

**FINAL  
A G E N D A  
7:30 PM**

CANTON CITY COUNCIL

NOVEMBER 26, 2012

**ROLL CALL:** All Council Members Present

**MOTION TO EXCUSE MEMBERS:** President Schulman Absent

**INVOCATION:** David Dougherty, Majority Leader

**PLEDGE OF ALLEGIANCE:** President Pro Tem Dougherty

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#6 - O#9; O#10 Retained in Committee; O#11 Withdrawn; O#12 Adopted as Amended)

**PUBLIC HEARINGS:**

**7:30 P.M.** AMEND ORDINANCE #55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY; FOR FULTON LUMBER CO. THE PLANNING COMMISSION HAD RECOMMENDED APPROVAL OF THE SAME AT 2610 HARRISON AVE NW FROM PI-1 (PLANNED LIGHT INDUSTRIAL) TO PB-4 (PLANNED SPECIAL BUSINESS) (5 SPEAKERS) **O#195/2012 AS AMENDED**

**7:31 P.M.** AMEND ORDINANCE #55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY; FOR VICKIE KNAFEL LUNSFORD, THE PLANNING COMMISSION HAD RECOMMENDED DENIAL OF THE SAME AT 1130 WERTZ AVE SW FROM R1-A (SINGLE FAMILY RESIDENTIAL) TO PR-2 (PLANNED TWO FAMILY RESIDENTIAL) **O#196/2012**

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

**PUBLIC SPEAKS (CITY BUSINESS):** Tom Porter asks why so many issues are voted on as emergency yet crime never seems to be an emergency. He hears of money being given to private companies to create jobs but would like the money to go towards getting more police officers on the roads. Richard Drake says it is 15 years before a tree gives you any benefit and since many of the trees in the cityscape were planted incorrectly, the city may never get the full benefit from them. Trees need to be planted now to help with energy costs for the future. The various types of trees have different life expectancies so the city should plant trees every year to keep the cycles going. The city officials need to watch who is cutting and caring for their trees. Pete DiGiacomo would like Mr. Price to check into a door hanger placed at his home by Dominion East Ohio stating that he needed to contact them within 48 hours to get his meter read or his gas would be shut off. He did not notice this hanger and feels that this is just not right for them to have the ability to just shut a resident's gas off. Martin Zawacky is very active in his neighborhood. They mow lots, they help neighbors, they clean sewer grates and a zone change can be scary to a neighborhood. Marcia Zawacky feels a zone change will not make Canton a better place to live..

**INFORMAL RESOLUTIONS:**

61. COUNCIL-AS-A-WHOLE: COMMENDING DOUG PERRY FOR HIS DEDICATION TO THE COMMUNITY. - ADOPTED
62. PERSONNEL COMMITTEE: REQ CONFIRMATION OF APPT OF RHODERICK SIMPSON TO STARK COUNTY REGIONAL PLANNING COMMISSION FROM 11/16/12 - 11/15/15. - ADOPTED

**COMMUNICATIONS:**

408. DEVELOPMENT DIR WILLIAMS: AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMT WITH I<sub>2</sub>R POWER CO TO PROVIDE 10 YR, 75% PROP TAX ABATEMENT & CDBG ECONOMIC DEV GRANT BASED ON JOB CREATION. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
409. DEVELOPMENT DIR WILLIAMS: ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON 4<sup>TH</sup> ST NE FOR JACQUELINE & CARLSTON HEDGESPEETH (PARCEL #02-24286, PT LOT #1078). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
410. DEVELOPMENT DIR WILLIAMS: ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED AT 1136 RICHARD PL NW FOR DEAN & JENNIFER KING (PARCEL #02-13025, PT LOT #1869 & #1870). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
411. DEVELOPMENT DIR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER #1 FOR BROWNFIELD JOB TRAINING GRANT WITH GOODWILL INDUSTRIES IN AMT NOT TO EXCEED \$25,000.00; REQ SUPP APPROP OF \$25,000.00 FROM UNAPPROP BAL 2235 BROWNFIELD JOB TRAINING GRANT TO 2235 506009 BROWNFIELD JOB TRAINING GRANT. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
412. FINANCE DIR DIRUZZA: REQ AMEND APPROP O#220/2011 WITH VARIOUS APPROP TRANSFERS AND VARIOUS SUPP APPROP SET FORTH IN EXHIBIT A TO PRESERVE INTERGRITY OF COMPENSATED ABSENCES FUND, REQ AUDITOR TO AUTHORIZE & DIRECT PYMT TO COMP ABS FUND. - FINANCE COMMITTEE
413. FINANCE DIR DIRUZZA: REQ AMEND APPROP O#220/2011 WITH SUPP APPROP AND INTER-FUND TRANSFERS SET FORTH IN EXHIBIT A FOR HEALTH & LIFE INSURANCE FUND. - FINANCE COMMITTEE
414. HEALTH BENEFITS ADMIN MCBRIDE: OCTOBER 2012, MONTHLY COMPARATIVE RPT, INSURANCE CLAIMS. - RECEIVED & FILED

