

**FINAL  
AGENDA  
7:30 PM**

CANTON CITY COUNCIL

SEPTEMBER 10, 2012

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** Not necessary

**INVOCATION:** James Babcock, Council-At-Large

**PLEDGE OF ALLEGIANCE:** President Allen Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#10 - O#19)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** Jim Parker re: Passed out a copy of the Football Heritage Corridor plan along with art criteria and explained the plan for the same; Bruce Nordman, Dan Walter, Michael Seachrist, Kathryn Ware, Bruce Brewer re: All thankful for Council's assistance with the problems at Ridgewood Castle Apartments; Pete DiGiacomo re: Expressed his dismay with people getting arrested and then released on their own recognizance; David Morgan re: Discussed his objection to the traffic cameras; Marni Bennell, James Baltrinic, Linda Warren, Martha Brunyansky, Kathryn Ramsey, Jill Taylor, Mary Pat Gokee, Timothy Smith, Barbara Sinhaus, Rebecca Dale, Michele Green, Christine Welch Long, Rabbi Jon Adland, Fern Buzinkski, Mary Kring, Kathy Tatarsky, Stephanie Kight and Dan Scuiry re: All spoke about Resolution #54; Alonzo and Roberta Harris re: Requesting more police presence or cameras in their neighborhood because of the shootings; Ray Riggs re: Hoping that someone has a plan to stop the gunfire in his neighborhood.

**INFORMAL RESOLUTIONS:**

54. CNCL-AT-LG MEMBER CIRELLI, WARD 1,  
WARD 5, WARD 7 & WARD 8 CNCL MBRS,  
HAWK, FISHER, MARIOL & MACK:

ENCOURAGING UNITED WAY OF GREATER STARK COUNTY TO RECONSIDER ITS UNWISE DEFUNDING OF OUR PLANNED PARENTHOOD HEALTH CENTER & TO REINSTITUTE ITS STATUS AS A "FUNDING PARTNER". -  
**DEFEATED**

**COMMUNICATIONS:**

327. AUDITOR MALLONN:

REQ FOR ADDT'L AMENDED CERTIFICATE DATED 8/29/12. - RECEIVED & FILED

328. AUDITOR MALLONN:

YEARLY RPT BY FUND 1/1/12 - 8/31/12. - RECEIVED & FILED

329. AUDITOR MALLONN:

MONTHLY RPT BY FUND 8/1/12 - 8/31/12. - RECEIVED & FILED

330. FINANCE DIRECTOR DIRUZZA:

AMEND O#220/2011 BY MAKING \$10,000.00 APPROP TRANSFER FROM 2215 505010 FAIR HOUSING TO 2215 505010 FAIR HOUSING TO CONTINUE TO PAY PERSONNEL EXPENSES IN FAIR HOUSING. - FINANCE COMMITTEE

331. HEALTH COMMISSIONER ADAMS:

2011 ANNUAL RPT. - RECEIVED & FILED

332. KNAFEL - LUNSFORD, VICKIE, APPLICANT:

ZONE CHANGE APPLICATION FROM R-1A (SINGLE FAMILY) TO PR-2 (PLANNED RESIDENTIAL 2 FAMILY) @1130 WERTZ AVE SW TO USE AS A DUPLEX, UPSTAIRS & DOWNSTAIRS. - PLANNING COMMISSION

333. MORRIS, F, WARD 9 CNCLMBR:

REQ TO AMEND CHAPTER 1301 OF CODIFIED ORDINANCE SEC 1301.07, CIVIL PROCEEDINGS TO ENABLE CODE ENFORCEMENT OFFICERS/BLDG OFFICIALS TO ISSUE SUMMONS IN THE FIELD, WHICH WILL CHANGE VIOLATIONS FROM CRIMINAL TO CIVIL OFFENSES. - JUDICIARY COMMITTEE

334. SAFETY DIRECTOR REAM:

REQ TO ENTER INTO 1 YR EXTENSION OF 2 YR AGMT W/OHIO BILLING FOR EMERGENCY TRANSPORT BILLING SVCS. - FINANCE COMMITTEE

335. SAFETY DIRECTOR REAM:

REQ TO ENTER INTO 3 YR AGMTS W/N&T RAILROAD TO NEGOTIATE A LICENSE AGMT FOR ACCESS TO THE 800 MHZ SYSTEM & AN AGMT FOR DISPATCHING SVCS. - FINANCE COMMITTEE

