

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

MARCH 23, 2009

ROLL CALL: Twelve Members Present, President Schulman Absent

INVOCATION: Greg Hawk, Ward 1 Council Member

PLEDGE OF ALLEGIANCE: Led by President Pro Tem Don Casar

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#11 - O#17; O#11 Adopted on 2nd Rdg)

PUBLIC HEARINGS: (None)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): C. David Morgan regarding the traffic camera negotiations and asked that Council take this idea and make it known that we did not want these cameras. Frederick Meachum about the traffic camera situation and stating that donations and campaign contribution should not wind up being decisions and contracts for our City.

INFORMAL RESOLUTIONS:

ASSISTANT MAJORITY LEADER JOE CARBENIA: EXCUSING MEMBERS. (PRESIDENT SCHULMAN ABSENT)

21. HAWK, G. WARD 1 CNCL MBR,
KRAUS, K. WARD 8 CNCL MBR: REQ SIGNS BE PLACED IN DOWNTOWN CANTON AREA TO INFORM RESIDENTS OF PARKING POLICIES AFTER 4PM & WEEKENDS. - ADOPTED

22. WEST, T. WARD 2 CNCL MBR: REQ PLACEMENT OF STREET LIGHT ON POLE #C796A2-126 IN FRONT OF 836 SAVANNAH NE. - ADOPTED

COMMUNICATIONS:

146. ABCD HOMES V LLC: NOTIFICATION OF MANAGING MBR OF SINGLE FAMILY RES DEV & NOTIFYING OF RIGHT OF DISAPPROVAL OR OBJECTION TO OHFA W/IN 30 DAYS. - RECEIVED & FILED

147. ANNEXATION MEMBER PRATER: REQ STATEMENT OF SERV FOR CANTON HOTEL & RESTAURANT SUPPLY ANNEXATION. - ANNEXATION COMMITTEE

148. COUNCIL-AT-LARGE MEMBER CIRELLI: REQ THE THREE PROPOSALS FOR TRAFFIC CAMERAS. - RECEIVED & FILED

149. COURT ADMIN KOCHERA: REQ WITHDRAW OF C#137 FROM 3/16/09 AGENDA. - RECEIVED & FILED

150. MAYOR WILLIAM HEALY: REQ APPROVAL FOR APPT OF JOHN P NADER TO CITY'S HOUSING ADVISORY BOARD FOR TERM COMMENCING UPON AUTHORIZATION FOR 2 YRS. - PERSONNEL COMMITTEE

151. SERVICE DIRECTOR PRICE: REQ SERV DIR TO ENTER INTO CONTRACT FOR PURCHASE OF LABOR, PLAY EQUIP, & SURFACING OF NEW HORIZONS PARK PROJ VIA US COMMUNITIES GOVERNMENT PURCHASING ALLIANCE OR ALTERNATIVE THROUGH STATE COOP PURCHASING. - PARKS & RECREATION AND FINANCE COMMITTEES

152. SMHA: NOTIFICATION OF MANAGING MBR OF SINGLE FAMILY RES DEV & NOTIFYING OF RIGHT OF DISAPPROVAL OR OBJECTION TO OHFA W/IN 30 DAYS (ALLEN SCHOOL). - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

1ST RDG 1. RES DECLARING THE NECESSITY & INTENT OF CITY TO ACQUIRE AN EASEMENT IN PROP OUTSIDE CITY'S CORP LIMIT PURSUANT TO OHIO REVISED CODE CHAP 719 TO PROMOTE DRAINAGE OF CITY PUBLIC ROADWAY & STORM WATER SYSTEM IN ADJACENT PROP OWNED BY CANTON COMMERCE DEVELOPMENT LLC; EMERGENCY
Referred to Community & Economic Development Committee

1ST RDG 2. AMEND O#55/77 REZONE 351 CORNELIA AVE NE FROM R-1a (SINGLE-FAMILY RESIDENTIAL) TO PR-4 (PLANNED MULTI-FAMILY RESIDENTIAL); EMERGENCY **PUB HRG 4/6/09 @ 7:30 PM**
Referred to Judiciary Committee

