTER FOR LEASE OF 2 CLASSROOMS LOCATED WITHIN EDWARD L. "PEEL" COLEMAN COMMUNITY CENTER. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES

69. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF HRG RE: RENEWAL OF LIQ PERMIT ON 2/25/09 @ 10:00 AM FOR ANGELA NEWMAN, WHISTLE STOP @1215 W. TUSC. - RECEIVED & FILED

70. SAFETY DIRECTOR NESBITT: REQ POSITION OF POLICE DEPT RECORD ROOM SUPERVISOR BE TAKEN OUT OF STEP SYSTEM & PLACED INTO PAY RANGE. - PERSONNEL & FINANCE COMMITTEES

71. SERVICE DIRECTOR PRICE: AUTHORIZE CITY TO ACCEPT & APPROPRIATE \$1,463,700.00 & \$500,000.00 GRANTS FR: OHIO PUBLIC WORKS COMMISSION FOR WATER TREATMENT PLANT UPGRADES FOR NORTHWEST TREATMENT PLANT CONSTRUCTION AND PAYMENT OF CAPITAL INTEREST ACCRUED ON OWDA LOAN DURING CONSTRUCTION. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES

72. SERVICE DIRECTOR PRICE: AUTHORIZE WATER DEPT TO APPLY FOR & ENTER INTO PLANNING LOAN W/OH WATER DEV AUTHORITY FOR AMT NOT TO EXCEED \$1,500,000.00 FOR IMPROVEMENTS OF NORTHWEST WATER TREATMENT PLANT; AUTHORIZE TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR CONSTRUCTION OF WATER TREATMENT PLANT UPGRADES; AUTHORIZE TO ENTER INTO CONTRACT W/BURGESS & NIPLE FOR ENGINEERING SVCS; AUTHORIZE WATER DEPT TO FILE APPLICATION TO SECURE A LOAN THRU WATER SUPPLY REVOLVING LOAN ACCT IN CONJUNCTION W/OHIO WATER DEV AUTHORITY FOR \$15,000,000.00 LOAN TO BE AMORTIZED OVER PERIOD OF 20 YRS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES

73. TREASURER SCHIRACK : JANUARY 2009 DEPOSITS & PAY INS TO AMBULANCE LOCK BOX ACCT. - RECEIVED & FILED

74. TREASURER SCHIRACK: JANUARY 2009 PARKING METER REVENUE. - RECEIVED & FILED

75. TREASURER SCHIRACK: RPT OF TREAS OFC BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 1/30/09. - RECEIVED & FILED

COMMUNICATIONS CONTINUED:

76. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 1/31/09. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. ESTABLISH FAIR MKT VALUE OF EASEMENTS IN REAL PROP; AUTHORIZE SERV DIR TO NEGOTIATE & ACQUIRE EASEMENTS; EMERGENCY (4020 Faircrest St SW)
Referred to Community & Economic Development Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD O#2 - O#9; O#2 & O#3 ADOPTED AS AMENDED; O#7 RETAINED IN CMTE)

AMENDED

- 15/2009 2. AMEND EXHIBIT A TO O#164/2001, AS AMENDED, CLASSIFICATION PLAN & SALARIES FOR ALL MNGMT & NON-BARG UNIT EMP; EMERGENCY (LAW DEPT) (FIN & PER)

AMENDED

- 16/2009 3. AUTHORIZE SAF DIR TO ENTER INTO CONTRACT W/TAYLOR CHEVROLET FOR PURCHASE OF 12 IMPALA SEDANS FOR POLICE DEPT IN AMT NOT TO EXCEED \$292,692.00 & TO PURCHASE ADDT'L SAF ACCESSORIES &/OR EQUIPMENT FOR THESE VEHICLES IN AMT NOT TO EXCEED \$58,000.00; EMERGENCY (PPCI & FIN)

- 2ND RDG 4. AMEND O#174/2008, MIDTOWN CAFÉ LEASE; EMERGENCY (C&ED & JUD)

- 2ND RDG 5. AUTHORIZE AUDITOR TO PAY MORAL OB NOT TO EXCEED \$85.00 TO CLEVELAND SECTION OPC; EMERGENCY (FIN)

