

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

OCTOBER 5, 2009

ROLL CALL: Eleven Members Present, One Absent (Member Prater)

INVOCATION: Brian Horner, Ward 9 Council Member

PLEDGE OF ALLEGIANCE: Led by President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#3 - O#8; O#7 Adopted on 2nd Rdg; O#9 (190/2009) Reconsidered & Adopted as Amended; O#13 Adopted as Amended)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

MAJORITY LEADER DON CASAR:

EXCUSING MEMBERS: MEMBER PRATER

COMMUNICATIONS:

427. AUDITOR MALLONN:

MONTHLY RPT BY FUND 9/1/09 - 9/30/09. - RECEIVED & FILED

428. AUDITOR MALLONN:

YEARLY RPT BY FUND 1/1/09 - 9/30/09. - RECEIVED & FILED

429. DEPUTY DIRECTOR WEST:

AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/DOMESTIC VIOLENCE PROJECT, INC. UTILIZING EMER SHELTER GRANT (ESG) FUNDS IN AMT NOT TO EXCEED \$50,000.00 & PROVIDE MATCH OF FUNDS IN AMT OF \$50,000.00 FOR PERIOD OF 1 YR RETRO FR: 1/1/09 - 12/31/09. - FINANCE COMMITTEE

430. DEVELOPMENT DIRECTOR TORRES:

ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZING DISPOSITION OF SAID PROP (PARCEL #02-08872 ON 25TH ST NE TO WILLARD BOWLING). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

431. DEVELOPMENT DIRECTOR TORRES:

ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZING DISPOSITION OF SAID PROP (PARCEL #02-03991 ON 5TH ST NE TO RUBY HACKWORTH). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

432. DEVELOPMENT DIRECTOR TORRES:

AUTHORIZE MAYOR TO SUBMIT/FILE W/HUD THE 2010 ANNUAL 1 YR CONSOLIDATED PLAN, EXECUTE GRANT AGMTS & ACCEPT 2010 COMM DEV BLOCK GRANT, 2010 HOME INVESTMENT PARTNERSHIP PROG, 2010 EMER SHELTER GRANT; AUTHORIZE MAYOR TO REVISE &/OR AMEND CONSOLIDATED PLAN & BUDGETS FOR CDBG, HOME, & ESG FOR PROG YR 1/1/10 - 12/31/10. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

433. LAW DIRECTOR MARTUCCIO:

AUTHORIZE RPT OF ASSESSMENT EQUALIZATION BRD; PROCEED W/IMPLEMENTATION PUBLIC SVC PLAN ADOPTED BY SID; ADOPT ESTIMATED ASSESSMENT RESOLUTION OF NECESSITY & LEVY ASSESSMENTS ON LOTS & LANDS. - JUDICIARY COMMITTEE

434. LIQUOR CONTROL DIVISION (OHIO):

NOTIFY OF HRG ON 10/15/09 @ 3:00 PM FOR CHG OF STOCK FOR KD CLUB MGMT INC DBA THE SPOT @ 2600 8TH ST NE & PATIO. - RECEIVED & FILED

435. LIQUOR CONTROL DIVISION (OHIO):

REQ NEW D1 LIQ PERMIT FOR TJMV INC DBA PATAYA RESTAURANT @ 1122 30TH ST NE. - RECEIVED & FILED

436. SMUCKLER, B., CNCL-AT-LARGE:

NAMING AN UNNAMED ALLEY SGT N CASEY PL. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

1ST RDG 1. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING VARIOUS APPROP REDUCTIONS & APPROP TRANSFER; EMERGENCY (AUDITOR)
Referred to Finance Committee

1ST RDG 2. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING \$8.01 SUPP APPROP FROM UNAPPROP BAL 2232 108 GUARANTEED LOAN REPAYMENT FUND TO 2232 50-60-01 COMM DEV ADMIN - OTHER; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD O#3 - O#8; O#7 ADOPTED ON 2ND RDG)

2ND RDG 3. **RETAINED IN CMTE 9/28/09** VACATE LINDESMITH CT SW & PORTION OF BORS CT SW; APPROVE & ACCEPT REPLAT OF LOTS #15757, 15759 - 15766, PART OF LOT #15756 & THE TWO VACATED PORTIONS; EMERGENCY(AULTMAN) (PS&T) **PUB HRG 10/19/09 @ 7:30 PM**

