

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

FEBRUARY 11, 2013

ROLL CALL: All Council Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Kevin Fisher, Ward 5 Council Member

PLEDGE OF ALLEGIANCE: President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#2 - O#16; O#15 Adopted in 2nd Rdg; O#16 Adopted in 2nd Rdg as Amended; O#17 Adopted as Amended)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Andy Black, President of the Canton Park Commission urges all Council Members to adopt the Ordinance for the Park levy. If this passes on the ballot the Commission will work with Council and the Neighborhood Associations to prioritize the park needs. This is all a part of the right steps to move Canton forward. Mary Beth Medford is on the Board of Directors at the Palace Theater and they are having a membership drive. This is an 86 year old theater that has received some updates from a capital improvement fund but they can still use both individual and corporate members. This building is a cornerstone of the downtown Canton Arts District and the beautiful silver screen is still the largest screen in Stark County. Ed Rehfus works for the Canton City Schools and feels the park levy is a good thing for the city and this money can be used to enhance the entire park system for all residents. Michael Poteet is reaching out to the homeless in Canton. His organization Gifts from God Foundations is trying to establish shelters and trying to assist the homeless in all their needs through referrals to another agency or service and some just need to hear the word of love.

INFORMAL RESOLUTIONS:

12. COUNCIL-AS-A-WHOLE: AMEND COUNCIL RULE #2 "REGULAR MEETINGS" TO ADD A MARCH 4, 2013 COUNCIL MEETING AND CANCEL THE MAY 6, 2013 COUNCIL MEETING. - ADOPTED
13. COUNCIL-AS-A-WHOLE: CONGRATULATING ST. HARALAMBOS GREEK ORTHODOX CHURCH ON THEIR 100TH ANNIVERSARY . - ADOPTED

COMMUNICATIONS:

66. CHIEF RICH: 2011 CANTON FIRE DEPT ANNUAL REPORT. - RECEIVED & FILED
67. DEVELOPMENT DIR WILLIAMS: REQ \$24,154.83 SUPP APPROP FROM UNAPPROP BAL OF 2235 BROWNFIELD JOB TRAINING GRANT TO 2235 506009 BROWNFIELD JOB TRAINING GRANT. - FINANCE COMMITTEE
68. GILL, MICHAEL, PRESIDENT SID: PETITION FOR RENEWAL OF THE DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT LEVY. - RECEIVED & FILED
69. LAW DIRECTOR MARTUCCIO: AUTHORIZE LAW DEPT TO PREPARE NECESSARY LEGISLATION TO RENEW THE SID LEVY FOR 4 YRS. - JUDICIARY COMMITTEE
70. MAYOR HEALY: ADVISE OF APPT OF RABBI JOHN ADLAND TO AREA AGENCY ON AGING AREAWIDE ADVISORY COUNCIL. - RECEIVED & FILED
71. MAYOR HEALY: AUTHORIZE RE-APPT OF RON BERGER AS PLUMBING CONTRACTOR TO CANTON CONSTRUCTION BOARD. - PERSONNEL COMMITTEE
72. RULES CHAIRMAN DOUGHERTY: PURSUANT TO "RULES OF COUNCIL" RULE #46, AMENDING THE RULES, UPDATING A FEW MINISTERIAL CHANGES. - RULES COMMITTEE
73. SAFETY DIRECTOR REAM: AUTHORIZE CHIEF RICH & CANTON FIRE DEPT TO DONATE 30 PAIRS OF FIRE BOOTS, 26 FIRE JACKETS, 23 FIRE PANTS AND VARIOUS EMS SUPPLIES NO LONGER VIABLE TO CANTON FIRE DEPT TO THE HONDURAS FIRE DEPT. - FINANCE COMMITTEE
74. SAFETY DIRECTOR REAM: AUTHORIZE SAF DIR TO PAY TWO MORAL OBS FOR OXYGEN RENTALS IN THE AMTS OF \$130.20 & \$203.48 TO LIFE GAS. - FINANCE COMMITTEE
75. SERVICE DIRECTOR PRICE: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO DESIGN CONTRACT FOR FAIRCREST SANITARY SEWER PROJ, GP 1142 WITH CTI ENGINEERS, INC.; AUTHORIZE AUDITOR TO ESTABLISH & CREATE THE 5401 FUND (HB 487 SANITARY SEWER PILOT PROG) TO TRACK REVENUES AND EXPENDITURES; MAKE \$690,892.16 SUPP APPROP FROM 5410 (SANITARY SEWER OPERATING FUND) UNAPPROP BAL TO 5401-202010 (HB 487 SANITARY SEWER PILOT PROG - ENGINEERING DAILY OPERATIONS); MAKE \$93,499.42 APPROP TRANSFER FROM 5401-202010 (HB 487 SANITARY SEWER PILOT PROG - ENGINEERING DAILY OPERATIONS) TO 5401-202061 (HB 487 SANITARY SEWER PILOT PROG - 177/FAIRCREST ANNEX, SANITARY SEWER PROJ, GP 1142). - FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