1ST RDG 3. VACATE TWO UNNAMED ALLEYS; APPROVE & ACCEPT REPLAT OF LOT NOS. 36949 THRU 36953, PART OF LOT NO. 36957, LOTS NOS. 36958 THRU 36962 & THE TWO UNNAMED VACATED ALLEYS; EMERGENCY **PUB HRG 4/6/09 @ 7:31 PM**
Referred to Public Safety & Thoroughfares Committee

1ST RDG 4. AMEND O#55/77 REZONE 1460 SHRIVER AVE NE FROM R-1a (SINGLE-FAMILY RESIDENTIAL) TO PR-4 (PLANNED MULTI-FAMILY RESIDENTIAL); EMERGENCY **PUB HRG 4/6/09 @ 7:32 PM**
Referred to Judiciary Committee

1ST RDG 5. AMEND O#55/77 REZONE 1521 15TH ST NE FROM R-1a (SINGLE-FAMILY RESIDENTIAL) TO PR-4 (PLANNED MULTI-FAMILY RESIDENTIAL); EMERGENCY **PUB HRG 4/6/09 @ 7:33 PM**
Referred to Judiciary Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 6. RES CONSIDER & APPROV PETITION FOR RENEWAL OF OPERATING ASSESSMENT OF DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT; EMERGENCY
Referred to Judiciary Committee
- 1ST RDG 7. AMEND O#97/2007; AUTHOR SAF DIR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR THE CONSTRUCTION OF NEW #4 FIRE STATION; EMERGENCY
Referred to Public Property Capital Improvement & Finance Committees
- 1ST RDG 8. AUTHORIZE & CONSENT TO REDECK STRUCTURE @ DUEBER AVE & REDECK & PAINT THE STRUCTURE UNDER CLEVELAND AVE; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 9. AUTHORIZE & CONSENT TO REHAB OF TEN MAINLINE STRUCTURES & PAVING OF I-77 FROM THE STRUCTURE OVER NIMISHILLEN CREEK TO STRUCTURE OVER MARKET, CLEVELAND & 15TH ST; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 10. AUTHORIZE SERV DIR TO ENTER INTO NINE LOCAL PUBLIC AGENCY AGMT W/STATE OF OHIO DIR OF TRANSPORTATION FOR LOCAL INFRASTRUCTURE PROJ; EMERGENCY
Referred to Public Property Capital Improvement & Public Safety & Thoroughfares Committees

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#11 - O#17; ADOPTED O#11 ON 2ND RDG)**

- 41/2009 11. AUTHORIZE SERV DIR TO ENTER INTO A FIVE-YR CONTRACT W/AT&T TO PROVIDE CITY W/A 20MBPS HIGH-SPEED INTERNET CONNECTION; EMERGENCY (FIN)
- 2ND RDG 12. AUTHORIZE SERV DIR TO ACCEPT DONATIONS TO FUND PORTIONS OF CANTON CONNECTION FOR FISCAL YEAR 2009; AMEND O#193/2008, AS AMENDED, BY MAKING \$7,500.00 SUPP APPROP FR: UNAPP BAL OF 1001 GENERAL FUND TO: 1001 200501 GENERAL GOVT SUPPORT ADMIN - OTHER; EMERGENCY (FIN)
- 2ND RDG 13. AUTHORIZE AUDITOR TO PAY ONE MORAL OB IN AMT NOT TO EXCEED \$5,000.00 & ONE MORAL OB IN AMT NOT TO EXCEED \$5,600.00 TO COTTRILL WRECKING CO; EMERGENCY (DEMOS OF 735 HIGH AVE & 1116 SHORB AVE NW) (C&ED)
- 2ND RDG 14. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO JOB CREATION TAX INCENTIVE & NET PROFITS INCENTIVE AGMTS W/PROFILE PLASTICS, INC; EMERGENCY (C&ED)
- 2ND RDG 15. AMEND O#193/2008 TO APPROPRIATE ADDT'L MONEYS NEEDED FOR THE OPERATING EXPENSES OF THE CITY FOR THE REMAINDER OF FISCAL YR 2009; EMERGENCY (FIN)
- 2ND RDG 16. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$1,521.66 TO EATON CORP; EMERGENCY (CROMER TOWER) (FIN)
- 2ND RDG 17. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT TO RELOCATE A WATER MAIN AS PART OF THE MCDOWELL RTA BRIDGE RELOCATION PROJ; AMEND O#193/2008, AS AMENDED, BY MAKING \$40,000.00 SUPP APPROP FR: UNAPP BAL OF 5201 WATER DISTRIBUTION FUND TO: 5201 207022 WATER DISTRIBUTION - OTHER; EMERGENCY (FIN&E&PU)

