

**FINAL**  
**AGENDA**  
7:30 PM

CANTON CITY COUNCIL

JANUARY 3, 2011

**ROLL CALL:** All Council Members Present

**MOTION TO EXCUSE MEMBERS:** President Schulman Absent

**INVOCATION:** Jim Griffin, Ward 3 Council Member

**PLEDGE OF ALLEGIANCE:** Led by President Pro Tem Dougherty

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#5 - O#8; O#3 & O#4 Adopted on 1<sup>st</sup> Rdg; O#13 Adopted as Amended)

**PUBLIC HEARINGS:**

7:30 P.M. AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY; PLANNING COMMISSION RECOMMENDED APPROVAL OF THE ZONE CHANGE AT 2699 ROBERTS AVENUE NW FROM PB-4 (PLANNED SPECIAL BUSINESS) TO PB-4 (PLANNED SPECIAL BUSINESS) IN WARD 7 **O#3/2011**  
\_\_\_\_\_(1 SPEAKER)

**OLD BUSINESS (PUBLIC SPEAKS):** None

**PUBLIC SPEAKS (CITY BUSINESS):** James Robinson is a Code Officer with the City of Canton and he wanted to thank Jim Griffin for helping him do his job. As the codes change and the Chief Building Officials change, Mr. Griffin continues to help everyone in his Ward. He also thanked the Mayor for coming to the department and speaking to all of the inspectors. Mr. Robinson thanked Law Director Martuccio for being an honest man and he just wanted to ask Council and the administration to realize that many of the tenants in the city have gone downhill in the past three years making it very hard for some of the good landlords to maintain good properties.

**INFORMAL RESOLUTIONS:**

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| 1. CIRELLI, M., SMUCKLER, B. CNL-AT-LRG,<br>BARTON, P. WARD 7 CNCL MBR &<br>HORNER, B. WARD 9 CNCL MBR: | URGING GOVERNOR & OHIO GENERAL ASSEMBLY TO<br>PLACE A MORATORIUM ON FUTURE USE OF HYDRAULIC<br>FRACTURING. - ADOPTED |
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**COMMUNICATIONS:**

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| 1. PLANNING COMMISSION:                              | RECOMMENDING APPROVAL OF PROPOSED ALLEY<br>VACATION OF 19 <sup>TH</sup> ST NW FROM FULTON RD<br>APPROXIMATELY 130' IN WARD 7 (JEFF FEDORKO). -<br>PUBLIC SAFETY & THOROUGHFARES COMMITTEE  |
| 2. SAFETY DIRECTOR REAM &<br>SERVICE DIRECTOR PRICE: | REQ SAF &/OR SERV DIR TO ADVERTISE, REC BIDS AND<br>ENTER INTO CONTRACTS FOR SUPPLY ITEMS,<br>MATERIALS AND PROF SVCS FOR CITY'S OPERATION<br>DURING 2011 CALENDAR YR; AUTHORIZE SAF &/OR SERV<br>DIR TO ALTERNATELY ENTER INTO CONTRACTS FOR<br>PURCHASE OF ITEMS IN ACCORDANCE WITH O.R.C.<br>SECTION 125.04 STATE COOPERATIVE PURCHASING<br>AGMT, O.R.C. SECTION 5513.01 OHIO DEPT OF<br>TRANSPORTATION PURCHASING AGMT, & O.R.C.<br>SECTION 735.05 NONPROFIT AGENCIES WHICH PROG<br>EXEMPT SAID PURCHASES FROM REQUIREMENTS OF<br>COMPETITIVE BIDDING. - FINANCE COMMITTEE |

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

- 1<sup>ST</sup> RDG 1. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/INTERDENOMINATIONAL  
MINISTERS ASSOC OF STARK COUNTY & VICINITY TO PROVIDE GRANT IN AMT NOT TO EXCEED  
\$12,500.00; EMERGENCY  
Referred to Community and Economic Development Committee

***(COUNCIL RECESSED AT 7:48 PM FOR THE JUDICIARY COMMITTEE TO DISCUSS ORDINANCE #2; RECONVENED AT 7:57 PM)***

- 1<sup>ST</sup> RDG 2. AMENDING TITLE SEVEN, HOUSING STANDARDS, OF PART THIRTEEN - BUILDING CODE OF  
CODIFIED ORDINANCES (IPMC)  
Referred to Judiciary Committee

***(COUNCIL RECESSED AT 7:57 PM FOR THE FINANCE AND PERSONNEL COMMITTEES TO DISCUSS ORDINANCE #3; RECONVENED AT 8:42 PM)***

