

FINAL
AGENDA
7:30 PM

CANTON CITY COUNCIL

FEBRUARY 4, 2013

ROLL CALL: All Council Members Present

MOTION TO EXCUSE MEMBERS: President Schulman Absent

INVOCATION: Chris Smith, Ward 4 Council Member

PLEDGE OF ALLEGIANCE: President Pro Tem David Dougherty

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#14A & 2nd Rdg O#17 - O#18; O#15 & O#16 Retained in Committee; O#18 Adopted on 2nd Rdg)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): None

INFORMAL RESOLUTIONS:

- | | | |
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| 8. | PERSONNEL COMMITTEE: | CONFIRM RE-APPT OF CLINT ZOLLINGER TO FAIR EMPLOYMENT PRACTICES BD FROM 1/1/13 - 12/31/15. - ADOPTED |
| 9. | PERSONNEL COMMITTEE: | CONFIRM RE-APPT OF AMY WEISBROD TO FAIR EMPLOYMENT PRACTICES BD FROM 1/1/13 - 12/31/15. - ADOPTED |
| 10. | PERSONNEL COMMITTEE: | CONFIRM RE-APPT OF VALERIE WATSON TO FAIR EMPLOYMENT PRACTICES BD FROM 11/22/12 - 12/31/15. - ADOPTED |
| 11. | PERSONNEL COMMITTEE: | CONFIRM RE-APPT OF JOHN PICARD TO BD OF BUILDING APPEALS FROM 1/1/13 - 12/31/15. - ADOPTED |

COMMUNICATIONS:

- | | | |
|-----|---------------------------------|---|
| 58. | AUDITOR MALLONN: | MONTHLY RPT BY FUND 1/1/13 - 1/31/13. - RECEIVED & FILED |
| 59. | AUDITOR MALLONN: | YRLY RPT BY FUND 1/1/13 - 1/31/13. - RECEIVED & FILED |
| 60. | LIQUOR CONTROL DIVISION (OHIO): | REQ NEW C1 C2 D6 LIQ PERMIT FOR VENKAT ADUSUMILLI DBA HARMONT DRIVE THRU @ 3315 HARMONT AV NE. - RECEIVED & FILED |
| 61. | MAYOR HEALY: | ADVISING THAT REVEREND WARREN CHAVERS WILL NO LONGER BE SERVING AS A MEMBER OF CANTON CIVIL SERVICE COMMISSION. - RECEIVED & FILED |
| 62. | MAYOR HEALY: | ADVISING OF APPT OF MONTY PENDER TO CANTON CIVIL SERVICE COMMISSION FROM 2/1/13 - 12/31/15. - RECEIVED & FILED |
| 63. | SAFETY DIRECTOR REAM: | REQ \$30,000.00 TRANSFER FROM 2760 102001 OTHER TO 2760 102001 PAYROLL DUE TO IT NOT BEING APPROPRIATED PROPERLY AT BUDGET TIME. - FINANCE COMMITTEE |
| 64. | SERVICE DIRECTOR PRICE: | RECEIPT OF 2012 ANNUAL RPT OF OPERATION FOR WRF. - RECEIVED & FILED |
| 65. | SOLES LAW OFFICES: | RECEIPT OF REQUEST TO DEPT OF COMMERCE TO RESCHEDULE HEARING SCHEDULED ON 2/19/13 FOR DG HOLDING & MANAGEMENT CO INC DBA THE SPOT. - RECEIVED & FILED |

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- | | | |
|---------------------------|----|---|
| <u>1ST RDG</u> | 1. | AUTHORIZE CITY AUDITOR TO PAY \$1,762.00 TO BLACK, MCCUSKEY, SOUERS & ARBAUGH; EMERGENCY
<u>Referred to Finance Committee</u> |
| <u>1ST RDG</u> | 2. | AUTHORIZE CITY AUDITOR TO PAY \$2,700.00 TO US EVALUATIONS INC; EMERGENCY
<u>Referred to Finance Committee</u> |
| <u>1ST RDG</u> | 3. | AUTHORIZE CITY AUDITOR TO PAY \$167.00 TO PREMIER COURT REPORTING; EMERGENCY
<u>Referred to Finance Committee</u> |
| <u>1ST RDG</u> | 4. | APPROVE & ACCEPT REPLAT OF LOTS 5213 - 5221, 30051, PART OF LOT 30052 & PARTS OF OUT LOTS 351 & 72; EMERGENCY (1138 CAMDEN AVE SW - SIMON WARSTLER)
<u>Referred to Public Safety & Thoroughfares Committee</u> |
| <u>1ST RDG</u> | 5. | AUTHORIZE MAYOR &/OR SERV DIR OF PUBLIC SVC TO ENTER INTO CONTRACT W/THE YMCA IN AMT NOT TO EXCEED \$50,000.00 FOR THE OVERALL MGMT & SUPERVISION OF THE FACILITY & PROGRAMMING @ THE EDWARD "PEEL" COLEMAN COMMUNITY CENTER; EMERGENCY
<u>Referred to Finance & Community & Economic Development Committees</u> |

