

**ROLL CALL:** Twelve Council Members Present  
**MOTION TO EXCUSE MEMBERS:** Not Necessary  
**INVOCATION:** Mark Butterworth, Ward 8 Council Member  
**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#5 - O#9; O#15 Adopted as Amended)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** John McGrew is very concerned because there have been 5 shootings in one week in the area of 8<sup>th</sup> St NW between Fulton and Brown. He thinks the criminals have found out that during a shift change there are only three officers on duty and they can't be everywhere. He knows that when the number of officers on the Police force drops, so does the crime rate and is sure this is all a numbers game. About 40 people in his neighborhood were armed and in the streets the other night protecting their families after the last shooting and he feels the city needs to do something before there are more deaths or a riot. Pete DiGiacomo was asking about the sanitary sewer dumping area that is down around 9<sup>th</sup> St and Shroyer SW. He has witnessed commercial buses coming in and dumping their waste and thought this was opened for people with personal campers. Are they putting more gallons in than the station can hold? Jan Urban has been fighting with the city Engineering Department for a while because last year Dominion East Ohio had to dig up her lawn to do some work and she is not pleased with the grass that they put back in afterwards. She offered to buy her own grass seed because she had worked hard and is educated on how to have a nice lawn and the contractors used by Dominion were putting down seed like grows at the side of the highway and not what should be in a residential area. Timothy Gissiner complaining about people in his neighborhood which caused him to have water problems and flooding in his basement making his house unliveable. He has one neighbor that parks on the sidewalk and obstructs the right of way and another that is outside with open containers and shows disrespect for the neighborhood. He has documentation of a lot of issues within his Ward and would like some one to provide answers and changes.

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

- |      |                                   |   |
|------|-----------------------------------|---|
| 154. | APPLICANT, WILLIAM F JEFFRIES:    | REQ FOR ZONE CHG @ 2213 CLEVELAND AVE NW FROM B3 (GENERAL BUSINESS) TO PB-4 (PLANNED SPECIAL BUSINESS) FOR GROFFRE INVESTMENTS. - PLAN COMM   |
| 155. | AUDITOR MALLONN:                  | MNTHLY RPT BY FUND 4/1/11 - 4/29/11. - RECEIVED & FILED   |
| 156. | AUDITOR MALLONN:                  | YRLY RPT BY FUND 1/1/11 - 4/29/11. - RECEIVED & FILED   |
| 157. | CANTON MUNI COURT CLERK GIAVASIS: | AUTHORIZE LAW DIRECTOR TO DRAFT LEGISLATION PERMITTING CLERK OF COURTS TO ENTER INTO A PROF SVC CONTRACT W/EXTRACT SYSTEMS IN AMT NOT TO EXCEED \$31,990.00 FOR PURCHASE OF REDACTION SOFTWARE. - FINANCE COMMITTEE   |
| 158. | COMMUNITY DEV DIRECTOR WILLIAMS:  | REQ \$50,000.00 APPROP TRANSFER FROM 2212 506009 NEIGHBORHOOD STABILIZATION FUND - OTHER TO 2212 506009 NEIGHBORHOOD STABILIZATION FUND - PERSONNEL. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE   |
| 159. | COMMUNITY DEV DIRECTOR WILLIAMS:  | REQ \$50,000.00 APPROP TRANSFER FROM 2213 506001 NEIGHBORHOOD STABILIZATION 3 FUND - OTHER TO 2213 206001 NEIGHBORHOOD STABILIZATION 3 FUND - PERSONNEL. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE   |
| 160. | DEPT OF COMMERCE:                 | NOTIFIED THAT ORIGINAL NEW D1 D2 D3 D3A PERMIT REQ FOR LUCCA RESTAURANT @ 284 4 <sup>TH</sup> ST NW CONTAINED WRONG ADDRESS, CORRECT ADDRESS SHOULD BE 228 4 <sup>TH</sup> ST NW. - RECEIVED & FILED  |
| 161. | ECONOMIC DEV DIRECTOR TORRES:     | REQ AUTHORIZATION OF RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COMMITTEE. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE  |
| 162. | ECONOMIC DEV DIRECTOR TORRES:     | REQ \$229,696.00 SUPP APPROP FROM UNAPPROP 2211 506001 COMM DEV FUND TO 2211 506001 COMM DEV FUND - OTHER. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE   |
| 163. | LAW DIRECTOR MARTUCCIO:           | REQ AUTHORITY TO PREP ORDINANCE APPROVING THE EDITING & INCLUSION OF CERTAIN ORDINANCES ADOPTED FROM 6-30-10 TO 2-28-11 TO BE INCORPORATED INTO THE CITY'S CODIFIED ORDINANCES; REQ AUTHORITY TO SUBMIT RESOLUTION AUTHORIZING TO DISTRIBUTE, FREE OF CHARGE, TO PUBLIC OFFICIALS & PUBLIC INSTITUTIONS, COPIES OF 2011 SUPPLEMENT TO CITY CODE & AFFIX PRICE OF \$24.60 FOR SALE OF 2011 SUPPLEMENT TO THOSE HOLDERS OF CITY CODE. - JUDICIARY COMMITTEE |

