

ROLL CALL: All Council Members Present (President Schulman Absent)

MOTION TO EXCUSE MEMBERS: President Schulman

INVOCATION: Joe Cole, Council at Large

PLEDGE OF ALLEGIANCE: Led by President Pro Tem Bill Smuckler

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#12 - O#17; Adopted O#15 and O#17 on 2nd Rdg; O#26 Adopted as Amended)

PUBLIC HEARINGS: (None)

PUBLIC SPEAKS (CITY BUSINESS): Patricia Kirk informing Members of a free webinar this Thursday about the way other cities focus on green areas. More information can be found at www.americainbloom.org. She is also aware that the tree Ordinance did not pass in 2009 and she is sad that Canton continues to think that what they have in place is sufficient for our city. Dan Fonte speaking about the IPMC and Building Code changes. He has attended several meetings and sees the problems with PIGS organization from 1993 all over again. Dan says the more rental properties in the city leads to less pride and maintenance than with owner occupied. He does not want the code restrictions lifted or reduced because they are not that difficult to follow now. Dan remarked about the comments made by the current Chief Building Official and how she needs reminded that she is an employee of the city.

INFORMAL RESOLUTIONS:

6. DOUGHERTY D., WARD 6 CNCLMBR & SMUCKLER, B., CNCL-AT-LARGE: SUPPORTING ASSISTANCE FROM SARTA FOR IMPROVEMENTS ON THE MAHONING RD CORRIDOR PROJ. - ADOPTED
7. PERSONNEL COMMITTEE: AUTHORIZE OF APPT OF NICHOLAS RAMPHOS TO BOARD OF BUILDING APPEALS FOR TERM 1/1/09 - 12/31/11. - ADOPTED
8. PERSONNEL COMMITTEE: AUTHORIZE OF RE-APPT OF JOHN PICARD TO BOARD OF BUILDING APPEALS FOR TERM 1/1/10 - 12/31/12. - ADOPTED
9. PERSONNEL COMMITTEE: AUTHORIZE OF APPT OF DAWN DEVINE TO INVESTMENT BOARD FOR TERM 1/1/10 - 12/31/11. - ADOPTED
10. PERSONNEL COMMITTEE: AUTHORIZE OF APPTS OF 3 MEMBERS TO FAIR EMPLOYMENT PRACTICES BOARD - LORI ADKINS RETRO TERM OF 11/22/09 - 11/21/12; AMY WEISBROD & BRYAN CROMWELL RETRO TERM OF 1/1/10 - 12/31/12. - ADOPTED

COMMUNICATIONS:

57. CHIEF MCKIMM: 2009 RPT OF LAW ENFORCEMENT TRUST FUND & LAW ENFORCEMENT EDUCATION FUND. - RECEIVED & FILED
58. DEVELOPMENT DIRECTOR TORRES: REQ \$556,340.11 REDUCTION IN 2220 506009 HOMELESS PREVENTION & RAPID REHOUSING FUND. - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
59. DEVELOPMENT DIRECTOR TORRES: REQ APPROP TRANSFER OF \$111,227.11 FR: 2212 506009 NEIGHBORHOOD STABILIZATION FUND - PERSONNEL TO: NEIGHBORHOOD STABILIZATION FUND - OTHER; REQ SUPP APPROP OF \$111,284.00 FR: 2233 506001 UNAPPOP FED PROJ FUND TO: FED PROJ FUND - OTHER & OF \$849.23 FR: 2656 UNAPPROP YOUTH DEV DONATION FUND TO: 2656 YOUTH DEV FUND OTHER. - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
60. DEVELOPMENT DIRECTOR TORRES: REQ AUTHORIZATION FOR MAYOR &/OR SERV DIR TO COMPLETE CONTRACT PROCESS FOR CONTRACT PREVIOUSLY AUTHORIZED BUT NOT COMPLETED BY 12/31/09 FOR O#143/2009 W/US DEPT OF HOUSING & URBAN DEV FOR HOME CHDO FUNDS OF \$250,000.00 & FREED HOUSING CORP IN AMT NOT TO EXCEED \$500,000.00 FOR GREEN HOMES PROG. - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
61. SAFETY DIRECTOR REAM: REQ AUTHORIZATION OF MORAL OB PAYMENT TO SMITH ADVISORY GROUP OF \$5,000.00 FOR APPRAISALS OF PROP AT CLEVELAND AVE NW & 25TH ST NW AND WARNER RD NE. - FINANCE COMMITTEE
62. SAFETY DIRECTOR REAM: REQ AUTHORIZATION OF SAF DIR TO REC & APPROP GRANTS OF \$182,300.00 FOR UNIFORM SUPPLIES & \$18,000.00 FOR MAJOR EQUIPMENT; THE FED SHARE IS 80% AND CITY SHARE IS 20% OF THE AID TO FIREFIGHTERS GRANT. - FINANCE COMMITTEE
63. SCHULMAN, A., COUNCIL PRESIDENT: ADVISE OF APPT OF WARD 9 COUNCIL MEMBER, BRIAN HORNER TO CANTON CONSTRUCTION BOARD. - RECEIVED & FILED

