

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

OCTOBER 26, 2009

ROLL CALL: Twelve Council Members Present

INVOCATION: Mary Cirelli, Council-at-Large

PLEDGE OF ALLEGIANCE: Led by President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#1, O#7, O#10, O#11; 2nd Rdg O#12, O#13, O#14, O#16 & O#17; O#1, O#7, O#10, O#11 Adopted on 1st Rdg; O#15 Retained in Cmte; O#16 Adopted on 2nd Rdg; O#18 Postponed until 11/9/09)

PUBLIC HEARINGS: (None)

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

INFORMAL RESOLUTIONS:

MAJORITY LEADER DON CASAR: EXCUSING MEMBERS. (NOT NECESSARY)

COMMUNICATIONS:

456. ANNEXATION CHAIRMAN SMUCKLER: REQ TO INITIATE STATEMENT OF SVCS FOR ZBUKA ANNEXATION CONSISTING OF APPROX 0.181 ACRES LOCATED IN CANTON TWNSHP. - ANNEXATION COMMITTEE
457. ANNEXATION CHAIRMAN SMUCKLER: REQ TO INITIATE STATEMENT OF SVCS FOR DeLONG ANNEXATION CONSISTING OF APPROX 0.192 ACRES LOCATED IN CANTON TWNSHP. - ANNEXATION COMMITTEE
458. AUDITOR MALLONN (CITY): CERTIFICATE OF TOTAL AMT FROM ALL SOURCES FOR 2009. - RECEIVED & FILED
459. DEVELOPMENT DIRECTOR TORRES: REQ VARIOUS APPROP TRANSFERS FR YOUTH DEVELOPMENT SUMMER PROGS TO YOUTH DEVELOPMENT ADMIN - PERSONNEL \$8,000.00 & YOUTH DEVELOPMENT ADMIN - OTHER \$16,351.00. - FINANCE COMMITTEE
460. DEVELOPMENT DIRECTOR TORRES: REQ SUPP APPROP OF \$15,000.00 FROM UNAPPROP 2211 506002 COMM DEV CODE ENFORCEMENT FUND TO APPROP 2211 506002 COMM DEV CODE ENFORCEMENT FUND. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES
461. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF CANCELLATION OF HRG ON 10/15/09 FOR KD CLUB MGMT, INC DBA THE SPOT @ 2600 8TH ST NE & PATIO. - RECEIVED & FILED
462. PLANNING COMMISSION: RECOMMEND APPROV OF ZONE CHG @ 2015 E TUSCARAWAS ST FROM R-1a (SINGLE FAMILY RESIDENTIAL TO PR-2 (PLANNED TWO FAMILY) (JOSEPH & DEBORAH LAW). - JUDICIARY COMMITTEE
463. PLANNING COMMISSION: RECOMMEND APPROV OF TEXT CHG OF SECTION 1157.02 OF CITY'S ZONING ORDINANCE (TRUCK TERMINALS). - JUDICIARY COMMITTEE
464. PLANNING COMMISSION: RECOMMEND APPROV OF REPLAT PART OF LOT 1505 IN 900 BLOCK OF 10TH ST NE (ABCD). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
465. PLANNING COMMISSION: RECOMMEND APPROV OF REPLAT PART OF LOT 5339 AND ALL OF LOTS 5340 & 5342 LOCATED ON 6TH ST SW EAST OF COOK AVE (ABCD). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
466. PLANNING COMMISSION: RECOMMEND APPROV OF REPLAT PART OF OUT LOT 391 @ 1325 17TH ST NE (ED DOMER). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
467. PLANNING COMMISSION: RECOMMEND APPROV OF FINAL SUBDIVISION REVIEW OF GLEN HOLLOW DEVELOPMENT, SOUTH OF 44TH ST NW & CLEVELAND AVE NW; STIPULATION OF BOND FOR SIDEWALK CREATION. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING: _____

(COUNCIL RECESSED @ 7:41 P.M. FOR FINANCE COMMITTEE TO DISCUSS ADOPTION OF O#1; RECONVENED AT 7:50 P.M.)

207/2009 1. RESOLUTION ACCEPTING AMTS & RATES AS DETERMINED BY BUDGET COMM & AUTHORIZE NECESSARY TAX LEVIES & CERTIFY THEM TO CNTY AUDITOR
Referred to Finance Committee

1ST RDG 2. AMEND O#183/2009: EMERGENCY (MUNI EXPANSION PROJ)
Referred to Public Property Capital Improvement & Judiciary Committees

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 3. 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 NEIGHBORHOOD STAB PROGS; AMEND APPROP O#193/2008; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 4. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/YWCA OF CANTON TO PROVIDE A GRANT IN AMT NOT TO EXCEED \$30,000.00 TOWARDS PURCHASE OF NEW ELEVATOR; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 5. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING APPROP TRANSFERS, SUPP APPROP, APPROP REDUCTION & INTERFUND TRANSFERS HEREIN DESCRIBED; EMERGENCY
Referred to Finance Committee
- 1ST RDG 6. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING APPROP TRANSFER \$16,100.00 FROM: 2313 30-10-01 PREVENTIVE HEALTH FUND - OTHER TO: 2313 30-10-01 PREVENTIVE HEALTH FUND - PERSONAL SERV; EMERGENCY
Referred to Finance Committee

(COUNCIL RECESSED @ 7:41 P.M. FOR FINANCE COMMITTEE TO DISCUSS ADOPTION OF O#7; RECONVENED AT 7:50 P.M.)

