

**FINAL
AGENDA
7:30 PM**

CANTON CITY COUNCIL

APRIL 30, 2012

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Mary Cirelli, Council at Large

PLEDGE OF ALLEGIANCE: President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#1; 2nd Rdg O#2 - O#7; O#1 Adopted on 1st Rdg; RE#38 Retained in Committee)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Charles Killens stopped in last week to see the Mayor, Safety Director and Police Chief and has not received a call back from any of them even though there is a number in the telephone book to call if you need help. Dan Sciury is seldom at Council but felt it necessary that he come and inform the Members that the labor unions are disappointed because of the purchasing of items from China for the merchandising program. The AFL-CIO provided a list of items that are made in the USA by union shops. He criticized Council Members for not standing behind their beliefs and asked that they consider rescinding this Ordinance. Richard Drake brought before and after pictures of a large tree that he pruned up around the AEP wires to show how it should be done. He does not recommend that anyone without the proper knowledge do any trimming around wires but this did show that this can be done correctly and not wacked and killed. Pete DiGiacomo is very pleased to hear about the legislation for the moratorium against the gaming facilities because no one wants these in their neighborhoods. He is unhappy to hear about the products for the city's merchandising program being bought in China because he feels the city should support the good old U.S.A.

INFORMAL RESOLUTIONS:

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| 35. | COUNCIL AS A WHOLE: | COMMENDING & THANKING PATRICK BARTON FOR HIS COMMITMENT AND SERVICE TO THE CITY OF CANTON AS WARD 7 COUNCIL MEMBER. - ADOPTED |
| 36. | COUNCIL AS A WHOLE: | COMMENDING PATRICIA KIRK FOR HER DEDICATION. - ADOPTED |
| 37. | CNCL AT LRG MBR COLE & WARD 8 CNCL MBR MACK: | AUTHORIZE SAF DIR TO IMPOSE TEMPORARY MORATORIUM FOR A PERIOD OF 180 DAYS ON PROCESSING & ISSUANCE OF PERMITS AND LICENSING FOR AN AMUSEMENT ARCADE WHERE MORE THAN 5 SKILL BASED AMUSEMENT AND/OR COMPUTERIZED SWEEPSTAKES DEVICES ARE PRESENT. - ADOPTED |
| 38. | PERSONNEL COMMITTEE: | REQ CONFIRMATION OF APPT OF JOHN STRAUSS TO ARCHITECTURAL REVIEW BOARD TO FILL VACANT SEAT OF JACK HAWK EXPIRING 12/31/14. - RETAINED IN COMMITTEE |
| 39. | PERSONNEL COMMITTEE | REQ CONFIRMATION OF APPT OF KEVIN KENNARD TO STARK COUNTY REGIONAL PLANNING COMMISSION FOR RETRO TERM OF 4/1/12 - 3/31/15. - ADOPTED |

COMMUNICATIONS:

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| 184. | FINANCE DIRECTOR DIRUZZA: | REQ AMEND APPROP O#220/2011 OF \$38,500.00 INTERFUND ADVANCES TO COMM DEVELOPMENT GRANTS AND AUTHORIZE REPYMT OF ADVANCES UPON CLOSURE OF FUNDS. - FINANCE COMMITTEE |
| 185. | FINANCE DIRECTOR DIRUZZA: | REQ AMEND APPROP O#220/2011 WITH SUPP APPROPS SHOWN IN EXHIBIT A TO MEET RESPECTIVE DEPARTMENTS 2012 BUDGET REQUIREMENTS. - FINANCE COMMITTEE |
| 186. | LAW DIRECTOR MARTUCCIO: | REQ AUTHORITY TO PREP ORDINANCE APPROVING THE EDITING & INCLUSION OF CERTAIN ORDINANCES ADOPTED FROM 2/28/11 TO 3/2/12 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 2012 SUPPLEMENT TO CITY CODE & AFFIX PRICE OF \$17.40 FOR SALE OF 2012 SUPPLEMENT TO THOSE HOLDERS OF CITY CODE. - JUDICIARY COMMITTEE |
| 187. | LIQUOR CONTROL DIVISION (OHIO): | REQ NEW C1 C2 LIQ PERMIT FOR WINE BARRELL LLC DBA WINE BARRELL @ 1816 CLEVELAND AVE NW. - RECEIVED & FILED |
| 188. | SAFETY DIRECTOR REAM: | AUTHORIZE AUDITOR TO MAKE PYMT TO B&C COMMUNICATION IN AMT OF \$46,223.04 AND THEREAFTER FOR RECURRING COSTS; AUTHORIZE PYMT TO STARK COUNTY IN AMT OF \$156,287.78 FOR CANTON'S SHARE OF RECURRING MAINT COST FOR MERGED SYSTEM OF 800 MHZ RADIO COMMUNICATION SYSTEM; FUTURE PMTS FOR FEES & MAINT WILL BE PAID ON ANNUAL BASIS. - FINANCE COMMITTEE |