COMMUNICATIONS CONTINUED:

64. SERVICE DIRECTOR PRICE: REQ AUTHORIZATION FOR SERV DIR TO APPLY FOR, ACCEPT & EXECUTE GRANTS FROM STARK-TUSC-WAYNE JOINT SOLID WASTE MGMT DIST UNDER 2010 RECYCLING MAKES SENSE GRANT PROG & 2010 COMPOSTING MAKES SENSE GRANT PROG. - FINANCE COMMITTEE
65. SERVICE DIRECTOR PRICE: REQ AUTHORIZATION FOR SERV DIR TO DONATE USED CELL PHONES & BLACKBERRIES NO LONGER NECESSARY FOR MUNICIPAL PURPOSES TO THE DOMESTIC VIOLENCE SHELTER FOR SAFETY & EMERGENCY USE TO CLIENTS. - FINANCE COMMITTEE
66. SERVICE DIRECTOR PRICE AND COMPLIANCE DIR MINOR SMITH: REQ AUTHORIZATION FOR SERV DIR AND/OR COMPLIANCE DIR TO ENTER INTO PASS THROUGH AGMT W/OHIO DEPT OF NATURAL RESOURCES TO RECV GRANT IN AMT OF \$495,000.00 FOR CONSTRUCTION OF A WATER PARK FACILITY AT THE EDWARD "PEEL" COLEMAN CENTER. - FINANCE COMMITTEE
67. SLIMAN, S., AGENT FOR PETITIONER: ADVISE OF ESTABLISHMENT OF PUB HRG DOCUMENT FILED W/CNTY COMMISSIONERS IN ZBUKA ANNEXATION. - **WITHDRAWN**
68. SLIMAN, S., AGENT FOR PETITIONER: ADVISE OF ESTABLISHMENT OF PUB HRG DOCUMENT FILED W/CNTY COMMISSIONERS IN DELONG ANNEXATION. - RECEIVED & FILED
69. WRF SUPERINTENDENT MILLS & SERVICE DIRECTOR PRICE: 2009 ANNUAL RPT OF OPERATION FROM WATER RECLAMATION FACILITY. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE THE MAYOR AND/OR SERV DIR TO PURCHASE REAL PROP IN CONJUNCTION W/NEIGHBORHOOD STABILIZATION PROG; AUTHORIZING THE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT FOR THE DEMOLITION OF THE BLDG LOCATED ON THE PROP; EMERGENCY (902 CHERRY AVE NE)
Referred to Community & Economic Development Committee
- 1ST RDG 2. AUTHORIZE THE MAYOR OR SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR THE LEASE OF TWO ROOMS AT THE EDWARD L "PEEL" COLEMAN COMMUNITY CENTER; EMERGENCY
Referred to Finance Committee
- 1ST RDG 3. AUTHORIZE MAYOR OR SERV DIR TO REQUEST & REC BIDS FOR THE DESIGN & CONSTRUCTION OF AN INDOOR WATER FACILITY @ 1400 SHERRICK RD SE; EMERGENCY
Referred to Finance Committee
- 1ST RDG 4. NAMING AN UNNAMED ALLEY IN THE CITY OF CANTON, LINDESMITH CT SW
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 5. AUTHORIZE LAW DIRECTOR TO ENTER INTO CONTRACT W/BELOW-NAMED CITIES & VILLAGES TO PROVIDE LEGAL REPRESENTATION CONCERNING THE PROSECUTION OF CRIMINAL CASES & RELATED MATTERS BY CITY PROSECUTOR'S OFFICE; EMERGENCY
Referred to Finance Committee
- 1ST RDG 6. AMEND VARIOUS SECTIONS IN PART THREE - TRAFFIC CODE & PART FIVE - GENERAL OFFENSES CODE OF THE CODIFIED ORDINANCES; EMERGENCY
Referred to Judiciary Committee
- 1ST RDG 7. APPROVE & ACCEPT THE REPLAT OF LOTS 1669 AND 1670; PART OF A 15.25 FT VACATED ALLEY & PART OF LOT 1671; EMERGENCY (BTWN 6TH ST NE & SANDALS NE - HABITAT FOR HUMANITY)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 8. AMEND TITLE SEVEN, HOUSING STANDARDS, OF PART THIRTEEN - BUILDING CODE OF THE CODIFIED ORDINANCES (IPMC)
Referred to Judiciary Committee
- 1ST RDG 9. AUTHORIZE SERV DIR TO EXECUTE W/CAMPBELL OIL COMPANY A STORM SEWER EASEMENT & VACATION AGREEMENT; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 1ST RDG 10. AUTHORIZE & CONSENT TO REPLACEMENT OF CITY OF CANTON'S WATER MAIN ON SR 172 STRUCTURE OVER WHEELING & LAKE ERIE RR AS PART OF PROJ STA 172-17.28; EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 11. RATIFYING & EXTENDING THE TERMS & CONDITIONS OF ORIGINAL AGMT W/SMG ON A MONTH-TO-MONTH BASIS RETROACTIVE TO 1/1/10; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#12 - O#17)

