

**FINAL
AGENDA
7:30 PM**

CANTON CITY COUNCIL

OCTOBER 15, 2012

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: Member West Absent

INVOCATION: Chris Smith, Ward 4 Council Member

PLEDGE OF ALLEGIANCE: President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#7 and 2nd Rdg O#8 - O#12; O#7 Adopted on 1st Rdg)

PUBLIC HEARINGS:

7:30 PM 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 (1836 - 8TH ST NE FROM B-3 (GENERAL BUSINESS) TO PCS (PLANNED COMMUNITY SERVICE) FOR DAVID CONANT TO ALLOW FOR A CREATION OF A CHURCH - PLANNING COMMISSION RECOMMENDED APPROVAL OF SAME IN WARD 4) (No Speakers) **O#170/2012**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): George Simionides re: Discussed ongoing problems with the tenants at Ridgewood Castle; Jim Keogh re: Opposed to the increased fees for non owner occupied properties; Leroy Lynch re: Concerned that the retire/rehire issue is still ongoing; Connie Collings re: Opposed to the increased fees for non owner occupied properties. Also invited Council Members to Stark County Real Estate Investor's Association meeting at Mayfield Center on October 30th at 7:00 PM.

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

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| 361. | AUDITOR MALLONN: | REQ FOR ADDT'L AMENDED CERTIFICATE DATED 9/28/12. - RECEIVED & FILED |
| 362. | AUDITOR MALLONN: | MONTHLY RPT BY FUND 9/1/12 - 9/28/12. - RECEIVED & FILED |
| 363. | AUDITOR MALLONN: | YEARLY REPORT BY FUND 1/1/12 - 9/28/12. - RECEIVED & FILED |
| 364. | COMM DEV DIRECTOR MILLER: | ESTABLISH FAIR REUSE VALUE OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON LACAVE PL NW FOR TIM & CLAIREESE PORTER (PARCEL #02-18094, PART LOT #13447). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE |
| 365. | COMM DEV DIRECTOR MILLER: | ESTABLISH FAIR REUSE VALUE OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON LACAVE PL NW FOR TIM & CLAIREESE PORTER (PARCEL #02-22610, PART LOT #13447). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE |
| 366. | DEVELOPMENT DIRECTOR WILLIAMS: | AUTHORIZE MAYOR &/OR SERV DIR TO MAKE APPLICATION FOR & REC MONIES FROM CLEAN OH ASSISTANCE FUND FOR ASSESSMENT OF PROP KNOWN AS JEFFRIES FORMER REPUBLIC STEEL MILL PROJ; AUTHORIZE TO ADVERTISE FOR & ENTER INTO CONTRACTS &/OR AGMTS FOR ANY NECESSARY ARRANGEMENTS ASSOCIATED W/ASSESSMENT WORK. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE |
| 367. | FINANCE DIRECTOR DIRUZZA: | REQ TO AMEND APPROP O#220/2011 BY MAKING \$389,519.00 SUPP APPROP (FIRE DEPT, CENTRAL COMMUNICATIONS & CIVIL SERVICE). - FINANCE COMMITTEE |
| 368. | FISHER, K, WARD 5 CNCLMBR, MACK, E, WARD 8 CNCLMBR, MARIOL, J, WARD 7 CNCLMBR & MORRIS, F, WARD 9 CNCLMBR: | REQ DRAFT LEGISLATION THAT INCREASES THE LICENSING FEES OF ALL NON-OWNER OCCUPIED RESIDENTIAL PROPERTIES IN CITY & INCREASE PENALTIES OF FACILITIES THAT FAIL TO OBTAIN THE REQUIRED LICENSE FROM CITY. - JUDICIARY COMMITTEE |
| 369. | PLANNING COMMISSION: | RECOMMENDING APPROVAL OF PROPOSED ZONE CHANGE @ 2610 HARRISON AVE NW FROM P1-I (PLANNED LIGHT INDUSTRIAL) TO PB-4 (PLANNED SPECIAL BUSINESS) TO USE LAND AS SITE FOR EQUIP RENTALS (FULTON LUMBER). - JUDICIARY COMMITTEE |