COMMUNICATIONS CONTINUED:

189. SAFETY DIRECTOR REAM: DECLARE 10 BLDGS UNSAFE AND HAZARDOUS FOR WHICH DEMOLITION IS REQUIRED. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
190. TREASURER SCHIRACK: AUTHORIZE AUDITOR TO ESTABLISH AGENCY FUND 7508 "JACKSON - CANTON J.E.D.D. CLEARING FUND" AND BUDGET A SUPP APPROP IN AMT OF \$10,000.00 INTO THE FUND. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

(COUNCIL RECESSED AT 7:55 P.M. FOR THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE TO DISCUSS ORDINANCE #1; RECONVENED AT 7:57 P.M.)

- 69/2012** 1. DECLARE 10 BLDGS TO BE PUBLIC NUISANCES; AUTHORIZE SAF DIR TO ENTER INTO CONTRACT FOR DEMOLITION OF SAID BLDGS; AUTHORIZE CLERK OF CANTON CITY COUNCIL TO CERTIFY COSTS OF DEMOLITION TO STARK COUNTY AUDITOR; EMERGENCY
Referred to Community & Economic Development Committee

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD O#2 - O#7)

- 2ND RDG** 2. RESOLUTION ACCEPTING TAX INCENTIVE REVIEW COUNCIL'S RECOMMENDATIONS REGARDING ENTERPRISE ZONE TAX ABATEMENT AGMTS; EMERGENCY (C&ED)
- 2ND RDG** 3. AUTHORIZE SAF DIR TO ENTER INTO CONTRACT W/TAYLOR CHEV FOR PURCHASE OF (12) 2012 CHEV POLICE CRUISERS IN AMT NOT TO EXCEED \$387,756.00, TO ENTER INTO CONTRACT W/TAYLOR CHEV FOR PURCHASE OF (4) 2012 CHEV DETECTIVE VEHICLES IN AMT NOT TO EXCEED \$119,868.00, TO ENTER INTO CONTRACT W/GERMAIN FORD FOR PURCHASE OF (1) 2012 FORD E350 CARGO VAN IN AMT NOT TO EXCEED \$20,199.00 & TO PURCHASE ADD'L EQUIPMENT FOR THESE VEHICLES IN AMT NOT TO EXCEED \$48,000.00 FOR POLICE DEPT; EMERGENCY (PPCI)
- 2ND RDG** 4. AUTHORIZE MAYOR TO: FILE A SUBSTANTIAL AMENDMENT TO 2011 & 2012 CONSOLIDATED ACTION PLANS FOR CITY OF CANTON'S HOMELESS EMERGENCY SOLUTIONS GRANT PROG FKA EMERGENCY SHELTER GRANT PROG; REVISE &/OR AMEND 2011 & 2012 CONSOLIDATED ACTION PLANS & HESG BUDGETS FOR FISCAL YR 2011 PHASE II & FISCAL YR 2012; ENTER INTO CONTRACT W/SUCCESSFUL NON-PROFIT AGENCIES WHO RESPOND TO REQUEST FOR PROPOSAL & MEET THE STRICT HESG REQUIREMENTS; EMERGENCY (C&ED)
- 2ND RDG** 5. AUTHORIZE MAYOR &/OR SERV DIR TO: ESTABLISH HOUSING REHABILITATION PROG UTILIZING HOME PROG FUNDS IN AMT NOT TO EXCEED \$240,000.00, ADOPT HOME PROG POLICY MANUAL & RESIDENTIAL REHABILITATION STANDARDS WHICH HAVE BEEN APPROVED BY HUD FOR CANTON'S HOME PROG TO CONFORM TO ANY CHANGES ADOPTED BY HUD IN FUTURE; ENTER INTO CONTRACTS W/LOW & MODERATE INCOME APPLICANTS WHO APPLY FOR REHAB ASST & MEET THE STRICT REQUIREMENTS OF THE HOME PROG; EMERGENCY (C&ED)
- 2ND RDG** 6. APPROVE & ACCEPT THE CONSOLIDATION OF LOTS 3052 - 3059, 39670, 40166 - 40176, 40207 - 40211, 6519 - 6521 & PARTS OF OUT LOTS 82 & 83; EMERGENCY (NW CORNER OF 5TH ST SW & CECIL CT PARCELS 244441 & 244346) (PS&T)
- 2ND RDG** 7. AUTHORIZE SERV DIR TO PERMIT AMERICAN DEMO, INC TO REMOVE RAIL, TIES & BALLAST AGGREGATE FROM A RAILROAD SPUR AT TREATMENT FACILITY OF WRF AT NO CHARGE TO CITY; EMERGENCY (E&PU)