- 2ND RDG 12. AUTHORIZE MAYOR TO ENTER INTO CONTRACTS WITH FREED HSNG TO PROVIDE GRANTS IN AMT NOT TO EXCEED \$535,000.00 TO ADMINISTER & IMPLEMENT CITY'S HSNG PROGS TO BENEFIT LOW & MODERATE INCOME FAMILIES; EMERGENCY (C&ED)
- 2ND RDG 13. AUTHORIZE MAYOR TO ENTER INTO CONTRACT W/ABCD INC TO PROVIDE GRANT IN AMT NOT TO EXCEED \$75,000.00 TO ADMINISTER & IMPLEMENT CITY OF CANTON HOME OWNERSHIP PROG TO BENEFIT LOW & MODERATE INCOME FAMILIES; EMERGENCY (C&ED)
- 2ND RDG 14. AUTHORIZE MAYOR &/OR SERV DIR TO COMPLETE CONTRACTING PROCESS FOR VARIOUS CONTRACTS PREVIOUSLY AUTHORIZED BUT NOT COMPLETED BY 1/1/10; EMERGENCY(C&ED & FIN)
- 7/2010 15. AUTHORIZE MAYOR TO ENTER INTO ENTERPRISE ZONE AGMT W/MEDLINE INDUSTRIES INC TO PROVIDE REAL PROP TAX EXEMPTION; AUTHORIZE AUDITOR TO MAKE PAYMENTS TO CANTON LOCAL BD OF ED AS REQUIRED TO BE PAID PURSUANT TO SEC 5709.82(C) & (D) OF REVISED CODE; EMERGENCY (C&ED)
- 2ND RDG 16. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMTS NOT TO EXCEED \$8,911.82 TO CANTON REPOSITORY; \$4,600.00 TO JOHN IONNO & \$1,785.00 TO AMERICAN TITLE; EMERGENCY (FIN)
- 8/2010 17. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO A COOP DEV AGMT W/ASTORIA SNF, INC & JILLTIN OF MEYERS LAKE LLC FOR THE DEVELOPMENT OF 3537 - 12TH ST NW; EMERGENCY (C&ED)