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 6. AMEND APPROP O#209/2012 AS AMENDED BY MAKING VARIOUS APPROP REDUCTIONS; EMERGENCY (NSP, NSP3, HOME & BYRNE)
Referred to Finance Committee

- 1ST RDG 7. AMEND APPROP O#209/2012 AS AMENDED BY MAKING \$20,000.00 SUPP APPROP FROM 2327 LEAD ASSESSMENT FUND TO 2327 301001 LEAD ASSESSMENT - OTHER; EMERGENCY
Referred to Finance Committee

- 1ST RDG 8. AUTHORIZE MAYOR TO ENTER INTO PROF SVCS CONTRACT W/BLACK, MCCUSKEY, SOUERS & ARBAUGH IN AMT NOT TO EXCEED \$45,000.00 TO PROVIDE SPECIALIZED LEGAL ASSISTANCE W/WORKERS' COMP CASES; AMEND APPROP O#209/2012 BY MAKING \$45,000.00 SUPP APPROP FROM 6010 WORKERS' COMP RETRO FUND TO 6010 501101 HUMAN RESOURCES - OTHER; EMERGENCY
Referred to Finance Committee

- 1ST RDG 9. AUTHORIZE MAYOR &/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD & ENTER INTO CONSTRUCTION CONTRACT FOR CONSTRUCTION OF MILL STREET SE SANITARY SEWER REPLACEMENT GP 1188 & TO ENTER INTO COOP AGMT W/THE BD OF STARK CNTY COMMISSIONERS IF NEEDED TO REIMBURSE CANTON FOR A PORTION OF THE WORK; AMEND APPROP O#209/2012 BY MAKING \$350,000.00 SUPP APPROP FROM 5410 SANITARY SEWER FUND TO 5410 206311 SANITARY FUND - MILL ST SE SEWER REPLACEMENT GP 1188 - OTHER; EMERGENCY
Referred to Public Property Capital Improvement Committee

- 1ST RDG 10. AUTHORIZE CITY AUDITOR TO PAY \$1,585.44 TO BEAVER EXCAVATING INC; EMERGENCY
Referred to Finance Committee

- 1ST RDG 11. AUTHORIZE MAYOR &/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD & ENTER INTO CONSTRUCTION CONTRACT FOR CONSTRUCTION OF THE ALLENFORD DRIVE SANITARY SEWER REPAIR GP 1114 (SEWER BYPASS); ENTER INTO COOP AGMT W/THE BD OF STARK CNTY COMMISSIONERS & CITY OF NORTH CANTON TO REIMBURSE CANTON FOR A PORTION OF THE WORK; AMEND APPROP O#209/2012 BY MAKING \$220,000.00 SUPP APPROP FROM 5410 SANITARY SEWER FUND TO 5410 206310 SANITARY FUND - ALLENFORD DR SANITARY SEWER REPAIR GP 1114 - OTHER; EMERGENCY
Referred to Public Property Capital Improvement Committee

- 1ST RDG 12. ADOPT PLANS, AUTHORIZE MAYOR &/OR SERV DIR TO COOPERATE W/& REQUEST DIR OF TRANSPORTATION TO PROCEED W/REHAB OF EXISTING ARCH BRIDGE CARRYING STATE ROUTE 172 OVER THE EAST BRANCH OF NIMISHILLEN CREEK & THE COMBINING OF TWO EXISTING PARALLEL SANITARY SEWER SYSTEMS INTO ONE WITHIN CITY OF CANTON & ENTER INTO CONTRACT; EMERGENCY
Referred to Public Safety & Thoroughfares Committee

- 1ST RDG 13. AUTHORIZE SAF DIR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT(S) TO COMPLETE DEMOLITIONS; EMERGENCY (IN CONJUNCTION WITH THE STARK CNTY LAND REUTILIZATION CORP'S RESIDENTIAL HOUSING DEMO GRANT REIMBURSEMENT PROG)
Referred to Public Property Capital Improvement Committee

- 1ST RDG 14. AMEND SECTION 181.14, ALLOCATION OF FUNDS, OF CODIFIED ORDINANCES; EMERGENCY (IN CONJUNCTION WITH THE STARK CNTY LAND REUTILIZATION CORP'S RESIDENTIAL HOUSING DEMO GRANT REIMBURSEMENT PROG)
Referred to Public Property Capital Improvement Committee

