

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

CANTON CITY COUNCIL

SEPTEMBER 13, 2010

**ROLL CALL:** All Council Members Present

**MOTION TO EXCUSE MEMBERS:** Not Necessary

**INVOCATION:** Bill Smuckler, Council-at-Large Member

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

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#6 - O#11; O#10 Adopted on 2<sup>nd</sup> Rdg; O#12, O#13 & O#15 Adopted as Amended)

**PUBLIC HEARINGS:**

7:30 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE DELONG ANNEXATION AREA CONTAINING APPROXIMATELY 0.192 ACRES; ASSIGNING SAID TERRITORY TO WARD 3 OF THE CITY; ZONING SAID TERRITORY AS R-1A (SINGLE FAMILY RESIDENTIAL); AND DECLARING THE SAME TO BE AN EMERGENCY **O#176/2010**

7:31 PM AN ORDINANCE AMENDING VARIOUS CHAPTERS OF PART ELEVEN, PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON **O#177/2010**

**OLD BUSINESS:** Reviewed Pending Issues from Public Speaks

**PUBLIC SPEAKS (CITY BUSINESS):** Linda Campbell states that inmates being released and coming back into society need jobs too. They are trying to rehabilitate themselves and need employment to stay out of trouble. Mary Bennett has been trying to unify her children for the past 6 years. Patricia Kirk states that a tree inventory is very important for all cities and on September 21<sup>st</sup>, Shake-a-Leaf will have a meeting to determine who does what during a tree inventory. All are invited to attend. Kevin Bass wants the grant passed for the water park to restore the neighborhood. This will let the children of Ward 4 know that they have not been left out of the redevelopment of the city. Rita James is in support of the water park. She feels this change in the community center will help with childhood obesity, drugs, HIV and many other bad things by occupying the children. BJ Rice-Hubbard is in favor of the water park whether it is inside or outside because the Coleman Center has been an influence in her life. Her first job was at the Jackson Pool and this is an outlet for the children of the area. Carrie Brown grew up in the area and now volunteers her services at the Southeast Community Center. On August 22, 2010 she participated in an event there and they enjoyed watching the children play in the sprinklers that were set up for the event. She challenges Council to meet the commitment and vote for the water park. Jon Hall has gathered 147 signatures of people that would like to see the water park exist in the 4<sup>th</sup> Ward. He has heard that some people would like to see the center shut down because it is a waste of taxpayer money but he would like all to help us. Rick Simmons would like to support the Coleman Center and the Urban League as these organizations have helped him become the person that he is today. He now works for the city and takes his son to participate in programs at the Southeast Community Center. Lois DiGiacomo says a measurement of a city is by how they take care of their young. Since some of the libraries have recently closed the children need other things to do with their time. This park should help to rebuild the community and start anew for the middle class black community. Arnold Dick has lived in Canton all his life and has seen the black community torn apart. He has worked at the Coleman Center for the last 4 years and shares his experiences with teens to try and help keep them out of trouble. The lifting of the community in Ward 4 will help all of Canton to shine. The passing of this park will create jobs at the facility that are needed. Stacy Smith has been in California for several years but recently returned and is sad to see the Coleman Center having problems. He spent a lot of his childhood there and feels this is not just a problem for one neighborhood but a problem for all of the kids in the city. He feels that Council should allow all children to have the opportunity to experience the changes in the center by creating a water park. Steven Eibel speaking on behalf of zoning violations for parking a truck and a trailer in front of his home that he uses daily for work. He feels that he is being singled out and has spoken with Lt. Rubis regarding these violations and would like Council to do something to allow these vehicles to remain there.

**INFORMAL RESOLUTIONS:**

46. COUNCIL-AS-A-WHOLE: ERECTING HONORARY SIGNS ON MARKET AVE. CELEBRATING MOTHER ANGELICA'S LIFELONG ACHIEVEMENTS. - ADOPTED

47. WEST, T., WARD 2 CNCL MBR: HONORING THE RSVP ORGANIZATION FOR THEIR VOLUNTEERS IN OUR COMMUNITY. - ADOPTED

**COMMUNICATIONS:**

347. APPLICANT, KOSTADINOS FAKELIS: REQ VACATION OF A 12' PORTION OF QUEENS CT NW FROM RICHARD PL NW TO 12<sup>TH</sup> ST NW. - PLANNING COMMISSION

348. AUDITOR MALLONN: MONTHLY RPT BY FUND FOR 8/1/10 - 8/31/10. - RECEIVED & FILED

349. AUDITOR MALLONN: YEARLY RPT BY FUND FOR 1/1/10 - 8/31/10. - RECEIVED & FILED

350. COMPLIANCE DIRECTOR MINOR SMITH: AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AMENDED GRANT AGMT & REC FUNDS FROM HUD OF \$35,848.00. - FINANCE COMMITTEE