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

- 9/2010 18. AUTHORIZE PARTICIPATION BY CITY OF CANTON IN STATE OF OHIO COOPERATIVE PURCHASING PROGRAM; EMERGENCY
- 10/2010 19. AUTHORIZE AUDITOR TO ESTABLISH THE 2784 2009 BRYNE MEMORIAL CANTON JUSTICE ASSISTANCE GRANT; AMEND APPROP O#1/2010; EMERGENCY (\$157,112.00)
- 11/2010 20. AUTHORIZE SAF DIR TO ENTER INTO LEASE AGMT W/STARK COUNTY COMMISSIONERS & CANTON REGIONAL CHAMBER OF COMMERCE FOR PURPOSE OF UTILIZING CITY OWNED PARKING SPACE; EMERGENCY
- 12/2010 21. AUTHORIZE SAF DIR TO ENTER INTO PROF SVCS CONTRACT W/PHILIP SEDLACKO FOR ANIMAL CONTROL SVCS; EMERGENCY
- 13/2010 22. AUTHORIZE SAF DIR TO ENTER INTO PROF SVCS CONTRACT W/ANGELA CAVANAUGH TO SERVE AS CITY'S CHIEF BUILDING OFFICIAL IN AMT NOT TO EXCEED \$97,000.00; EMERGENCY
- 14/2010 23. AUTHORIZE PARTICIPATION BY CITY OF CANTON IN STATE CONTRACTS PURSUANT TO O.R.C. SEC 5513.01; EMERGENCY
- 15/2010 24. AUTHORIZE PARTICIPATION BY CITY OF CANTON IN U.S. COMMUNITIES GOVERNMENT PURCHASING ALLIANCE; EMERGENCY
- 16/2010 25. AUTHORIZE SAF & SERV DIRECTORS TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS & PROF SVCS FOR CITY OF CANTON'S OPERATIONS DURING 2010 CALENDAR YR; AUTHORIZE ALTERNATIVELY PURCHASE OF SAID ITEMS PURSUANT TO STATE COOPERATIVE PURCHASING AGMT &/OR ODOT PURCHASING AGMT; EMERGENCY

AMENDED

- 17/2010 26. AUTHORIZE MAYOR, SAF &/OR SERV DIRECTOR TO COMPLETE CONTRACTING PROCESS FOR VARIOUS CONTRACTS PREVIOUSLY AUTHORIZED BUT NOT COMPLETED BY 1/1/10; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, FEBRUARY 8, 2010 in Council Chamber 6:00 P.M.

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

TUESDAY, FEBRUARY 9, 2010 in Council Chamber 6:00 P.M.

- 1) Special Annexation Committee - 11th St Church of God

MISCELLANEOUS BUSINESS: Member Prater clarifying the Annexation Committee meeting for the 11th St Church of God because of some questions that they have had through the past three administrations and numerous Safety & Service Directors. Many Council Members and members of the current administration have seen the property and the meeting will be with Church officials to see what can be answered. Member Smuckler stating that he had been a part of this process with the Church since 2002 and thanked Member Prater for the explanation. Member Smith asking for prayers for a family in Ward 4 that had a deadly fire and lost one member earlier in the day. She also asked Deputy Director West about all of the vacant and abandon homes in the 4th Ward and throughout the city in regards to anything that could be done to help individuals with financing options since the banks are not loaning money to anyone at this time. Member Smith talking about a Stark State open house next Monday, February 8 at the Southeast Community Center and the new classes that will be held there. Deputy Director West letting Council Members know that the city can pursue land contract or leasing options for citizens to become new homeowners because HUD does not have restrictions on those financing types but that would need to be approved by Council to consider. Member Hawk states that any type of land contract or lease option of house financing must remain legal and all must be registered to

follow all procedures. Many people have been placed in bad deals in the past with loans that they are not qualified to have and may never be able to repay because of regulations not being followed. He let all persons know that Habitat for Humanity is still one of the better agencies to assist with financing for new homeowners and has the best percentage of repayment of home loans of all agencies that do that type of lending. Member West agrees that these financing possibilities need to be explored to help the citizens of the city but that any type of land contract does need to be registered with the County Recorder's office to even receive the tax credits that are being offered by the federal government as home buyers. Member Smuckler received a paper in the mail from a company that is willing to do a buy out of your mortgage and when he called the number, the person requested his Social Security number and bank account number to assist him in this matter. He stated these scams are what have the people so nervous about financing and mortgages in this time of crisis. Member Cirelli discussing Channels 11 and 15 that are broadcast from Timken High School and how the past Majority Leader had decided that the Council was not interested in assisting them with financial help to continue their broadcast. She stated that she had not been approached by the Leader and she was interested in helping the school and wanted to see if something could be done on their behalf to keep the channels on the air. Member Dougherty informing all that he has been contacted and will be holding discussions to pursue this issue.

ADJOURNMENT: 8:26 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 8, 2010 @ 7:30 PM