

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

CANTON CITY COUNCIL

NOVEMBER 21, 2011

**ROLL CALL:** Eleven Council Members Present

**MOTION TO EXCUSE MEMBERS:** Member Butterworth Absent

**INVOCATION:** Joe Cole, Council-at-Large

**PLEDGE OF ALLEGIANCE:** President Allen Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#8 & 2<sup>nd</sup> Rdg O#9 - O#11; O#8 Adopted on 1<sup>st</sup> Rdg)

**PUBLIC HEARINGS:** None

**OLD BUSINESS (PUBLIC SPEAKS):** Reviewed Pending Issues from Public Speaks

**PUBLIC SPEAKS (CITY BUSINESS):** Pete DiGiacomo re: Discussed issues with the Sanitation Ordinance in regard to oversized containers; Ray Nicholson re: Read a letter from the Canton Negro Oldtimers' regarding violence that is happening in the City and wanting to know what they can do to help; Chet Warren re: Discussed the Thanksgiving give away that took place at the Southeast Community Center and thanked all that participated. Also expressed the need to stop the violence in the City and get the young men off the streets.

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

- |      |   |  |
|------|---|--|
| 390. | COMMUNITY DEV DIRECTOR WILLIAMS:                    | ESTABLISH FAIR REUSE VALUE OF REAL PROPERTY & AUTHORIZE DISPOSITION OF SAID PROPERTY (FERROUS PROCESSING & TRADING CO. - PARCEL #02-36699 ON MAPLE AVE NE). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE   |
| 391. | COMMUNITY DEV DIRECTOR WILLIAMS:                    | ESTABLISH FAIR REUSE VALUE OF REAL PROPERTY & AUTHORIZE DISPOSITION OF SAID PROPERTY (LAURA WOODS - PARCEL #02-32612 ON TYLER AVE SE). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE  |
| 392. | COMMUNITY DEV DIRECTOR WILLIAMS:                    | ESTABLISH FAIR REUSE VALUE OF REAL PROPERTY & AUTHORIZE DISPOSITION OF SAID PROPERTY (ROSA MCNAIR - PARCEL #02-15334 ON SANDAL PL NE). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE  |
| 393. | COMMUNITY DEV DIRECTOR WILLIAMS:                    | ESTABLISH FAIR REUSE VALUE OF REAL PROPERTY & AUTHORIZE DISPOSITION OF SAID PROPERTY (JANINE BURKE - PARCEL #02-13182 ON WABASH CT NE). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE   |
| 394. | FINANCE DIRECTOR DIRUZZO:                           | AMEND APPROP O#245/2010 BY MAKING VARIOUS SUPP APPROPS & APPROP TRANSFERS (NECESSARY TO CONTINUE TO OPERATE CITY EFFICIENTLY). - FINANCE COMMITTEE   |
| 395. | HEALTH BENEFITS ADMIN MCBRIDE:                      | OCT 2011 MONTHLY COMPARATIVE REPORT - INS CLAIMS. - RECEIVED & FILED   |
| 396. | LAW DIRECTOR MARTUCCIO:                             | AUTHORIZE SERV DIR TO ENTER INTO CONTRACT FR: 1/1/12 - 12/31/12 W/STARK CNTY PUB DEFENDER COMM FOR LEGAL SVCS FOR INDIGENTS CHARGED W/CITY ORD VIOLATIONS IN MUNI CT. - FINANCE COMMITTEE  |
| 397. | LIQUOR CONTROL DIVISION (OHIO):                     | NOTIFY EXPIRATION OF ALL LIQ PERMITS 2/1/12; MUST RCV OBJECTIONS BY 1/3/12. - RECEIVED & FILED   |
| 398. | MAJORITY LEADER DOUGHERTY & LAW DIRECTOR MARTUCCIO: | PREPARE LEGISLATION TO RE-DIVIDE CITY WARDS BASED ON POPULATION CHANGES FROM CENSUS. - JUDICIARY COMMITTEE   |
| 399. | SERVICE DIRECTOR PRICE:                             | AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT MODIFICATION 3 W/JR COLEMAN COMMUNITY RENOVATION CORP FOR \$213,709.00; MAKE \$213,709.00 APPROP TRANSFER FROM 4506-201001 THE INFRASTRUCTURE BOND FUND - SERV DIR ADMINISTRATION TO 4506-202079 THE INFRASTRUCTURE BOND FUND - MAHONING RD CORRIDOR PROJ, GP 1103; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS DULY APPROVED BY THE PROPER DEPT AUTHORITY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE |
| 400. | SERVICE DIRECTOR PRICE:                             | AUTHORIZE MAYOR &/OR SERV DIR TO EXECUTE CHANGE ORDER #1 FOR 2011 CITY PAVING CONTRACT, GP 1162 W/CENTRAL ALLIED ENTERPRISES IN AMT OF \$578,243.30; AUTHORIZE & DIRECT AUDITOR TO DRAW WARRANTS & MAKE PAYMENTS UPON RECEIPT OF VOUCHERS DULY APPROVED BY THE PROPER DEPT AUTHORITY. - FINANCE COMMITTEE  |