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 4. **RETAINED IN CMTE 9/28/09** AMEND APPROP O#193/2008, AS AMENDED, BY MAKING \$200,000.00 APPROP TRANSFER FROM 2760 101001 FED FORFEITURE FUND - OTHER TO 2760 102000 FED FORFEITURE FUND - OTHER; EMERGENCY (JUD & FIN)
- 2ND RDG 5. AUTHORIZE MAYOR TO FILE APPLICATION W/THE US ENVIRONMENTAL PROTECTION AGENCY, EXECUTE A COOP AGMT W/THE EPA & ACCEPT \$444,004.00 IN BROWNFIELD STIMULUS FUNDS; AUTHORIZE MAYOR TO ENTER INTO CONTRACT W/STARK STATE COLLEGE IN AMT NOT TO EXCEED \$375,559.00 & GOODWILL IND IN AMT NOT TO EXCEED \$66,845.00 AS REQ BY THE COOP AGMT; EMERGENCY (C&ED & FIN)
- 2ND RDG 6. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING \$1,151,591.81 APPROP TRANSFER FROM UNAPPROP BAL OF 6017 HEALTH & LIFE INS FUND TO 6017 201001 SVC DIR ADMIN PERSONNEL SVC; EMERGENCY (FIN)
- 192/2009 7. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING \$370,000.00 SUPP APPROP FROM UNAPP BAL OF THE 2328 PUBLIC HEALTH INFRASTRUCTURE FUND; EMERGENCY (FIN)
- 2ND RDG 8. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING \$2,771.81 APPROP TRANSFER FROM 2354 SOLID WASTE - OTHER TO 2354 SOLID WASTE - PERSONNEL; EMERGENCY (FIN)

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

- 190/2009 9. **O#190/2009 FROM 9/28/09** AMEND APPROP O#193/2008, AS AMENDED, BY MAKING VARIOUS APPROP REDUCTIONS, APPROP TRANSFERS, SUPP APPROP & INTERFUND TRANSFERS; EMERGENCY
- 193/2009 10. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING APPROP REDUCTIONS & APPROP TRANSFER; EMERGENCY (AUDITOR)
- 194/2009 11. AUTHORIZE CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY FROM SAMUEL J MAZE (PARCEL #02-10421 ON GLENDALE PL NE)
- 195/2009 12. AUTHORIZE SAF DIR TO ACCEPT GRANT FROM COPS HIRING RECOVERY PROG IN AMT NOT TO EXCEED \$1,412,392.00; EMERGENCY
- AMENDED**
- 196/2009 13. AUTHORIZE SAF DIR TO ACCEPT GRANT FROM 2009 EDWARD BYRNE MEMORIAL RECOVERY ACT COMPETITIVE GRANT IN AMT NOT TO EXCEED \$112,500.50; EMERGENCY
- 197/2009 14. AUTHORIZE SAF DIR TO ACCEPT GRANT FROM 2009 EDWARD BYRNE RECOVERY ACT GRANT LOCAL SOLICITATION IN AMT NOT TO EXCEED \$233,999.20; AMEND O#193/2008; AUTHORIZE AUDITOR TO ESTABLISH 2774 BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT 2009 FUND; EMERGENCY
- 198/2009 15. AUTHORIZE SAF DIR TO ACCEPT GRANT FROM 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT REGULAR SOLICITATION IN AMT NOT TO EXCEED \$157,112.20; EMERGENCY
- 199/2009 16. AUTHORIZE SAF DIR TO ACCEPT GRANT FROM 2009 EDWARD BYRNE RECOVERY ACT JUSTICE ASSISTANCE GRANT IN AMT NOT TO EXCEED \$166,111.00; EMERGENCY
- 200/2009 17. AMEND PART NINE - STREETS, UTILITIES & PUBLIC SVCS CODE, OF CODIFIED ORDINANCES (TO COMPLY W/NAT'L POLLUTANT DISCHARGE ELIMINATION SYSTEM)
- 201/2009 18. AUTHORIZE CLERK OF COUNCIL TO CERTIFY TO COUNTY AUDITOR UNPAID & DELINQUENT CHRGS FOR WATER &/OR SEWER SVCS; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, OCTOBER 19, 2009 in Council Caucus @ 6:45 P.M.**