336. SERVICE DIRECTOR PRICE:

REQ TO REC BIDS & EXECUTE SALE OF PARCEL #280824 (SITE OF FORMER FIRE STATION #9); WILL BE SENT OUT TO BID W/MINIMUM BID OF \$90,000.00; REQ LAW DEPT TO ASSIST OFFICE OF PUB SERV W/DETERMINING WHETHER THERE ARE ANY RESTRICTIONS ON PROPOSED SALE OF PROPERTY & HOW TO BEST COMPLETE SALE PROCEDURALLY. - FINANCE COMMITTEE

337. SERVICE DIRECTOR PRICE:

REQ TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR PURCHASE OF 6 VEHICLES FOR SANITATION DEPT; REQ TO ALTERNATIVELY ENTER INTO CONTRACT(S) FOR PURCHASE OF THE VEHICLES IN ACCORDANCE W/ORC SEC 125.04, STATE COOP PURCHASING AGMT. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

**COMMUNICATIONS CONTINUED:**

338. SERVICE DIRECTOR PRICE: REQ TO ACCEPT COST ESTIMATE FROM JACK DOHENY SUPPLIES FOR ESTIMATED COST NOT TO EXCEED \$50,000.00 TO MAKE REPAIRS & REBUILD COMPONENTS ON VACUUM SYSTEM ON VACTOR UNIT 4362 FOR COLLECTION SYSTEMS DEPT. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
339. SERVICE DIRECTOR PRICE: REQ \$186,597.67 MORAL OB BE PAID TO BROWNFIELD RESTORATION GROUP FOR ENVIRONMENTAL REMEDIATION EFFORT UNDERWAY AT THE STEIN INDUSTRIAL PARK. - FINANCE COMMITTEE
340. SERVICE DIRECTOR PRICE: REQ \$399,995.00 & \$22,000.00 SUPP APPROPS FOR THE 2% INCREASES IN WAGES FOR MEMBERS OF LOCAL 2397 & INCREASES IN EQUIPMENT REPAIRS, PIPE, PIPE FITTINGS, METER READING CELLULAR LINES, MAINTENANCE SUPPLIES, GRAVEL, ASPHALT, REGISTRATION & TRAVEL EXPENSES. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
341. SERVICE DIRECTOR PRICE: REQ LAW DEPT TO PREPARE INFORMAL OR FORMAL RESOLUTION TO HELP LEND SUPPORT FOR THE INCREASED NEED FOR FUNDING FOR WATER INFRASTRUCTURE & TO BRING THE SUBJECT OF "WATER INFRASTRUCTURE" INTO NATIONAL DISCUSSION. - ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE
342. TREASURER SCHIRACK: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX ACCT FOR AUGUST 2012. - RECEIVED & FILED
343. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR AUGUST 2012. - RECEIVED & FILED
344. TREASURER SCHIRACK: RPT OF BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF 8/31/12. - RECEIVED & FILED
345. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS FILED AS OF 8/31/12. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AMEND VARIOUS SECTIONS OF CHAPTER 507, EQUAL EMPLOYMENT OPPORTUNITY IN PUBLIC CONTRACTS, CHAPTER 515, FAIR HOUSING CODE, CHAPTER 547, UNFAIR EMPLOYMENT PRACTICES & SECTION 790.16 OF CHAPTER 790, CABLE TELEVISION FRANCHISE GENERAL REGULATIONS, OF CODIFIED ORDINANCES  
Referred to Judiciary Committee
- 1<sup>ST</sup> RDG 2. AMEND SECTION 1 (C) OF O#177/2006; EMERGENCY (TO ALLOW CITY COUNCIL A CHANGE DRAWER IN AMT OF \$200.00 TO BE ADMINISTERED BY CLERK FOR CITY OF CANTON MERCHANDISE PROG)  
Referred to Finance & Judiciary Committee
- 1<sup>ST</sup> RDG 3. AMEND O#220/2011 BY MAKING \$150,670.00 SUPP APPROP; EMERGENCY (2328 PHEP FUND)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 4. AMEND EXHIBIT TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN & SALARIES FOR MGMT & NON-BARG UNIT EMPLOYEES OF CITY; EMERGENCY (OFFICE OF PUBLIC SAF - RESEARCH & REFERRAL SPECIALIST)  
Referred to Judiciary & Personnel Committee
- 1<sup>ST</sup> RDG 5. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY; EMERGENCY (SAFETY DIRECTOR'S COMMUNICATION CENTER - PART TIME TELECOMMUNICATOR)  
Referred to Judiciary & Personnel Committee
- 1<sup>ST</sup> RDG 6. APPROVE & ACCEPT REPLAT OF LOTS 14943, 14944, 19175 & 19176; EMERGENCY (1304 GREENFIELD SW - DBA JEBCO MACHINE)  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 7. AUTHORIZE SAF DIR TO ENTER INTO SEPARATE 3 YR AGMTS W/THE VILLAGE OF CLINTON & CITY OF NEW FRANKLIN TO ALLOW ACCESS TO OUR 800 MHZ SYSTEM FOR MUTUAL AID PURPOSES; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 8. AUTHORIZING SVC DIR TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES TO CCIC; EMERGENCY (PARCEL NOS. 209353 & 209352 - CPPA @430 WALNUT AVE NE)  
Referred to Community & Economic Development Committee