- 208/2009** 7. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING SUPP APPROP \$1,018,703.08.00 FROM UNAPPROP BAL 2328 PUBLIC HEALTH INFRASTRUCTURE FUND TO PHEP & PHER FUNDS
Referred to Finance Committee
- 1ST RDG 8. AMEND APPROP O#193/2008, BY MAKING APPROP TRANSFER \$7,587.00 FROM: 1001 304001 HEALTH LAB - PERSONNEL TO: 1001 307001 HEALTH ENVIRONMENTAL ADMIN - PERSONNEL; EMERGENCY
Referred to Finance Committee
- 1ST RDG 9. AUTHORIZE SAF DIR TO ENTER INTO CONTRACT W/INSIGHT PUBLIC SECTOR, INC IN AMT NOT TO EXCEED \$129,405.00 FOR PURCHASE OF PANASONIC TOUGHBOOK LAPTOP COMPUTERS, EXTENDED WARRANTY & RELATED EQUIP PURSUANT TO ORC SECTION 125.04; EMERGENCY
Referred to Finance Committee

(COUNCIL RECESSED @ 7:50 P.M. FOR PUBLIC SAFETY & THOROUGHFARES COMMITTEE TO DISCUSS ADOPTION OF O#10 & O#11; RECONVENED AT 7:55 P.M.)

- 209/2009** 10. AUTHORIZE SERV DIR TO ENTER INTO AN EASEMENT AGMT W/EQUITY TRUST CO CUSTODIAN FBO 1993IRA FOR GRANTING EASEMENT IN A PORTION OF BENSKIN AVE SW FOR CONTINUED USE OF A GARAGE; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 210/2009** 11. APPROV & ACCEPT FINAL RECORD PLAT FOR GLEN HOLLOW DEVELOPMENT; EMERGENCY
Referred to Public Safety & Thoroughfares Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD O#12, O#13, O#14, O#16 & O#17; O#15 RETAINED IN CMTE; O#16 ADOPTED)

- 2ND RDG 12. 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 (FIN)
- 2ND RDG 13. 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) (C&ED)
- 2ND RDG 14. 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) (C&ED)
- 2ND RDG 15. 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 (C&ED & FIN)
- 211/2009** 16. 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 (JUD)
- 2ND RDG 17. NAMING AN UNNAMED ALLEY SGT N CASEY PLACE (BETWEEN WALDEN & SHORB NW & 22ND & 23RD NW) (PS&T)

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

- 11/9/09** 18. AMEND APPROP O#193/2008, AS AMENDED, BY MAKING VARIOUS APPROP REDUCTIONS & APPROP TRANSFER; EMERGENCY (AUDITOR)
- 212/2009** 19. 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

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, NOVEMBER 2, 2009 in Council Caucus @ 6:30 P.M.**

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Judiciary Committee
- 4) Public Property Capital Improvement Committee

PUBLIC SPEAKS: Gary Bickel speaking on a neighboring home that is a rental property that is not maintained by the landlord and has large amounts of trash on the porch and throughout the yard from the renters that occupy the residence. Has contacted Code Enforcement, the Sanitation Dept, Health Dept, and Council Member Barton with concerns about the way this makes the entire neighborhood look. Wants to know if some type of standard of housing or living can be established in the city. Pastor Morgan inviting all to attend an Eve of Thanksgiving gathering at St. Paul's Episcopal Church on 11/25/09 at 7:30 p.m. Canton is one of the only cities creating a tradition of celebrating Thanksgiving as a non religious holiday just an American holiday.

MISCELLANEOUS BUSINESS: Member West asking that the Mayor provide all departments that receive in the public place a hand sanitizer to help prevent any further spreading of the flu. Member Smuckler requesting the Law Dept to set up a meeting to discuss the shortfalls of the Health Dept to finish out 2009. Member Barton thanking the Bickel's for coming down and discussing the problems of some of the landlords. He asked if Council has the right to revoke a certificate of occupancy from a landlord that is not maintaining their property and complying with code standards. Law Director Martuccio stating that any landlord licensing in an Ordinance must be worded very carefully to be able to correctly enforcement the issues. If a landlord has citations from Building Code or Health Dept these present better methods of enforcement. Member Cirelli asking for a possible time line on the professional landlord Ordinance because she has been discussing this since 2007. Director Ream met with Jason Reese and Angela Cavanaugh to discuss an International Property Maintenance Code that should be presented to Council very soon. President Schulman thanking Chief McKimm for follow up on neighborhood crime items that were discussed previously. Thanked Adam Herman for his addition of Council information to Canton Connection magazine. He talked about receiving the CCIC report but needing more information regarding how these grants are establishing jobs. Mayor Healy had asked that all Council Members review the report and get with him regarding any other information that they would like to see listed on the report. Member Casar stating that we are in tough economic times but that no Council Members should be sorry for the compensation they receive for serving the public in their positions. President Schulman also mentioning the number of hours put in as a Ward Council person and that hard work deserves a salary and benefits.

ADJOURNMENT: 8:29 P.M.

THERE WILL BE NO MEETING ON MONDAY, NOVEMBER 2, 2009 IN OBSERVANCE OF ELECTION DAY

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, NOVEMBER 9, 2009 @ 7:30 PM