1) Finance Committee

PUBLIC SPEAKS: John Swartz promoting cheerleaders for the city. Members of the Preservation Society talking about the homes that are going up and down in the city and the development of our city. He commended First Friday events and wants to let people know that there are wonderful things going on in our city not just corruption and destruction. He requests all people to become cheerleaders for Canton. Sylvia Allison from Grace Operation & Development Center association gathers people together and get them involved to help make Canton a better place to live and raise a family. The people in the neighborhood helped each other and organizations were involved when Nimisilla Creek flooded. She wants change in the community for crimes, jobs, fire stations and feels the parks are in despair and thinks that the Council Members should hear the people when they go out to vote. Patricia Howard from the Southwest Association of Neighbors, a group that has successfully closed down some nightclubs in the area that participated in bad conduct. They help to provide safety and added green areas to the southwest neighborhoods and are very excited about the new Federal Building and just hope that Building Code and the city have plans to continue to brighten up the surrounding area so that the agencies and people working at the new building will feel safe coming and going and have places to enjoy the City of Canton to create a positive note for all. Geraldine Allen of the Fairgrounds Residential Neighborhood Association thanked Sgt Fox for him explaining about how the people can help the police to do their jobs by getting accurate information to report. This group helped to get more patrol during the Ribs Burnoff event. They would like more information on Weed and Seed and think that bicycle patrol for police would make them more visible in the neighborhoods and reduce crime. Bev Jordan spoke as a representative for the City Folks for Cooks Pond and feels that NAVE should be a change agent for the people. She stated that the politicians should be hearing the groups and that support should go both ways more often than just at election time. Brenda Kimbrough from the

Cherry Ave Neighborhood Developmental Operations thanking all city officials for the clean up efforts and she is experiencing good things on her street. She gave thanks for First Friday activities and stated the good citizens of the city do enjoy these activities. Marci Zawacky of Harrison Hills Neighborhood Association thanking Charita Goshey for her article in the Repository regarding a "Grand Plan" for the city. She mentions that just because some of the industry is leaving we should not have a dismal city. She feels that as homes are demolished that the property should be divided between the adjoining property owners to make nicer lots and encourage more home buyers. Pat Kirk of the Downtown Central Neighborhood Association says her group has tried to come up with a plan for the city to help fight crimes and drugs while finding jobs. She thinks part of the problem is the neighbors not sharing the correct information with the police and wonders if there should be curfew for adults that are unruly not just teens. Ida Ross Freeman wants to see the city and the school board do more collaboration to benefit the children and would like to see more council and administration partnering with social services to help all constituents in need. Veronica Callahan as President of NAVE would like all Council Members and citizens of Canton to become mentors for the kids of our town. She thinks everyone should get behind the churches and the social services to help the people of the communities since we are all from different paths in life.

MISCELLANEOUS BUSINESS: Member Smith discussing the trick or treat event at the Southeast Community Center on Sunday, October 25, 2009 from 3 to 5 pm in conjunction with the Canton Negro Oldtimers Association. Anyone can set up their own candy booth and pass out to keep kids off the street and provide a safe place to gather treats. Member Griffin stating that the Canton Preservation Society is trying to gather and document the history of the quadrants of the city. They already have a library and librarian but could use help from anyone with knowledge. Member West stating that Member Griffin should get with Ken Ash regarding the area around Nimisilla Park because he knows all of the history of that section of town. President Schulman mentioning to all the NAVE sponsored candidates night on Monday, October 12, 2009 at 6:00 pm at the Canton Civic Center and stating that Council Members will be attending. Also thanked all members for coming tonight and voicing their concerns for the city. Mayor Healy thanking members of all neighborhood associations and NAVE for coming tonight and giving a "Hi Neighbor" to all. Thanks for sharing thoughts on what is going well and what is not so well. He is still available for neighborhood walk thru's and will continue to try to help with all issues that need addressed. He also mentioned that there is some partnering going on with the school board through the Community Development Department and on Wednesday evening there will be a college fair at the Civic Center announcing a further collaboration with the schools in our area.

ADJOURNMENT: 8:33 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 19, 2009 @ 7:30 PM

THERE WILL BE NO MEETING ON MONDAY, OCTOBER 12, 2009 IN OBSERVANCE OF COLUMBUS DAY