- 2ND RDG 6. RATIFY PROF SVCS CONTRACT W/HOLLAND & KNIGHT; AUTHORIZE AMT IN EXCESS \$15,000.00 PAID AS MORAL OB; EMERGENCY (FIN)

RETAINED IN

- IN CMTE** 7. AMEND SECTION 515.05, FAIR HSING COMM AS CITY RESIDENTS (PER & JUD)

- 2ND RDG 8. AUTHORIZE MAYOR &/OR SERV DIR TO MAKE APPLICATION, EXECUTE GRANT AGMT, & ACCEPT FUNDS FOR VARIOUS GRANT PRGS FROM OHIO DEPT OF NATURAL RESOURCES; EMERGENCY (FIN)

- 2ND RDG 9. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS DIANO ANNEX APPROX 51.228 ACRES; ZONING WARD 6 SAID TERR AS I-1(LIGHT INDUSTRIAL); EMERGENCY **PUB HRG 2/23/09 @ 7:30 PM** (ANNEX)

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

- 17/2009 10. AMEND O#193/2008 BY MAKING \$7,200,000.00 SUPP APPROP; EMERGENCY

- 18/2009 11. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/TRINITY GOSPEL TEMPLE TO PROVIDE GRANT IN AMT NOT TO EXCEED \$50,000.00; EMERGENCY

- 19/2009 12. AUTHORIZE SERV DIR TO ENTER INTO LEASE AGMT W/GREATER CANTON AMATEUR SPORTS HALL OF FAME ASSOC FOR LEASE OF PROP @ 1414 MARKET AVE N; EMERGENCY

- 20/2009 13. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT W/CANTON JOINT RECREATIONAL DIST FOR FIELD MAINTENANCE @ THURMAN MUNSON MEMORIAL STADIUM; EMERGENCY

- 21/2009 14. AUTHORIZE MAYOR &/OR SERV DIR TO MAKE APPLICATION FOR, EXECUTE GRANT AGMT & ACCEPT & DISTRIBUTE FUNDS FOR A GRANT FROM INTERNATIONAL CITY/CNTY MANAGEMENT ASSOC; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, FEBRUARY 23, 2009 in Council Caucus @ 6:45 P.M.**

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

PUBLIC SPEAKS: (None)

MISCELLANEOUS BUSINESS: Bill Smuckler re: Read letter from Richard B. McQueen, President & CEO of Akron-Canton Airport thanking him for helping win nonstop service to Washington, D.C. also sending a limited edition inaugural T-Shirt as a memento. Also announcing that he received an email from Mike Kochera advising that beginning March 1st the Probation Office will be opened at lunchtime. Further commending the Mayor for signing the Annexation Ordinance for Jackson Township. Lastly, stating that he is sad to see John Labriola leave but now feels it is time to look into combining the Building Departments; Mayor Healy re: echoing comments about John Labriola and wishing him the best. Also agrees with Member Smuckler that it is time to look into merging the City of Canton and the County's Building Departments. Lastly, thanking Member Smuckler for his efforts in the Jackson Township Annexation; Law Director Martuccio re: Thanking Council for on going support and diligence in helping Law Dept work through various personnel issues. Also wanted to thank President Schulman for expressing matters of culture and art. Expressing that it has been a pleasure to work with John Labriola and wished him well; Joe Carbenia re: Advising the Mayor that he doesn't feel that it is a good idea for the Fire Departments to put the combo companies into effect; Mayor Healy re: Advising Member Carbenia that he is deferring any questions regarding this

issue to Safety Director Nesbitt, who was not in attendance; Butch Kraus re: Asking Member Carbenia if this is something different than what was done in the past; Joe Carbenia re: Advising Member Kraus that it is and also wanted to advise Council Members that Fire Stations are being closed; Greg Hawk re: Thanking John Labriola.

ADJOURNMENT: 8:05 P.M.

**** PLEASE NOTE THAT THERE WILL BE NO COUNCIL MEETING ON FEBRUARY 16, 2009**

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 23, 2009 @ 7:30 PM