**COMMUNICATIONS CONTINUED:**

164. LIQUOR CONTROL DIVISION (OHIO): REQ NEW D1 D2 D3 D3A LIQ PERMIT FOR LUCCA RESTAURANT LLC DBA LUCCA @ 228 4<sup>TH</sup> ST NW. - RECEIVED & FILED
165. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D1 D2 D3 D3A LIQ PERMIT FROM FRAMES TAVERN INC DBA FRAMES TAVERN INC @ 1600 BRYAN AVE SW 1<sup>ST</sup> FL & BSMT TO FRAMES TAVERN I LLC @ 1600 BRYAN AV SW 1<sup>ST</sup> FL & BSMT. - RECEIVED & FILED
166. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF C1 C2 LIQ PERMIT FROM SUPERAMERICA BEVERAGE LLC DBA SPEEDWAY 9758 @ 3131 W TUSCARAWAS AV TO SPEEDWAY LLC DBA SPEEDWAY 9758 DBA SPEEDWAY 9758 @ 3131 W TUSCARAWAS AV. - RECEIVED & FILED
167. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF C1 LIQ PERMIT FROM SUPERAMERICA BEVERAGE LLC DBA SPEEDWAY 9399 @ 2122 NAVARRE RD SW TO SPEEDWAY LLC DBA SPEEDWAY 9399 @ 2122 NAVARRE RD SW. - RECEIVED & FILED
168. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF C2 C2X LIQ PERMIT FROM SUPERAMERICA BEVERAGE LLC DBA SPEEDWAY 9319 & BEER CAVE @ 2619 CLEVELAND AVE SW TO SPEEDWAY LLC DBA SPEEDWAY 9319 & BEER CAVE @ 2619 CLEVELAND AVE SW. - RECEIVED & FILED
169. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D2 D2X D3 LIQ PERMIT FROM MARK & FRANCES MILLS DBA MILL INN @ 1537 HARRISON AVE SW TO BUCKEYE CLUB 11 DBA BUCKEYE CLUB 11 @ 1537 HARRISON AVE SW. - RECEIVED & FILED
170. MAYOR WILLIAM HEALY: ADVISE OF APPT OF MR. SAMMY MILLER TO MAYOR'S COMMUNITY RELATIONS COMMISSION FOR TWO YR TERM FROM 5/1/11 - 4/30/13. - RECEIVED & FILED
171. SAFETY DIRECTOR REAM: AUTHORIZE SAF DIR TO ENTER INTO CONTRACT WITH THE OHIO DESK CO FOR TOTAL AMT OF \$79,027.74 FOR PURCHASE OF FURNITURE FOR NO. 4 FIRE STATION; REQ \$125,000.00 SUPP APPROP FROM 4501 CAPITAL IMPROVEMENT FUND TO 4501 103001 FIRE DEPARTMENT FOR PURCHASE & INSTALLATION OF VEHICLE LIFT AT FIRE ADMIN BLDG. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
172. SAFETY DIRECTOR REAM: REQ SAF DIR AND FIRE DEPT TO LEASE A MEDIC UNIT WHILE REPAIRS ARE MADE TO AN EXISTING UNIT. - RECEIVED & FILED
173. SERVICE DIRECTOR PRICE: REQ SERV DIR TO ENTER INTO CONTRACT W/OHIO POWER COMPANY TO PROVIDE ELECTRIC ENERGY SERV TO WATER RECLAMATION FACILITY @ 3650 CENTRAL AVE SE EFFECTIVE 6/2/11. - ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE
174. TREASURER SCHIRACK: RPT OF AMBULANCE LOCK BOX ACCT FOR APRIL 2011. - RECEIVED & FILED
175. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR APRIL 2011. - RECEIVED & FILED
176. TREASURER SCHIRACK: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF 4/29/11. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AMEND EXHIBIT A AND CREATE EXHIBIT D TO ORDINANCE NO. 164/2001, AS AMENDED, CLASSIFICATION PLAN AND SALARIES FOR ALL MGMT AND NON-BARGAINING UNIT EMPLOYEES OF CITY OF CANTON; REPEAL SECTION 151.22, PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS) PICKUP, OF THE CODIFIED ORDINANCES; EMERGENCY  
Referred to Personnel and Finance Committees
- 1<sup>ST</sup> RDG 2. APPROVE AND ACCEPT THE REPLAT OF LOTS 22369 THRU 22377, 22379 THRU 22386, 39979 THRU 39983, 41278 THRU 41281, 37575 THRU 37579, 37581 THRU 37585 AND 41273 THRU 41277; EMERGENCY  
Referred to Public Safety & Thoroughfare Committee
- 1<sup>ST</sup> RDG 3. AUTHORIZE CITY AUDITOR TO PAY \$675.00 TO MERCY MEDICAL CTR; EMERGENCY  
Referred to Finance Committee

