

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

CANTON CITY COUNCIL

APRIL 27, 2009

**ROLL CALL:** Ten Council Members Present (Don Casar and Butch Kraus Absent)

**INVOCATION:** David Dougherty, Ward 6 Council Member

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

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#3 and 2<sup>nd</sup> Rdg O#4-O#8; O#3 Adopted on 1<sup>st</sup> Rdg; O#8 Adopted on 2<sup>nd</sup> Rdg)

**PUBLIC HEARINGS:** (None)

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

**INFORMAL RESOLUTIONS:**

ASSISTANT MAJORITY LEADER JOE CARBENIA: EXCUSING MEMBERS. (MEMBER CASAR & MEMBER KRAUS)

**COMMUNICATIONS:**

195. AUDITOR MALLONN (CITY): CERT OF TOTAL AMT FROM ALL SOURCES FOR 2009. - RECEIVED & FILED
196. FINANCE DIRECTOR ALGER: AUTHORIZE SUPP APPROP & VARIOUS APPROP TRANSFERS. - FINANCE COMMITTEE
197. HATTIE HARRIS GOOD SPIRITS CLUB INTERNATIONAL: REC OF PROCLAMATION OF APPRECIATION & ADVISING OF SPONSORSHIP OF 4/25/09 NATIONAL THANK YOU DAY FOR ELECTED OFFICIALS IN THE US & 11/6/09 INT'L THANK YOU DAY FOR ELECTED OFFICIALS & WORLD LEADERS. - RECEIVED & FILED
198. LIQUOR CONTROL DIVISION (OHIO): REQ TRANS OF D5 LIQ PERMIT FR: MARGARET K HAAS DBA T BIRD TO: ANGELA SEIFER @ 1425 15<sup>TH</sup> ST SW. - RECEIVED & FILED
199. MAYOR HEALY: REC OF DRAFT OF PROPOSED ETHICS ORDINANCE. - RECEIVED & FILED
200. MAYOR HEALY: REQ RE-APPT OF CHET WARREN TO SARTA BD FR: 4/1/09 - 3/31/12. - PERSONNEL COMMITTEE
201. SAFETY DIRECTOR NESBITT: AUTHORIZE TO ENTER INTO PROF SVCS CONTRACT W/ANGELA CAVENAUGH TO SERVE AS CITY'S CHIEF BLDG OFFICER NOT TO EXCEED \$65,500.00; REQ TRANS OF \$65,500.00 FR: PERSONAL SVCS TO: OTHER. - PERSONNEL & FINANCE COMMITTEES
202. SERAN, J, APPLICANT: APPLICATION FOR ZONE CHANGE FOR 619 30<sup>TH</sup> ST NW FR: R1-A (SINGLE FAMILY RESIDENTIAL) TO: PB-3 (PLANNED GENERAL BUSINESS) TO CONSTRUCT NEW WAREHOUSE ADDITION ONTO EXISTING BLDG (DUMONT'S SEED CO). - PLANNING COMMISSION
203. SERVICE DIRECTOR PRICE: AUTHORIZE SERV DIR TO ENTER INTO CHANGE ORDER #1 W/CENTRAL-ALLIED ENTERPRISES, INC IN AMT NOT TO EXCEED \$136,512.35 FOR 30<sup>TH</sup> ST NE STORM SEWER, ROADWAY RECONSTRUCTION & STORM WATER BASIN PROJ, GP 1083. - FINANCE COMMITTEE
204. TREASURER SCHIRACK: MARCH 2009 RPT OF BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 3/31/09. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. \_\_\_\_\_ AUTHORIZE LAW DIR TO APPROP A PERMANENT EASEMENT & A TEMP CONSTRUCTION EASEMENT IN REAL PROP OUTSIDE THE CITY'S CORP LIMITS; EMERGENCY (4020 FAIRCREST ST SW - ELAINE IRWIN)  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 2. \_\_\_\_\_ AMEND CHAPTER 105, CONTRACTS, OF TITLE ONE - GENERAL PROVISIONS OF CODIFIED ORDINANCES OF THE CITY OF CANTON (PROJECT LABOR AGMTS)  
Referred to Community & Economic Development & Judiciary Committees

**(COUNCIL RECESSED @ 7:41 P.M. FOR COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE TO DISCUSS THE ADOPTION OF O#3; RECONVENED @ 7:43 P.M.)**