351. DEVELOPMENT DIRECTOR TORRES: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/DOMESTIC VIOLENCE PROJECT, INC. TO PROVIDE GRANT IN AMT NOT TO EXCEED \$50,000.00 UTILIZING ESG FUNDS AND REQUIRING DOMESTIC VIOLENCE PROJ TO MATCH FUNDS FOR SHORT TERM HOUSING FOR RETRO PERIOD FROM 1/1/10 - 12/31/10. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

**COMMUNICATIONS CONTINUED:**

352. HEALTH COMMISSIONER ADAMS: REQ APPROP TRANSFER OF \$455.46 FROM 2328 PHI - PERSONNEL TO 2328 PHI OTHER. - FINANCE COMMITTEE
353. LIQUOR CONTROL DIVISION (OHIO): REQ NEW D3A LICENSE FOR MARIACHI OF CANTON LLC @ 3020 ATLANTIC BLVD NE. - RECEIVED & FILED
354. SAFETY DIRECTOR REAM: REQ SUPP APPROP OF \$40,125.00 FROM 2760 102001 UNAPPROP TO 2760 102001 OTHER FOR HARDWARE & LICENSING FOR CAD/RMS PROJ FROM FEDERAL FORFEITURE FUND. - FINANCE COMMITTEE
355. SERVICE DIRECTOR PRICE: AUTHORIZE SALE OF 1989 CHEV SUBURBAN NO LONGER NECESSARY FOR MUNICIPAL PURPOSES TO CONCERNED CITIZENS OF THE 4<sup>TH</sup> WARD FOR \$1.00. - FINANCE COMMITTEE
356. SERVICE DIRECTOR PRICE: AUTHORIZE LEGISLATION TO REMAKE LOAN IN AMT OF \$61,156.00 PAYABLE IN MNTHLY INSTALLMENTS OVER 10 YR PERIOD TO CANTON NEGRO OLDTIMERS SECURED BY BLDG AT 1016 12<sup>TH</sup> ST NE. - FINANCE COMMITTEE
357. SLIMAN, SAMUEL, AGENT FOR PETITIONER: OFFICIAL WITHDRAW OF EXPEDITED TYPE 2 ANNEXATION FOR THE ARMY NAVY ANNEXATION. - RECEIVED & FILED
358. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF AUGUST 31, 2010. - RECEIVED & FILED
359. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR AUGUST 2010. - RECEIVED & FILED
360. TREASURER SCHIRACK: RPT OF DEPOSITS & PAY INS FOR AMBULANCE LOCK BOX ACCT FOR AUGUST 2010. - RECEIVED & FILED
361. TREASURER SCHIRACK: RPT OF BANK RECONCILIATIONS & OUTSTANDING INVESTMENTS AS OF AUGUST 31, 2010. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AMEND APPROP O#1/2010, AS AMENDED, BY MAKING THE SUPP APPROP OF \$402,780.70 FROM UNAPPROP BAL OF 2211 COMMUNITY DEVELOPMENT FUND TO 2211 506001 COMMUNITY DEVELOPMENT OTHER; EMERGENCY  
Referred to Community & Economic Development and Finance Committees
- 1<sup>ST</sup> RDG 2. AMEND APPROP O#1/2010; EMERGENCY (BOND RETIREMENT FUND - \$5,346.00, POLICE SETTLEMENT FUND - \$1,844,120.00 & GENERAL FUND - \$2,010,000.00 )  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 3. AMEND SECTION 105.07, GRANT & LOAN APPLICANT REQUIREMENTS OF CODIFIED ORDINANCES OF THE CITY OF CANTON  
Referred to Judiciary Committee
- 1<sup>ST</sup> RDG 4. AMEND APPROP O#1/2010; EMERGENCY (IAP GRANT FUND - \$50,000.00)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE SAF DIR TO ACCEPT THE FEMA SAFER GRANT IN AMT NOT TO EXCEED \$3,440,134.00; AUTHORIZE AUDITOR TO ESTABLISH THE 2815 FEMA SAFER GRANT FUND; EMERGENCY  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#6 - O#11; O#10 ADOPTED ON 2<sup>ND</sup> RDG)**