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

- 1<sup>ST</sup> RDG 4. AMEND EXHIBIT B OF ORDINANCE NO. 34/2006 THAT DESIGNATED COMMERCIAL IMPROVEMENTS OF PROP AT LESH RD/30TH ST REDEVELOPMENT AREA SUBJECT TO TAX INCREMENT FINANCING; EMERGENCY  
Referred to Judiciary Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#5 - O#9)**

- 2<sup>ND</sup> RDG 5. AMEND APPROP O#245/2010, AS AMENDED, BY MAKING A \$50,000.00 APPROP TRANSFER FROM 2211 50-16-01 COMMUNITY DEV YOUTH DEV ADMIN - PERSONNEL TO 2211 50-16-01 COMMUNITY DEV YOUTH DEV ADMIN - OTHER; EMERGENCY (C&ED)
- 2<sup>ND</sup> RDG 6. AMEND APPROP O#245/2010, AS AMENDED, BY MAKING A \$700,000.00 SUPP APPROP FROM UNAPPROP BAL OF 2214 HOME FUND TO 2214 HOME - OTHER; EMERGENCY (C&ED)
- 2<sup>ND</sup> RDG 7. AUTHORIZE MAYOR TO ENTER INTO AGMT W/STATE OF OHIO, DEPT OF REHABILITATION & CORRECTION FOR RECEIPT OF THE FY 2012 COMMUNITY CORRECTIONS ACT GRANT IN AMT NOT TO EXCEED \$170,601.00; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 8. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO A COOP ECONOMIC DEVELOPMENT AGMT (JOBS4US) WITH AMERIDIAL INC.; EMERGENCY (C&ED)
- 2<sup>ND</sup> RDG 9. AUTHORIZE AUDITOR TO ENTER INTO PROF SERV CONTRACT FOR ALL CONTRACTUAL COMMITMENTS, INCLUDING BOND LEGAL COUNSEL AND RELATED BANK SERV NECESSARY FOR THE CITY OF CANTON TO ISSUE BOND ANTICIPATION NOTE; EMERGENCY (FIN)