- 7/1/2009 3. \_\_\_\_\_ DECLARING 9 BLDGS TO BE PUBLIC NUISANCES; AUTHORIZING SAF DIR TO ENTER INTO CONTRACT FOR DEMO OF SAID BLDGS; AUTHORIZE CLERK OF COUNCIL TO CERTIFY COSTS OF DEMO TO STARK CNTY AUDITOR; EMERGENCY  
Referred to Community & Economic Development Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**  
**(SUSPENDED RULE 22A TO ADD O#4- O#8; O#8 ADOPTED ON 2<sup>ND</sup> RDG)**

- 2<sup>ND</sup> RDG 4. RES ACCEPTING TAX INCENTIVE REVIEW COUNCIL'S RECOMMENDATIONS REGARDING ENTERPRISE ZONE TAX ABATEMENT AGMTS; EMERGENCY (C&ED)
- 2<sup>ND</sup> RDG 5. AUTHORIZE MAYOR &/OR SERV DIR TO SUBMIT PROPOSAL & ENTER INTO CONTRACT W/THE WORKFORCE INITIATIVE ASSOCIATION (WIA), TO PROVIDE FUNDING FOR YEAR-ROUND YOUTH WORKFORCE DEV SVCS; EMERGENCY (C&ED)
- 2<sup>ND</sup> RDG 6. REPEALING CHAPTER 159, ANNEXATION, OF THE CODIFIED ORDINANCES (ANNEX BOARD) (JUD)
- 2<sup>ND</sup> RDG 7. AMEND O#193/2008, AS AMENDED, BY MAKING \$1,500,000.00 SUPP APPROP FR: UNAPPROP BAL OF 5223 WATER INFRASTRUCTURE CAPITAL IMPROVEMENT FUND TO: 5223 207025 WATER INFRASTRUCTURE CAPITAL IMPROVEMENT - OTHER; EMERGENCY (UPGRADES TO NE WATER TREATMENT PLANT) (PPCI & FIN)
- 72/2009 8. AUTHORIZE MAYOR TO SUBMIT/FILE W/US DEPT OF HSNQ & URBAN DEV AN AMENDED CONSOLIDATED PLAN OR OTHER APPLICATIONS HUD DETERMINES, EXECUTE GRANT AGMTS W/HUD & ACCEPT CITY'S COMM DEV BLOCK GRANT, EMERGENCY SHELTER GRANT & HOMELESS PREV & RAPID RE-HOUSING PROG ALLOCATIONS FR: AMERICAN RECOVERY & REINVESTMENT ACT; AUTHORIZE AUDITOR TO ESTABLISH 2220 HOMELESS PREV FUND; AMEND SUPP APPROP O#193/2008; EMERGENCY (C&ED)

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

- 73/2009 9. AUTHORIZE AUDITOR TO PAY A MORAL OB IN AMT NOT TO EXCEED \$23,480.00 TO MOTTER & MEADOWS; EMERGENCY
- 74/2009 10. AUTHORIZE SAF DIR TO ENTER INTO PROF SVCS CONTRACT W/PHILIP SEDLACKO FOR ANIMAL CONTROL SVCS; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:**

**MONDAY, MAY 11, 2009 in Council Caucus @ 6:00 P.M.**

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

Service Director Price to discuss sanitation rate increase  
 Chief Rich to discuss the Fire Department Combo - Companies

**PUBLIC SPEAKS:** (None)

**MISCELLANEOUS BUSINESS:** Health Commissioner Adams re: Discussing overview of Swine Flu; President Schulman re: Asking Health Commissioner if this is a treatable disease; Health Commissioner Adams re: Advising that there are treatments for influenza if caught within the first two days or so there are effective treatments that tend to minimize the impact of the disease; Member Cirelli re: Advising that the City of Toledo is laying off 75 police officers and 300 City workers and finding themselves in a \$20,000,000.00 budget deficit and feels that the City of Canton should be cognizant of every dollar that is spent; President Schulman re: Giving credit to the Administration, Finance Committee, the Chairman of the Finance Committee and City Council for not being in the position of being \$20,000,000.00 in the hole and not having to be in the position to lay off 75 police officers and 300 City employees.

**ADJOURNMENT:** 8:05 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MAY 11, 2009 @ 7:30 PM**