**COMMUNICATIONS CONTINUED:**

415. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF C1 C2 LIQ PERMIT FROM MARKET STREET STATION LLC @ 1200 N MARKET ST TO LILO OIL INC DBA BP MARKET ST @ 1200 N MARKET ST. - RECEIVED & FILED
416. SERVICE DIRECTOR PRICE: AUTHORIZE & DIRECT AUDITOR AND/OR SERV DIR TO ISSUE BOND ANTICIPATION NOTES IN AMT NOT TO EXCEED \$6,500,000.00 FOR THE PURPOSE OF FUNDING CERTAIN ECONOMIC DEV PROJ IN THE CITY OF CANTON; AUTHORIZE & DIRECT AUDITOR TO ENTER INTO ANY ADDTL CONTRACTS NECESSARY TO FACILITATE THE ISSUANCE OF THE NOTES DESCRIBED ABOVE. - FINANCE COMMITTEE
417. SERVICE DIRECTOR PRICE: APPRVL TO ACCEPT DONATION FROM SARTA IN AMT OF \$50,000.00 & ESTABLISH 2450 SARTA AREA IMPROVEMENT FUND FOR PLAYGROUND & WALKING PATH ON GATEWAY BLVD SE. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AUTHORIZE MAYOR AND/OR SERV DIR TO AMEND EXISTING PLAIN TWN SHP - CITY OF CANTON COOP ECONOMIC DEV AGMT (CENTRAL ALLIED); EMERGENCY  
Referred to Annexation Committee
- 1<sup>ST</sup> RDG 2. AMEND APPROP O#220/2011, AS AMENDED, BY MAKING SUPP APPROP & APPROP TRANSFERS HEREIN DESCRIBED; EMERGENCY (VARIOUS FUNDS INCLUDING SERV DIR, AUDITOR, CIVIL SERV, LAW, JUDGES, FIRE, MOTOR VEHICLES, MAINTENANCE)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 3. AUTHORIZE SAF DIR TO ENTER INTO AGMT WITH STARK COUNTY EMERGENCY MGMT AGENCY TO RCV REIMBURSABLE GRANT IN AMT UP TO \$92,250.00 FOR PURPOSES OF INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT PROG (IECGP) & PURCHASE UP TO \$123,000.00 WORTH OF EQUIP FROM MOTOROLA PURSUANT TO O.R.C. SECTION 125.04; AMEND APPROP O#220/2011 FOR \$90,000.00 FROM UNAPPROP BAL 4502 DMV TO 4502 103501 CENTRAL COMM ADMIN - OTHER; EMERGENCY  
Referred to Public Property Capital Improvement Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZE MAYOR AND/OR SERV DIR TO APPLY FOR, ENTER INTO CONTRACT FOR & RCV FUNDS FROM MUSKINGUM WATERSHED CONSERVANCY DISTRICT THROUGH ITS LOCAL GRANT PROG; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE SERV DIR TO ENTER INTO LONG-TERM AGMT WITH AMERICAN LANDFILL, INC. FOR LEACHATE & SLUDGE DISPOSAL; EMERGENCY  
Referred to Finance Committee

**ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#6 - O#9; O#10 RETAINED IN COMMITTEE)**

- 2<sup>ND</sup> RDG 6. AUTHORIZE MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGMT W/AMBAFLEX MANUFACTURING INC TO PROVIDE REAL PROP TAX EXEMPTION; AUTHORIZE AUDITOR TO MAKE PAYMENTS TO CANTON LOCAL BD OF ED AS REQUIRED TO BE PAID PURSUANT TO SECTION 5709.82 (C) OF REVISED CODE; EMERGENCY (C&ED)
- 2<sup>ND</sup> RDG 7. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CDBG ECONOMIC DEV GRANT W/AMBAFLEX MANUFACTURING INC; EMERGENCY (C&ED)
- 2<sup>ND</sup> RDG 8. AUTHORIZE SERV DIR TO ACCEPT PRICE QUOTE & PURCHASE NATURAL GAS ENGINE FOR CITY OF CANTON'S 2412 - 13<sup>TH</sup> ST NW LIFT STATION; EMERGENCY (PPCI)
- 2<sup>ND</sup> RDG 9. AUTHORIZE SERV DIR TO ENTER INTO ONE-YEAR COMPREHENSIVE NETWORK SERVICE AGMT W/ACLARA RF SYSTEMS INC IN AMT NOT TO EXCEED \$28,080.00 TO PROVIDE SYSTEM & SOFTWARE MAINTENANCE FOR CANTON'S EXISTING AUTOMATED METER READING SYSTEM; AMENDING APPROP O#220/2011 BY MAKING \$16,848.00 & \$11,232.00 SUPP APPROP; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 10. **RETAINED IN COMMITTEE** AUTHORIZE SAF DIR TO ENTER INTO PROF SVCS AGMT W/REDFLEX TRAFFIC SYSTEMS INC FOR IMPLEMENTATION OF AN AUTOMATED PHOTO TRAFFIC ENFORCEMENT PILOT PROGRAM IN LIMITED AREAS OF CITY (JUD)

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

- WITHDRAWN** 11. **POSTPONED FROM 8/27/12** REPEALING THE INITIATED ORDINANCE ADOPTED BY THE ELECTORS OF CITY IN 1920 ESTABLISHING THE BOARD OF PARK COMMISSIONERS & DISSOLVING SAID BOARD; REPEALING SECTION 539.15, PARK POLICE, OF CHAPTER 530, PARKS & PLAYGROUNDS, OF CODIFIED ORDINANCES

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

- 195/2012** 12. AMEND ORDINANCE #55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (2610 HARRISON AVE NW FOR FULTON LUMBER CO. FROM PI-1 (PLANNED LIGHT INDUSTRIAL) TO PB-4 (PLANNED SPECIAL BUSINESS) **PUB HRG 11/26/12 @ 7:30 PM**
- 196/2012** 13. AMEND ORDINANCE #55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (1130 WERTZ AVE SW FOR VICKIE KNAFEL LUNSFORD FROM R1-A (SINGLE FAMILY RESIDENTIAL ) TO PR-2 (PLANNED TWO FAMILY RESIDENTIAL) **PUB HRG 11/26/12 @ 7:31 PM**
- 197/2012** 14. AMEND APPROP O#220/2011; EMERGENCY (\$15,000.00 FROM UNAPPROP BAL 2767 COMM SANCTIONS GRANT FUND TO 2767 701001 COMM SANCTIONS GRANT - PERSONNEL)\_\_\_\_\_

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, DECEMBER 3, 2012 in Council Caucus Room at 6:30 P.M.**

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

**MISCELLANEOUS BUSINESS:** Member Cirelli asked the Mayor about all of the errors in the Canton Connection. The dates of Council meetings are incorrect and she has received calls from constituents questioning the information. Clerk Timberlake states the information was proofread and the Council calendar was sent up to the Mayor's office. Member Cirelli also asking Tom Burns from the Law Department about her request of the CCIC information that she has not yet received.

**ADJOURNMENT:** 8:50 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, DECEMBER 3, 2012 @ 7:30 PM**