**COMMUNICATIONS CONTINUED:**

401. WEST, T, WARD 2 CNCLMBR: REQ LEGISLATION TO CREATE A CITIZEN'S REVIEW COMMISSION CONSISTING OF 9 PEOPLE (1 FROM EACH WARD) TO OVERSEE ANY & ALL RESIDENTIAL DEMOLITIONS THAT ARE PAID FOR BY THE CITY. - JUDICIARY & COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES

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

- 1<sup>ST</sup> RDG 1. AUTHORIZE ESTABLISHMENT OF A GOV'T ELECTRIC AGGREGATION PROG W/OPT-OUT PROVISIONS PURSUANT TO SEC 4928.20 OF ORC FOR ELIGIBLE RESIDENTS, BUSINESSES & OTHER ELECTRIC CONSUMERS IN CITY; EMERGENCY  
Referred to Judiciary & Environmental & Public Utilities Committees
- 1<sup>ST</sup> RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT W/THE DOMESTIC VIOLENCE PROJ INC TO PROVIDE GRANT IN AMT NOT TO EXCEED \$50,000.00 FOR MISCELLANEOUS SHORT-TERM HOUSING SVCS; EMERGENCY  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 3. AMEND APPROP O#245/2010; EMERGENCY (\$44,000.00 - POLICE SETTLEMENT FUND)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 4. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY; EMERGENCY (FIRE DIV)  
Referred to Personnel Committee
- 1<sup>ST</sup> RDG 5. AMEND EXHIBIT A TO O#100/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY; EMERGENCY (DIRECTOR OF CANCOM CENTER)  
Referred to Personnel Committee
- 1<sup>ST</sup> RDG 6. AUTHORIZE SERV DIR TO ENTER INTO 3-YR CONTRACT W/ACLARA RF SYSTEMS INC IN AMT NOT TO EXCEED \$616,000.00 FOR PURCHASE OF METER TRANSMITTING UNITS, TO ENTER INTO 1-YR SERV AGMT IN AMT OF \$27,255.00 FOR SYSTEM & SOFTWARE MAINTENANCE & TO ACCEPT FREE OF CHARGE \$46,000.00 IN DATA COLLECTION UNIT UPGRADES & 8 HANDHELD PROGRAMMING DEVICES; AMEND APPROP O#245/2010; EMERGENCY  
Referred to Public Property Capital Improvement & Finance Committees
- 1<sup>ST</sup> RDG 7. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/PARK FARMS INC TO PROVIDE A CDBG IN AMT NOT TO EXCEED \$100,000.00 FOR JOB CREATION; EMERGENCY  
Referred to Community & Economic Development Committee