- 2<sup>ND</sup> RDG 6. AUTHORIZE MAYOR OR SERV DIR TO ACCEPT SUPPLEMENTAL FAIR HOUSING ASST FUNDS IN AMT OF \$8,500.00 TO COVER EXPENSES FOR FOUR INDIVIDUALS TO ATTEND ANNUAL POLICY CONF; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 7. AMEND APPROP O#1/2010, AS AMENDED, BY MAKING \$8,234.59 SUPP APPROP; EMERGENCY (CANTON FEDERAL CAMPUS PROJ) (C&ED & FIN)
- 2<sup>ND</sup> RDG 8. AUTHORIZE MAYOR TO ENTER INTO CONTRACT W/CCIC TO ADMINISTER FUNDS FOR THE FORD ROAD PROJECT; AUTHORIZE AUDITOR TO ESTABLISH THE 2816 629 ODOD FORD ROAD GRANT FUND; AMEND APPROP O#1/2010; EMERGENCY (\$500,000.00) (C&ED & FIN)
- 2<sup>ND</sup> RDG 9. AMEND APPROP O#1/2010, AS AMENDED, BY MAKING \$45,000.00 APPROP TRANSFER; EMERGENCY (HEALTH DEPT - STD CONTROL) (FIN)
- 171/2010 10. AMEND APPROP O#1/2010; BY MAKING \$15,000.00 APPROP TRANSFER; EMERGENCY (LAW DEPT) (FIN)

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:**

2<sup>ND</sup> RDG 11. AUTHORIZED MAYOR &/OR SERV DIR TO MODIFY THE EXISTING ME COMPANIES CONTRACT FOR THE 12<sup>TH</sup> STREET N. CORRIDOR PROJ, GP 1098 & TO REC FEDERAL TRANSPORTATION FUNDS IN AN AMT NOT TO EXCEED \$743,852.00; AMEND APPROP O#1/2010; EMERGENCY (FIN & PPCI)

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

**AS AMENDED**

172/2010 12. **POSTPONED FROM 8/23/10** AMEND EXHIBIT A TO O#164/2001, AS AMENDED, THE CLASSIFICATION PLAN & SALARIES FOR ALL MGMT & NON-BARGAINING UNIT EMPLOYEES; EMERGENCY (GIS COORDINATOR)

**AS AMENDED**

173/2010 13. **POSTPONED FROM 8/23/10** AMEND EXHIBIT A TO O#164/2001, AS AMENDED, THE CLASSIFICATION PLAN & SALARIES FOR ALL MGMT & NON-BARGAINING UNIT EMPLOYEES; EMERGENCY (WATER RECLAMATION FACILITY)

174/2010 14. **POSTPONED FROM 8/23/10** AMEND EXHIBIT A TO O#164/2001, AS AMENDED, THE CLASSIFICATION PLAN & SALARIES FOR ALL MGMT & NON-BARGAINING UNIT EMPLOYEES; EMERGENCY (WATER CONSTRUCTION, REPAIR MAINTENANCE, SUPPLY TREATMENT DIVISION)

**AS AMENDED**

175/2010 15. AUTHORIZE SERV DIR TO ACCEPT GRANT FROM OHIO DEPT OF NATURAL RESOURCES IN AMT NOT TO EXCEED \$495,000.00 FOR CONSTRUCTION OF INDOOR WATER PARK AT EDWARD "PEEL" COLEMAN CTR & ENTER INTO PASS THROUGH AGMT W/ODNR IN AMT NOT TO EXCEED \$495,000.00 FOR CONSTRUCTION OF A WATER PARK FACILITY AT THE EDWARD "PEEL" COLEMAN CENTER; AUTHORIZE AUDITOR TO ESTABLISH THE 2237 WATER PARK FACILITY GRANT FUND; EMERGENCY

176/2010 16. AUTHORIZED CANTON TO ANNEX THE TERRITORY KNOWN AS THE DELONG ANNEXATION AREA CONTAINING APPROXIMATELY 0.192 ACRES; ASSIGNING SAID TERRITORY TO WARD 3 OF THE CITY; ZONING SAID TERRITORY AS R-1A (SINGLE FAMILY RESIDENTIAL); EMERGENCY  
**PUB HRG 9/13/10 @ 7:30 P.M.**

177/2010 17. AMEND VARIOUS CHAPTERS OF PART ELEVEN, PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON  
**PUB HRG 9/13/10 @ 7:31 P.M.**

**ANNOUNCEMENT OF COMMITTEE MEETINGS:**

**MONDAY, SEPTEMBER 20, 2010 in Council Chamber at 6:45 P.M.**

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

**MISCELLANEOUS BUSINESS:** Member Smith asking the Safety Director about parents receiving parking tickets while attending their children's games on Saturdays outside the Southeast Community Center when there is limited parking available. She also invited all to the ribbon cutting ceremony for the reopening of Sherrick Road on Sunday, September 26<sup>th</sup> at 3:00 P.M. There will be a parade following where all can walk down the new street. Meet at the corner of Sherrick Road and Cherry to walk up to the Southeast Community Center. Safety Director Ream will check on the parking ticket issue as he is unsure if it is city police issuing these citations or park police. Majority Leader Dougherty reminding all of the upcoming Feed the Needy event on Saturday, September 18<sup>th</sup>. He is still waiting to receive some of the contributions toward the 18<sup>th</sup> Annual Picnic.

**ADJOURNMENT:** 9:29 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, SEPTEMBER 20, 2010 @ 7:30 PM**