- 1/2011 3. APPROVING A MEMORANDUM OF UNDERSTANDING TO COLLECTIVE BARGAINING AGMT  
BETWEEN CITY OF CANTON & FOP; APPROVING A THREE YR CONTRACT BETWEEN CITY OF  
CANTON AND FOP; EMERGENCY  
Referred to Finance and Personnel Committee

***(COUNCIL RECESSED AT 8:42 PM FOR THE FINANCE COMMITTEE TO DISCUSS ORDINANCE #4 RECONVENED AT 8:45 PM)***

- 2/2011 4. PROVIDE FOR ISSUANCE OF A NOTE BY CITY OF CANTON IN ANTICIPATION OF COLLECTION AND  
PAYMENT OF CITY INCOME TAXES, GENERAL PROPERTY TAXES, AND MISC OTHER SOURCES TO  
CITY OF CANTON; DECLARING NECESSITY OF ISSUANCE OF SAID NOTE; EMERGENCY  
(\$2,000,000.00)  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**  
**(SUSPENDED RULE 22A TO ADD O#5 - O#8)**

- 2<sup>ND</sup> RDG 5. AUTHORIZE SERV DIR TO ENTER INTO A CHANGE ORDER W/ENVIRONMENTAL MGMT SERV IN AMOUNT NOT TO EXCEED \$410,574.59 FOR ADDT'L COSTS RELATED TO BISON REMEDIATION PROJ; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 6. APPROVE & ACCEPT THE REPLATTING OF LOTS 37154 THRU 37156, 37150 AND 37151; EMERGENCY (3000 BLOCK OF DALEFORD & FLETCHER AVE NE - HABITAT FOR HUMANITY)\_(PS&T)
- 2<sup>ND</sup> RDG 7. APPROVE & ACCEPT THE REPLATTING OF LOTS 9563, 9564 & 9565; EMERGENCY (13<sup>TH</sup> ST NE BETWEEN GIBBS & STRUBLE AVE NE - HABITAT FOR HUMANITY) (PS&T)
- 2<sup>ND</sup> RDG 8. CONSENTING TO & APPROVING THE PERMANENT CLOSURE TO ALL TRAFFIC AT RAILROAD CROSSING OF ELM CT SE; EMERGENCY (PS&T)

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

- 3/2011 9. AMEND O#55/77, AS AMENDED, ZONING; EMERGENCY (2699 ROBERTS AVE NW - PARCEL #02-46927 - FAIRBANKS BUILDING COMPANY) **PUB HRG: 1/3/11 @ 7:30 PM**
- 4/2011 10. ESTABLISH FAIR REUSE VALUE OF ONE PARCEL CITY-OWNED PROP, AUTHORIZE SALE & CONVEYANCE OF SAID PROP; EMERGENCY (LABORER'S INTERNATIONAL UNION OF N AMERICA - PARCEL #02-20767, PART OF LOTS 1619 & 1577 ON 2<sup>ND</sup> ST NW)
- 5/2011 11. ESTABLISH FAIR REUSE VALUE OF ONE PARCEL CITY-OWNED PROP, AUTHORIZE SALE & CONVEYANCE OF SAID PROP; EMERGENCY (LABORER'S INTERNATIONAL UNION OF N AMERICA - PARCEL #02-14421, PART OF LOT 1576 ON 2<sup>ND</sup> ST NW)
- 6/2011 12. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/GOODWILL IND OF GREATER CLEVELAND & EAST CENTRAL OHIO INC TO PROVIDE AN ECONOMIC DEV GRANT IN AMT NOT TO EXCEED \$50,000.00; EMERGENCY
- AS AMENDED**
- 7/2011 13. AMEND SECTION 943.01, DEFINITIONS, OF CHAPTER 943, SEWER REGULATIONS, OF CODIFIED ORDINANCES (MINOR SEWER USE REVISIONS TO WRF)
- 8/2011 14. AUTHORIZE SERV DIR TO ENTER INTO AMENDMENT #2 TO THE COOP AGMT W/JR COLEMAN COMMUNITY RENOVATION CORP FOR MAHONING RD CORRIDOR ECONOMIC DEV PROJ; AMEND APPROP O#1/2010; EMERGENCY (\$34,085.00)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:**

**MONDAY, JANUARY 10, 2011 in Council Chamber at 6:45 P.M.**

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

**MISCELLANEOUS BUSINESS:** Member Cirelli wanted to know if water and sewer bills were sent to the property owners. Service Director Price answering that the property owner is the responsible party for the water bill so if they have an agreement with a tenant regarding who pays the bill that is up to them. The city feels the property owner is responsible and they will receive the lien if the bill is not paid. Member Butterworth asking when Ordinance #2 was received by the Council Office and if it met the early deadline for the agenda.

**ADJOURNMENT:** 9:00 P.M.