COMMUNICATIONS CONTINUED:

370. PLANNING COMMISSION: RECOMMENDING DENIAL OF PROPOSED ZONE CHANGE @ 1130 WERTZ AVE SW FROM R-1A (SINGLE FAMILY RESIDENTIAL) TO PR-2 (PLANNED TWO FAMILY RESIDENTIAL) TO USE AS A DUPLEX (VICKIE KNAPFEL LUNDSFORD). - JUDICIARY COMMITTEE
371. SERVICE DIRECTOR PRICE: AUTHORIZE & DIRECT SERV DIR TO ENTER INTO MNGMT SERV CONTRACT W/HEALTH DEPT TO PROVIDE OVERSIGHT OF SANITATION IN AMT NOT TO EXCEED \$60,000.00. - PERSONNEL & FINANCE COMMITTEES
372. SERVICE DIRECTOR PRICE: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CHANGE ORDER FOR 2012 CITY PAVING CONTACT, GP, 1187 W/CENTRAL ALLIED ENTERPRISES IN AMT NOT TO EXCEED \$250,000.00; AUTHORIZE MAYOR &/OR SERV DIR TO EXECUTE CHANGE ORDER #1 2012 CITY PAVING CONTRACT #2012-34, GP 1181 W/CENTRAL ALLIED ENTERPRISES IN AMT NOT TO EXCEED \$250,000.00; MAKE \$75,000.00 SUPP APPROP FROM 4501-202260: CAPITAL FUND-STREET PAVING; AUTHORIZE & DIRECT AUDITOR TO DRAW WARRANTS & MAKE PAYMENTS UPON RECEIPT OF VOUCHERS DULY APPROVED BY PROPER DEPT AUTHORITY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
373. SERVICE DIRECTOR PRICE: REQ AUTHORITY TO NEGOTIATE & ENTER INTO AGMT W/HRM ENTERPRISES INC TO SELL LARGE VOLUMES OF WATER TO BUSINESSES OWNED BY THIS COMPANY. - ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE
374. TREASURER SCHIRACK: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX ACCT FOR SEPTEMBER 2012. - RECEIVED & FILED
375. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR SEPTEMBER 2012. - RECEIVED & FILED
376. TREASURER SCHIRACK: RPT OF BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF 9/28/12. - RECEIVED & FILED
377. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 9/30/12. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#220/2011; EMERGENCY (\$154,054.00 FROM UNAPPROP BAL OF 2331 TO 2331 APC FUNDS - OTHER - HEALTH DEPT)
Referred to Finance Committee
- 1ST RDG 2. AMEND APPROP O#220/2011; EMERGENCY (\$53,000.00 FROM UNAPPROP BAL OF 1105 POLICE SETTLEMENT FUND TO 1105 753001 LAW DEPT - OTHER)
Referred to Finance Committee
- 1ST RDG 3. AMEND APPROP O#220/2011; EMERGENCY (\$15,096.00 TRANSFER FROM 4502 103501 CENTRAL COMMUNICATION - OTHER TO 4502 103001 FIRE ADMINISTRATION)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 4. AMEND CHAPTER 955, WATER, OF CODIFIED ORDINANCES (WATER COMMISSION)
Referred to Judiciary Committee
- 1ST RDG 5. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT MODIFICATION #2 W/ME COMPANIES IN AMT NOT TO EXCEED \$686,323.00 TO COMPLETE BALANCE OF DETAILED DESIGN ENVIRONMENTAL DOCUMENTATION & RIGHT-OF-WAY WORK FOR THE 12TH STREET N CORRIDOR PROJ; AMEND APPROP O#220/2011 BY MAKING \$39,536.56 SUPP APPROP FROM UNAPPROP BAL OF 4563 12TH ST N CORRIDOR PROJ GP 1098 TO 4563 202077 12TH ST N CORRIDOR PROJ GP 1098 - OTHER; EMERGENCY
Referred to Public Property Capital Improvement Committee
- 1ST RDG 6. RESOLUTION ACCEPTING AMTS & RATES DETERMINED BY BUDGET COMMISSION & AUTHORIZING NECESSARY TAX LEVIES & CERTIFYING THEM TO COUNTY AUDITOR
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

(COUNCIL RECESSED AT 7:48 P.M. FOR THE PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE TO DISCUSS ORDINANCE #7; RECONVENED AT 7:51 P.M.)