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

- 68/2011 10. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT W/EOC2GO, LLC IN AN AMT NOT TO EXCEED \$38,124.00 FOR PURCHASE OF EOC2GO EMBOHX PRO; EMERGENCY
- 69/2011 11. AMEND APPROP O# 245/2010, AS AMENDED, BY MAKING A \$6,250.00 APPROP FROM 2316 WIC - HEALTH - OTHER TO 2316 WIC - HEALTH - TRAVEL; EMERGENCY
- 70/2011 12. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/YWCA OF CANTON, INC. TO PROVIDE A GRANT IN AMT NOT TO EXCEED \$100,000.00 FOR THE TRANSITIONAL HOUSING PROJECT; EMERGENCY
- 71/2011 13. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/STARK COUNTY OUT OF POVERTY PARTNERSHIP, INC. TO PROVIDE A GRANT UTILIZING HOME FUNDS IN AMT NOT TO EXCEED \$500,000.00 FOR HOUSING PROJECTS; EMERGENCY
- 72/2011 14. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/FREED HOUSING TO PROVIDE A GRANT IN AMT NOT TO EXCEED \$500,000.00 FOR HOUSING PROJECTS TO BENEFIT LOW AND MODERATE INCOME FAMILIES; EMERGENCY

**AS AMENDED**

- 73/2011 15. APPROVE CONTRACT AMENDMENTS TO COLLECTIVE BARGAINING AGMT BETWEEN CITY OF CANTON AND LOCAL 3449 AND OHIO COUNCIL 8; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, MAY 16, 2011 in Council Chamber at 6:15 P.M.**

- 1) Finance Committee
- 2) Personnel Committee
- 3) Public Safety and Thoroughfares Committee
- 4) Judiciary Committee

**MISCELLANEOUS BUSINESS:** Service Director Price on the issue of the dump station on 9<sup>th</sup> St SW states that there has never been a charge to use this facility. A large RV probably holds 60 to 80 gallons of waste water and a commercial bus holds about 100 gallons. Since the facility was not built for this type of use and the city is aware that this has been going on, the area is going to be secured with a fence and the parties that need to get in will be issued keys. He also wanted to address the plan for lot mowing this year. Unoccupied homes or vacant lots should be submitted to the Street Dept and there were almost 4000 lots mowed last year with the estimate of about 4500 this year. The Street Dept had 13 seasonal employees last year and they are trying to bring in about 20 this year. The goal is to have 5 to 7 crews out each day and work in a different Ward each day with each lot getting done at least one time. The administration is also looking at trying to remove some areas from the grid based on how the lots are situated within the block. Mayor Healy also stated that they are trying to bring in the Neighborhood Associations and other volunteers to help with the lots in their areas. Member Cirelli said the they should be checking the County Auditor's website to see just how much of the mowing done by the city and assessed to property taxes is never paid for. Service Director Price says that approximately \$10,000.00 was collected last year for mowing but they are aware that these are not a group of property owners which are very collectable. Member West asking what it means to take a property off the grid. Service Director Price states if there are 12 properties on a block and 11 are vacant of unoccupied, the city may try to acquire the last one to mow as a block rather than individual lots or put these parcels to use in another manner which would remove them from the grid. Member Hawk is aware of the shots fired on a regular basis around the 8<sup>th</sup> Street and Shorb area and he knows they need more officers before more deaths occur. Law Director Martuccio apologized to all for comments that were addressed by some as inappropriate when he was answering questions regarding fracking at the last Council meeting. There was nothing said that was meant to be offensive to anyone. He also provided all Members of Council with the Home Rule information regarding the State of Ohio's position on fracking and how the municipalities can govern on this issue. Service Director Price reminding all that there will be a Budget Meeting on Wednesday evening at the Civic Center.

**ADJOURNMENT:** 8:13 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MAY 16, 2011 @ 7:30 PM**