**(COUNCIL RECESSED AT 7:48 P.M. FOR THE JUDICIARY COMMITTEE TO DISCUSS ORDINANCE #8; RECONVENED AT 7:57 P.M.)**

- 197/2011 8. RE-DIVIDING BOUNDARIES OF THE WARDS OF CITY; AMEND CHAPTER 111 OF THE CODIFIED ORDINANCES; EMERGENCY  
Referred to Judiciary Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#9 - O#11)**

- 2<sup>ND</sup> RDG 9. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (1253 3<sup>RD</sup> ST SE FROM R-2 (ONE & TWO FAMILY RESIDENTIAL) TO PCS (PLANNED COMMUNITY SERVICE FOR THE MARTIN CENTER LLC) (JUD) **PUB HRG 11/28/11 @ 7:30 P.M.**
- 2<sup>ND</sup> RDG 10. VACATE A PORTION OF ALTA PLACE NW; EMERGENCY (BETWEEN MINERVA CT NW AND WOODLAND AVE NW FOR PAMELA HARPER) (PS&T) **PUB HRG 11/28/11 @ 7:31 P.M.**
- 2<sup>ND</sup> RDG 11. AMEND APPROP O#245/10, AS AMENDED, BY MAKING VARIOUS SUPP APPROPS, APPROP TRANSFERS & INTERFUND TRANSFERS HEREIN DESCRIBED; EMERGENCY (TO REPLENISH HEALTH FUND SHORTAGE) (FIN)

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

- 198/2011 12. AMEND APPROP O#245/10, AS AMENDED, BY MAKING VARIOUS SUPP APPROPS & APPROP TRANSFERS; EMERGENCY (FOR CONTINUED OPERATION OF THE CITY)
- 199/2011 13. AMEND APPROP O#245/10, AS AMENDED, BY MAKING VARIOUS SUPP APPROPS & INTERFUND TRANSFERS; EMERGENCY (TO FUND THE MOTOR VEHICLE DEPT TO CONTINUE SERVICE OF CITY VEHICLES)
- 200/2011 14. AUTHORIZE SAF DIR TO ACCEPT GRANT FROM 2011 EDWARD BYRNE MEM JUSTICE ASST GRANT IN AMT NOT TO EXCEED \$49,600.00 FOR POLICE DEPT; RATIFY ANY AGMT ENTERED INTO W/STARK COUNTY COMMISSIONERS REGARDING DISTRIBUTION OF GRANT FUNDS; AUTHORIZE AUDITOR TO RENAME FUND 2769 FROM 2006 BYRNE LOCAL SOLICITATION GRANT FUND; EMERGENCY
- 201/2011 15. AUTHORIZE SERV DIR TO CONVEY CITY OWNED REAL PROP, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CCIC; EMERGENCY (½ ACRE PARCEL NO 284617 - SARTA'S CNG STATION)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, NOVEMBER 28, 2011 in Council Chamber at 6:15 P.M.**

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Judiciary Committee
- 4) Personnel Committee
- 5) Environmental & Public Utilities Committee
- 6) Public Property Capital Improvement Committee

**MISCELLANEOUS BUSINESS:** Council Member West re: Asked if it would be appropriate for Council Members to send letters out to constituents regarding the re-districting; Law Director Martuccio re: Advised Member West that the letters would be okay. Also discussed the aggregation for electricity and advised of the two upcoming public meetings. Lastly advised that there are some outstanding contract Ordinances that may be coming back before December 31<sup>st</sup> or if not, they will have to be reauthorized next year by the new Council; Service Director Price re: Addressed Mr. DiGiacomo's concerns and advised him that these laws have been on the books for a long time; Member Cirelli re: Advised that she doesn't even put her bagged garbage in trash cans at the curbs, she sprays the bags with bleach and water and sets the bags at the curbs. Also advised that the Stark County Auditor, Alan Harold has printed a newspaper insert regarding people with delinquent taxes and if anyone has any questions, they should contact him.

**ADJOURNMENT:** 8:14 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, NOVEMBER 28, 2011 @ 7:30 PM**