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

- DEFEATED 18.** **TABLED FROM 3/9/09** CREATE TITLE ELEVEN, AUTOMATED TRAFFIC ENFORCEMENT, UNDER PART THREE - TRAFFIC CODE OF THE CODIFIED ORDINANCES; & CREATING CHAP 391, AUTOMATED TRAFFIC ENFORCEMENT SYSTEM, UNDER TITLE ELEVEN OF PART THREE - TRAFFIC CODE OF THE CODIFIED ORDINANCES, TO PROVIDE IMPLEMENTATION OF CIVIL AUTOMATED TRAFFIC ENFORCEMENT SYSTEM FOR TRAFFIC SIGNALS & SPEED LIMITS _____
- 42/2009 19. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/GROUP WORKCAMPS FOUNDATION TO PROVIDE GRANT IN AMT NOT EXCEED \$50,000.00; EMERGENCY
- 43/2009 20. AMEND O#17/89, AUTHORIZE MAYOR TO ENTER INTO AMENDED CONTRACT W/CCIC TO ADMINISTER ADDTL CDBG FUNDS IN AMT NOT TO EXCEED \$500,000.00; EMERGENCY
- 44/2009 21. WITHDRAWING OBJECTION TO RENWL OF LIQ PERMIT @ WHISTLE STOP; EMERGENCY
- 45/2009 22. AUTHORIZE AUDITOR TO PAY MORAL OB NOT TO EXCEED \$14,950.00 TO OSBORN ENGINEERING CO; EMERGENCY
- 46/2009 23. AMEND SECT 947.06 SEWER RATES; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, MARCH 30, 2009 in Council Caucus @ 6:15 P.M.**

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

PUBLIC SPEAKS: Rev Leroy Groce wanting to know if Council has approved parking places at the meters for person with disability plaquards. Jason McKinney thanking Council and all City employees for the timely repair of the sink hole in front of Schreiber school. Rosario Carcione speaking in regards to the under staffing of the fire fighters and closures of the fire stations and asking why the City doesn't want to provide the basic necessities to the citizens. He can't understand why the budget would allow the carrying of deficits such as the Civic Center and Thurman Munson Stadium that continue to lose money and not appropriate funds to the proper staffing of the Fire Department. Brian Hmidon regarding a robbery at the Hob Nob Tavern on Sunday night. The robber was someone that was accused of several shootings at the Pastime Inn. He is still wanting an agreement between the bar owners and the City officials so that these criminals do not travel from one establishment to the next and create problems that make the City want to close the bar down instead of arrest the criminal. He discussed the need for the registry among bar owners. John Stone reminding all of the "Bearthday" events at Nimisilla Park. This Friday on 3/27 there will be a meeting at noon in the park to discuss the organization of this event. Also mentioning that Canton is the Heart of the Heart and that hamburgs and ice cream were invented here so we should be proud.

MISCELLANEOUS BUSINESS: Member West asking Council Members for support of Stark County Minority Health Week dinner and fundraiser on April 9. Also was informed by members of GAIN Neighborhood Assoc that last Friday on March 13th was the final day for mail to be received and processed in the Canton Post Office and now all will be going through Akron. Finally during the week of April 18th, CDBG week, a cleanup will take place in the Northeast section of Canton and the "Gibbs Garbage Grabbers" children in grades 4 to 6 will be helping to pick up trash all week. Law Director Martuccio addressing the question Rev. Groce asked about the City's rights at the parking meters and stating the City does not have to supply special parking for handicap placquards but that they have provided special handicap spaces where others should not be parking but they are at the same fee as any other parking space. He commended Bill Smuckler and his daughter for receiving an award from the Jewish Community Center for volunteer work and also stated that Allen Schulman was the winner of a Superwinner award. Member Carbenia wants the City administration to look at a way to keep the fire stations open and to keep the fire fighters safe. He is sure the fire fighters know the money is tight and this is a bad situation but still want to ensure the safety of their co-workers and the citizens of the City.

ADJOURNMENT: 8:12 P.M.

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