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

- 1<sup>ST</sup> RDG 9. AUTHORIZE SERV DIR IN CONJUNCTION W/WRF PHOSPHORUS/TOTAL NITROGEN REMOVAL & MISCELLANEOUS IMPROVEMENTS PROJ TO: FILE APP & ENTER INTO CONTRACT W/OEPA FOR A LOW-INTEREST LOAN; ENTER INTO CONTRACT W/OVIVO USA, LLC FOR PURCHASE OF MEMBRANE BIOREACTOR EQUIPMENT & ASSOCIATED COMPONENTS; ADVERTISE, REC BIDS & ENTER INTO A CONSTRUCTION CONTRACT FOR THE PROJ; FILE AN APP & ENTER INTO CONTRACT W/OEPA FOR A LOW-INTEREST LOAN TO FUND THE CONSTRUCTION PHASE OF THE PROJ; AMEND APPROP O#220/2011BY MAKING A \$28,500,000.00 SUPP APPROP; EMERGENCY  
Referred to Public Property Capital Improvement Committee

**ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#10 - O#19)**

- 2<sup>ND</sup> RDG 10. AMEND APPROP O#220/2011; EMERGENCY (\$47,493.54 FROM 2220 506009 HOMELESS PREVENTION & RAPID REHOUSING FUND - OTHER TO 2220 506009 HOMELESS PREVENTION & RAPID REHOUSING FUND - PERSONNEL) (C&ED)
- 2<sup>ND</sup> RDG 11. AMEND APPROP O#220/2011; EMERGENCY (\$15,286.46 FROM 2211 506009 COMM DEV RECOVERY ACT (CDBG-R) PROG FUND - OTHER TO 2211 506009 COMM DEV RECOVERY ACT (CDBG-R) PROG FUND - PERSONNEL) (C&ED)
- 2<sup>ND</sup> RDG 12. AMEND APPROP O#220/2011; EMERGENCY (\$79,000.00 FROM UNAPPROP BAL 2323 PREP FUND TO 2323 PREP FUND - PERSONNEL \$25,000.00 AND TO 2323 PREP FUND - OTHER \$54,000.00) (FIN)
- 2<sup>ND</sup> RDG 13. AUTHORIZE SAF DIR TO ENTER INTO PROF SVCS AGMT WITH REDFLEX TRAFFIC SYSTEMS, INC FOR IMPLEMENTATION OF AUTOMATED PHOTO TRAFFIC ENFORCEMENT) (FIN & JUD)
- 2<sup>ND</sup> RDG 14. CREATING TITLE ELEVEN, AUTOMATED TRAFFIC ENFORCEMENT, UNDER PARK THREE - TRAFFIC CODE OF CODIFIED ORDINANCES; CREATING CHAP 391, AUTOMATED TRAFFIC ENFORCEMENT SYSTEM, TO PROVIDE FOR THE IMPLEMENTATION OF A CIVIL AUTOMATED TRAFFIC ENFORCEMENT SYSTEM FOR ADMINISTRATIVE ENFORCEMENT OF TRAFFIC CONTROL SIGNALS AND SPEED LIMITS (FIN & JUD)
- 2<sup>ND</sup> RDG 15. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS, AWARD & ENTER INTO CONTRACT FOR REPAIR OF HEATING & COOLING SYSTEM AT SEARS BLDG; EMERGENCY (PPCI)
- 2<sup>ND</sup> RDG 16. AUTHORIZE SERV DIR TO ENTER INTO AGMTS WITH PROP OWNERS FOR THE CONSTRUCTION OF CITYSCAPE PROJ; AUTHORIZE CITY ENGINEER TO GENERAL CONTRACT FOR PORTIONS OF CITYSCAPES; AMEND APPROP O#220/2011; EMERGENCY (\$375,000.00 FROM UNAPPROP BAL 4501 CAPITAL FUND TO 4501 202001 CAPITAL FUND - ENGINEERING ADMIN - OTHER) (PPCI)