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

- 70/2012** 8. AUTHORIZE EXTENSION OF CITY OF CANTON ECONOMIC GROWTH INITIATIVE; EMERGENCY
- 71/2012** 9. AMEND EXHIBIT A TO ORDINANCE #29/2012; EMERGENCY
- 72/2012** 10. AUTHORIZE SERV DIR TO ENTER INTO TWO YR CONTRACT WITH CAPITAL RECOVERY SYSTEMS FOR PURPOSES OF COLLECTING OUTSTANDING CITY DEBTS; EMERGENCY
- 73/2012** 11. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,600,000.00 FOR PURPOSE OF REFUNDING BOND ANTICIPATION NOTES PREVIOUSLY ISSUED FOR PURPOSE PROVIDING FUNDS TO PAY COURT APPROVED SETTLEMENT OF CLAIM AGAINST CITY; EMERGENCY (PIROLOZZI)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, MAY 7, 2012 in Council Caucus Room at 6:15 P.M.

- 1) Finance Committee
- 2) Personnel Committee

MONDAY, MAY 7, 2012 in Council Caucus Room

Update on Land Banking by Stark County Treasurer Alex Zumbar

MISCELLANEOUS BUSINESS: Member Fisher attended the Recreation Department meeting last week and the study that was done for the Canton District had both Jackson and North Canton Y mentioned which are not in Canton and the Southeast Community Center was barely mentioned and the Babe Stearn Center not mentioned at all after 60 years of service. The man who was at the meeting stated he drove by the J. Babe Stearn Center but never actually went in the building. We really need to find a better way to do something for these centers when all of the children in the city are looking for something to do. Member West let everyone know that the Noah's Ark area will be opening for small children in Nimisilla Park this Friday, May 4, 2012. He also invited all Council Members to a meeting of the social ills on May 16th in the Chamber. Mayor Healy addressing Dan Sciury stating that although he signed the Ordinance for the merchandising, he did not ask where the items were made. He said that he always stresses the use of local labor, local unions and buying American. This particular project was driven by Council and he apologizes for his mistake. Member Cole informs all that the support is always there for local labor and made in America items but he did speak with both Dan Sciury and Pete DiGiacomo this week and explained that the company that was chosen is a "full service provider." They will handle the merchandise, the distribution, the marketing, the shipping, all aspects of the pilot program and if it does take off, the committee may look at other companies later. Member Smith invited all to the Stark County Black Caucus 3rd Annual Tribute and Dinner at Skyland Pines on Sunday, May 6th at 4:30 p.m. Amanda Stewart, President of the Caucus has flyers if anyone is interested. Law Director Martuccio thanked Member Barton's family for loaning him to us for the last few years on Monday nights. He thanked Pat Kirk for her hard work and stated that there was still work to be done. Law Director Martuccio attended a meeting last Friday and several zoning issues were discussed in regards to the gaming facilities. The state sees the games of chance as illegal but some are opening as games of skill which puts them under another heading. He commends Members Mack and Cole for moving forward while other cities try to decide what to do since the state usually only reacts when something is uniform in the state and they are more waiting on the opening of the actual casinos that have been approved in Ohio. He lastly wanted all to know that May 1st is "Law Day" first declared by Eisenhower in 1958 and there is "Ask a Lawyer" telephone time being done at Stark State if you have any legal questions. President Schulman thanked Dan Sciury for coming down because he still feels that the city should at least buy American if not union and he is confused by what full service means.

ADJOURNMENT: 8:23 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MAY 7, 2012 @ 7:30 PM