

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

OCTOBER 19, 2009

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

INVOCATION: David Dougherty, Assistant Majority Leader

PLEDGE OF ALLEGIANCE: Led by President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#7 - O#8; O#11 & O#12 Adopted as Amended)

PUBLIC HEARINGS:

7:30 PM AN ORDINANCE VACATING LINDESMITH COURT SW & A PORTION OF BORS COURT SW; APPROVING & ACCEPTING THE REPLATTING OF LOTS NOS. 15757, 15759-15766, PART OF LOT NO 15756 AND THE TWO VACATED PORTIONS; AND DECLARING THE SAME TO BE AN EMERGENCY; PLANNING COMMISSION RECOMMENDED APPROVAL; WARD 3 (AULTMAN) **O#202/2009**

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

INFORMAL RESOLUTIONS:

ASST MAJORITY LEADER DAVID DOUGHERTY: EXCUSING MEMBERS. (MEMBER CASAR)

56. COUNCIL AS A WHOLE: CONGRATULATING & COMMENDING 2009 FIREFIGHTER OF THE YEAR JOSEPH CARAFELLI. - ADOPTED

COMMUNICATIONS:

437. AUDITOR MALLONN: CERTIFICATE OF TOTAL AMT FROM ALL SOURCES FOR 2009. - RECEIVED & FILED
438. COURT ADMINISTRATOR KOCHERA: REQ TO AMEND O#183/2009 TO AUTHORIZE SERV DIR TO ENTER INTO PROF SVCS CONTRACT W/JOHN PATRICK PICARD ARCHITECTS, INC IN AMT NOT TO EXCEED \$186,000.00 FOR ADDT'L ARCHITECTURAL & ENGINEERING SVCS AND FOR REIMBURSEMENT EXPENSES (MUNI CT EXPANSION PROJ). - PUBLIC PROPERTY CAPITAL IMPROVEMENT & JUDICIARY COMMITTEES
439. COURT ADMINISTRATOR KOCHERA: REQ VARIOUS SUPP APPROPS FOR CONTINUITY OF OPERATIONS OF JUDGES ADMINISTRATION OF CANTON MUNI COURT. - FINANCE COMMITTEE
440. DEPUTY DIRECTOR WEST: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/STARK COMM FOUNDATION/COMM BLDG PARTNERSHIPS IN AMT NOT TO EXCEED \$40,000.00 FOR TARGETED COMM DEV WORK PLANS FOR IMPLEMENTATION OF NEIGHBORHOOD STAB PROGS. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
441. DEVELOPMENT DIRECTOR TORRES: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/YWCA OF CANTON TO PROVIDE GRANT UTILIZING EMER SHELTER GRANT FUNDS IN AMT NOT TO EXCEED \$30,000.00 TOWARDS THE PURCHASE OF A NEW ELEVATOR FOR NEW BEGINNINGS SHELTER. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
442. FINANCE DIRECTOR ALGER: REQ VARIOUS SUPP APPROPS, APPROP TRANSFERS & APPROP REDUCTION (MOVING EXISTING APPROP FUNDING FROM & WITHIN DEPTS). - FINANCE COMMITTEE
443. HEALTH BENEFITS ADMIN, MCBRIDE: SEPT 2009 MONTHLY COMPARATIVE RPT-INS CLAIMS. - RECEIVED & FILED
444. HEALTH COMMISSIONER ADAMS: REQ \$16,100.00 APPROP TRANSFER FR: OTHER LINE ITEMS IN FUND 2313 PREV HEALTH TO: PERSONAL SVCS IN FUND 2313 PREV HEALTH. - FINANCE COMMITTEE
445. HEALTH COMMISSIONER ADAMS: REQ TO APPROP \$1,379,462.00 FR: UNAPPROP FUNDS OF 2328 PUBLIC HEALTH INFRASTRUCTURE FUND TO: 2328 PUBLIC HEALTH INFRASTRUCTURE FUND (PUB HEALTH EMER RESPONSE GRANT). - FINANCE COMMITTEE
446. HEALTH COMMISSIONER ADAMS: REQ VARIOUS TRANSFERS TO ASSURE THAT SATISFACTORY HEALTH DEPT OPERATIONS WILL REMAIN IN PLACE. - FINANCE COMMITTEE
447. LAW, J & D, APPLICANTS: APPLICATION FOR PROPOSED ZONE CHANGE @ 2015 TUSCARAWAS ST, E FROM R-1a TO PR2 (DUPLEX). - PLANNING COMMISSION
448. MAYOR HEALY: ADVISING OF RE-APPT OF SHAWN WEST TO MAYOR'S COMMUNITY RELATIONS COMMISSION COMMENCING 10/12/09 - 10/11/11. - RECEIVED & FILED
449. OHIO EPA: RECEIPT OF EVALUATION INSPECTION OF WPCC. - RECEIVED & FILED

COMMUNICATIONS CONTINUED:

450. SAFETY DIRECTOR REAM: AUTHORIZE SAF DIR TO ENTER INTO CONTRACT W/INSIGHT PUBLIC SECTOR, INC FOR PURCHASE OF 30 LAPTOP COMPUTERS W/EXTENDED WARRANTY & RELATED EQUIP IN AMT NOT TO EXCEED \$129,405.00. - FINANCE COMMITTEE
451. SERVICE DIRECTOR PRICE: AUTHORIZE SERV DIR TO EXECUTE NECESSARY EASEMENT DOCS PERMITTING A PORTION OF THE GARAGE @ 3736 12TH ST SW TO REMAIN IN THE PUBLIC RIGHT-OF-WAY FOR THE VALUE OF THE EASEMENT AREA; CITY TO REC \$260.00 FROM OWNER OF GARAGE FOR VALUE OF EASEMENT AREA. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
452. TREASURER SCHIRACK: RPT OF DEPOSITS & PAY INS TO AMBULANCE LOCK BOX ACCT FOR SEPT 2009. - RECEIVED & FILED
453. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR SEPT 2009. - RECEIVED & FILED
454. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS FILED AS OF 9/30/09. - RECEIVED & FILED
455. TREASURER SCHIRACK: RPT OF TREAS OFC BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 9/30/09. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT W/DOMESTIC VIOLENCE PROJ, INC TO PROVIDE A GRANT IN AMT NOT TO EXCEED \$50,000.00 FOR MISC SHORT-TERM HSNG SVCS; EMERGENCY
Referred to Finance Committee
- 1ST RDG 2. ESTABLISH FAIR REUSE VALUE OF ONE PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE & CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RES LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-08872 ON 25TH ST NE - WILLARD BOWLING)
Referred to Community & Economic Development Committee
- 1ST RDG 3. ESTABLISH FAIR REUSE VALUE OF ONE PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE & CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RES LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-03991 ON 5TH ST NE - RUBY HACKWORTH)
Referred to Community & Economic Development Committee
- 1ST RDG 4. AUTHORIZE MAYOR TO FILE W/US DEPT OF HSNG & URBAN DEV A 2010 CONSOLIDATED PLAN FOR THE 2010 CDBG PROG, 2010 HOME INVESTMENT PARTNERSHIP PROG & 2010 EMER SHELTER GRANT PROG; RATIFYING SUBMISSION & FILING OF SAID PLAN; AUTHORIZE MAYOR TO EXECUTE GRANT AGMTS W/US DEPT OF HSNG & URBAN DEV & TO ACCEPT FUNDING FOR THE THREE PROGS; EMERGENCY
Referred to Community & Economic Development & Finance Committees
- 1ST RDG 5. APPROVING RPT OF ASSESSMENT EQUALIZATION BD; PROCEEDING W/IMPLEMENTATION OF THE PUB SVC PLAN ADOPTED BY THE DOWNTOWN CANTON SPECIAL IMPROV DIST; ADOPTING ESTIMATED ASSESSMENT PREPARED & FILED W/THE RESOLUTION OF NECESSITY; EMERGENCY
Referred to Judiciary Committee
- 1ST RDG 6. NAMING AN UNNAMED ALLEY SGT N CASEY PLACE (BETWEEN WALDEN & SHORB NW & 22ND & 23RD NW)
Referred to Public Safety and Thoroughfares Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#7 - O#8)**

- 2ND RDG 7. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING VARIOUS APPROP REDUCTIONS & APPROP TRANSFER; EMERGENCY (AUDITOR) (FIN)
- 2ND RDG 8. 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 (FIN)

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

- 202/2009 9. 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) **PUB HRG 10/19/09 @ 7:30 PM**
- 203/2009 10. 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

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

AMENDED

204/2009 11. 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

AMENDED

205/2009 12. 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

206/2009 13. 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

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, OCTOBER 26, 2009 in Council Caucus @ 6:30 P.M.

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Judiciary Committee
- 4) Public Safety & Thoroughfares Committee

PUBLIC SPEAKS: Patricia Kirk re: Reminding that Shake-a-Leaf will meet Thursday, October 22nd at 6:30 at Church of the Savior. Also there will be a Why Trees Matter Forum on the same day and Shake-a-Leaf will be there representing Canton. Also asking Law Director Martuccio about the adopt a site contract for the Kresge Lot.

MISCELLANEOUS BUSINESS: Member Cirelli re: Asking the Law Director if he is any closer to moving on the tree Ordinance. Asking him about the City's gas aggregation program. Advising that people are going door to door to get people to sign with their company and she signed up for a fixed rate at 6.70; Law Director Martuccio re: Stating that they have not made revisions to the tree Ordinance because the funds are not available. Advising that the City's gas aggregation agreement expires in March, 2010 and they will have the new prices in January. Also advising Ms. Kirk that he will look into the contract for the Kresge Lot and get back to her; President Schulman re: Asking Director Torres if he or the Administration have a spreadsheet for the grants the City is receiving showing what money is coming in, where it is going and how many jobs are being created; Mayor re: Advising that a spreadsheet does exist and will forward it to the Clerk of Council.

ADJOURNMENT: 8:03 A.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 26, 2009 @ 7:30 PM