- 2<sup>ND</sup> RDG 17. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT WITH STAPLES CONTRACT AND COMMERCIAL, INC. IN AMT NOT TO EXCEED \$25,000.00 TO PURCHASE MISC SUPPLIES PURSUANT TO O.R.C. SECTION 125.04; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 18. AUTHORIZE SERV DIR TO NEGOTIATE FAIR MARKET VALUE OR DONATE TO STATE OF OHIO AN EASEMENT OR DEED NECESSARY FOR ODOT TO CONTRACT A STORM SEWER & APPURTENANCES ON AND THROUGH CITY PROP; EMERGENCY (E&PU)
- 2<sup>ND</sup> RDG 19. AMEND APPROP O#220/2011, AS AMENDED, BY MAKING SUPP APPROP HEREIN DESCRIBED; EMERGENCY (\$125,500.00 FROM UNAPPROP BAL 4501 CAP PROJ AND \$5,000.00 FROM UNAPPROP BAL 4502 MOTOR VEHICLE PURCHASE) (PPCI)

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

- 137/2012 20. ESTABLISH FAIR MKT VALUE OF 1 PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE & CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-00349 - 4<sup>TH</sup> ST NE - FREDERICK L POORE JR & HILDA BERNICE POORE)
- 138/2012 21. ESTABLISH FAIR MKT VALUE OF 1 PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE & CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-00913 - 3<sup>RD</sup> ST NE - PERRY & MARTHA MILES)
- 139/2012 22. ESTABLISH FAIR MKT VALUE OF 1 PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE & CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-24170 - WELLS AVE NW - JACK & PAULA MCCOURY)
- 140/2012 23. ESTABLISH FAIR MKT VALUE OF 1 PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE & CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-12182 - RAYNOLDS PL SW - KATHRYN VANDEBOGART)
- 141/2012 24. AMEND DOLLAR AMTS IN O#76/2012; EMERGENCY (IN SECTION 1 FROM \$240,000.00 TO \$360,000.00 AND IN SECTION 3 FROM \$27,000.00 TO \$40,000.00)
- 142/2012 25. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/HABITAT FOR HUMANITY OF GREATER STARK & CARROLL COUNTIES, INC FOR ADDT'L \$20,000.00 TO COMPLETE CONSTRUCTION OF 3 HOMES FOR LOW TO MODERATE INCOME FAMILIES; EMERGENCY

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

**143/2012** 26. \_\_\_ AUTHORIZE SAF DIR TO ACCEPT GRANT FROM OH DEPT OF PUB SAFETY IN AMT NOT TO EXCEED \$2,500.00; AMEND APPROP O#220/2011 BY MAKING 2,500.00 SUPP APPROP TO 2812 103001 FIRE DEPT EMS GRANT - OTHER; EMERGENCY

**144/2012** 27. \_\_\_ AUTHORIZE SERV DIR TO ENTER INTO ALL NECESSARY PURCHASE ORDERS ASSOCIATED W/THE BUP REARICK PARK IMPROVEMENT PROJ; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, SEPTEMBER 17, 2012 in Council Caucus Room at 6:30 P.M.**

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

**MISCELLANEOUS BUSINESS:** Law Director Martuccio re: Discussed Resolution #54.

**ADJOURNMENT:** 9:44 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, SEPTEMBER 17, 2012 @ 7:30 PM**