- 1ST RDG 14A. PROVIDE FOR THE ISSUANCE & SALE OF BOND ANTICIPATION NOTES IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$2,000,000.00 FOR PURPOSE OF PAYING COSTS OF REVITALIZATION WITHIN THE CITY & ADDRESSING PROPERTY CONDITIONS THAT ARE DELETERIOUS TO THE PUBLIC HEALTH & SAFETY THROUGH THE DEMOLITION OF DETERIORATING STRUCTURES & THE IMPROVEMENT OF THOSE SITES, THEREBY ENABLING THE USE OR REUSE OF LANDS WITHIN THE CITY
Referred to Public Property Capital Improvement Committee

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#17 - O#18; O#15 & O#16 RETAINED IN COMMITTEE)

RETAINED IN
CMTE 15. 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)

RETAINED IN
CMTE 16. AUTHORIZE AUDITOR TO ESTABLISH TWO FUNDS FOR THE RECEIPT AND DISBURSEMENT OF REVENUES COLLECTED IN CONJUNCTION WITH AUTOMATED TRAFFIC ENFORCEMENT PROG (JUD)

2ND RDG 17. AMEND APPROP O#209/2012 FOR \$285,000.00 FROM UNAPPROP BAL 5410 SEWER OPERATING FUND TO 5410 202010 ENGINEER - DAILY OPERATIONS - PERSONNEL (FIN)

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 12/2013** 18. FINAL RESOLUTION ADOPTING PLANS, AUTHORIZE SERV DIR TO COOPERATE WITH AND REQUEST DIR OF TRANSPORTATION TO PROCEED WITH THE RESURFACING OF US RT 30, FROM ST RT 43 TO TRUMP AVE & ENTER INTO CONTRACT; EMERGENCY (P&ST)

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

- 13/2013** 19. AUTHORIZE SERV DIR TO ENTER INTO LONG-TERM AGMT WITH AMERICAN LANDFILL, INC. FOR LEACHATE & SLUDGE DISPOSAL; EMERGENCY
- 14/2013** 20. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/SMITH & NEJEDLICK, INC TO COMPLETE APPRAISAL REVIEW WORK FOR 12TH ST N. CORRIDOR PROJ, GP 1098, PID 85299; AMEND APPROP O#209/2012 BY MAKING \$194,500.00 SUPP APPROP TO 4501 202077 CAPITAL FUND - 12TH ST N. CORRIDOR PROJ GP 1098 - OTHER
- 15/2013** 21. RATIFY AUTHORITY GRANTED IN O#194/2012; AMEND APPROP O#209/2012 BY MAKING \$247,920.00 & \$61,980.00 SUPP APPROPS; EMERGENCY (11TH STREET SE INTERSECTION & ROADWAY IMPROVEMENT PROJECT)
- 16/2013** 22. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO AN AGMT W/OHIO POWER COMPANY, AKA AMERICAN ELECTRIC POWER (AEP) IN AMT NOT TO EXCEED \$53,031.00 FOR USE OF EXISTING AEP CONDUITS & INSTALLATION/REMOVAL OF CITY OWNED ELECTRICAL CONDUCTORS IN SAID CONDUITS TO FACILITATE THE WALNUT/CHERRY COMPLETE STREETS PROJ, PID 91592, GP 1153; AUTHORIZE MAYOR &/OR SERV DIR TO REC TRANSPORTATION REVIEW ADVISORY COUNCIL FUNDS THROUGH ODOT; AMEND APPROP O#209/2012 BY MAKING \$755,260.99 & \$53,031.00 SUPP APPROPS; EMERGENCY
- 17/2013** 23. AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CHANGE ORDER #1 W/CTI ENGINEERS, INC IN AMT NOT TO EXCEED \$37,600.00 FOR 55TH ST NE STORM SEWER PROJ GP 1125; AMEND APPROP O#209/2012 BY MAKING \$37,600.00 SUPP APPROP; EMERGENCY
- 18/2013** 24. AUTHORIZE SERV DIR TO ADVERTISE FOR & REC PROF QUALIFICATIONS FOR PROJ MGMT CONSULTING SVCS FOR MAHONING RD CORRIDOR ECONOMIC DEV PROJ & ENTER INTO CONTRACT IN AMT NOT TO EXCEED \$50,000.00 PER YR FOR 2 YRS; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, FEBRUARY 11, 2013 in Council Caucus Room at 6:00 P.M.**

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

MISCELLANEOUS BUSINESS: Member Cirelli re: Relayed to Safety Director Ream that she read an article about Police Officers wearing cameras and she felt that was a good idea; Member West re: Advising that he will be having a meeting with 12th Street businesses on Friday, February 8th at 9:30 in the 8th floor conference room.

ADJOURNMENT: 8:26 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 11, 2013 @ 7:30 PM