- 169/2012** 7. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT W/DOWNTOWN FORD FOR PURCHASE OF ONE FORD EXPLORER W/NEEDED ACCESSORIES IN AN AMT NOT TO EXCEED \$25,606.50 PURSUANT TO ORC SEC 125.04; EMERGENCY (HEALTH DEPT)
Referred to Public Property Capital Improvement Committee

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#8 - O#12)

- 2ND RDG** 8. AMEND APPROP O#220/2011, AS AMENDED, BY MAKING \$24,050.64 SUPP APPROP FOR THE COMMUNITY SANCTIONS GRANT FUND & A \$27,030.88 APPROP TRANSFER FOR THE COMMUNITY SANCTIONS GRANT FUND; EMERGENCY _____(FIN)
- 2ND RDG** 9. AMEND APPROP O#220/2011, BY MAKING \$25,000.00 SUPP APPROP FOR 2318 HIV PREVENTION FUND; EMERGENCY _____(FIN)
- 2ND RDG** 10. AMEND APPROP O#220/2011; BY MAKING \$600,000.00 SUPP APPROP FOR 2316 WIC; EMERGENCY _____(FIN)
- 2ND RDG** 11. AMEND APPROP O#220/2011, BY MAKING \$675.00 SUPP APPROP FOR 2784 2009 BYRNE MEMORIAL CANTON JUSTICE ASST GRANT FUND; EMERGENCY _____(FIN)
- 2ND RDG** 12. AUTHORIZE & CONSENT TO MISC BRIDGE REPAIR & MAINTENANCE ON THE STRUCTURE AT I77-9.08R OVER THE NORTHBOUND RAMP ON IR77; EMERGENCY _____(PS&T)

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

- 170/2012** 13. AMEND O#55/77, AS AMENDED, ZONING; EMERGENCY (DAVID CONANT - 1836 - 8TH ST NE FROM B-3 TO PCS) **PUB HRG: 10/15/12 @ 7:30 PM**
- 171/2012** 14. APPROVE & ACCEPT REPLAT OF LOTS 253 & 254; EMERGENCY (CANTON POLICE & FIREMAN'S CREDIT UNION - SE CORNER OF 6TH ST NW & MCKINLEY AVE) _____
- 172/2012** 15. AUTHORIZE SERV DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR REMOVAL & REPLACEMENT OF EXISTING ROOFING SYSTEM @ FORMER SEARS BLDG/CANTON CITY GOVERNMENT OFFICE COMPLEX IN AMT NOT TO EXCEED \$300,000.00; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, OCTOBER 22, 2012 in Council Caucus Room at 6:45 P.M.**

- 1) Finance Committee
- 2) Public Property Capital Improvement Committee
- 3) Judiciary Committee

MISCELLANEOUS BUSINESS: Member Hawk re: Congratulated Officer Jeffries and Officer Shackle for apprehending a criminal; Member Cirelli re: Stated that she is impressed and proud of Mark Adams, a City of Canton Health Department employee for taking it on himself to clean up Canton. Also asked Attorney Burns about issues with a CCIC credit card and recent vote; Attorney Burns re: Explained the voting process; Member Cirelli re: Asked someone to advise the public whether or not Council has anything to do with the retire/rehire issues; Service Director Price re: Advised that Council gave him authorization and directed him to enter into an agreement with the State Auditor to conduct an audit and the audit is still not yet complete officially.

ADJOURNMENT: 8:06 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 22, 2012 @ 7:30 PM