76. SERVICE DIRECTOR PRICE: REQ CERTIFICATION OF LIST OF PROPERTIES MAINTAINED BY CITY STREET DEPT DURING 2012 AND PRESENTED TO STARK COUNTY AUDITOR FOR REAL ESTATE TAX ASSESSMENT. - FINANCE COMMITTEE
77. TREASURER SCHIRACK: RPT OF DEPOSITS AND PAY INS TO AMBULANCE LOCK BOX FOR JANUARY 2013. - RECEIVED & FILED
78. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR JANUARY 2013. - RECEIVED & FILED
79. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 1/31/13. - RECEIVED & FILED
80. TREASURER SCHIRACK: RPT OF BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF 1/31/13. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#209/2012; EMERGENCY (\$30,000.00 2760 102001 POLICE ADMIN - PERSONNEL)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#2 - O#16; O#15 ADOPTED; O#16 ADOPTED AS AMENDED)**

- 2ND RDG 2. AUTHORIZE CITY AUDITOR TO PAY \$1,762.00 TO BLACK, MCCUSKEY, SOUERS & ARBAUGH; EMERGENCY (FIN)
- 2ND RDG 3. AUTHORIZE CITY AUDITOR TO PAY \$2,700.00 TO US EVALUATIONS INC; EMERGENCY (FIN)
- 2ND RDG 4. AUTHORIZE CITY AUDITOR TO PAY \$167.00 TO PREMIER COURT REPORTING; EMERGENCY (FIN)
- 2ND RDG 5. 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) (PS&T)
- 2ND RDG 6. 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 (FIN & C&ED)
- 2ND RDG 7. AMEND APPROP O#209/2012 AS AMENDED BY MAKING VARIOUS APPROP REDUCTIONS; EMERGENCY (NSP, NSP3, HOME & BYRNE) (FIN)
- 2ND 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 (FIN)
- 2ND 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 (PPCI)
- 2ND RDG 10. AUTHORIZE CITY AUDITOR TO PAY \$1,585.44 TO BEAVER EXCAVATING INC; EMERGENCY (FIN)
- 2ND 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 (PPCI)
- 2ND RDG 12. 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) (PPCI)
- 2ND RDG 13. 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) (PPCI)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

2ND RDG 14. 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 (PPCI)

19/2013 15. 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 (FIN)

AS AMENDED

20/2013 16. 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 (FIN & PS&T)

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

21/2013 17. RESOLUTION TO SUBMIT BEFORE ELECTORATE OF CITY A 4.0 MILL LEVY OUTSIDE THE 10 MILL LIMITATION FOR CANTON PARK SYSTEM FOR PERIOD NOT TO EXCEED THREE YRS

22/2013 18. AMEND APPROP O#209/2012 FOR \$285,000.00 FROM UNAPPROP BAL 5410 SEWER OPERATING FUND TO 5410 202010 ENGINEER - DAILY OPERATIONS - PERSONNEL

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, FEBRUARY 25, 2013 in Council Caucus Room at 6:45 P.M.**

- 1) Finance Committee
- 2) Rules Committee
- 3) Personnel Committee
- 4) Judiciary Committee

MISCELLANEOUS BUSINESS: President Schulman spoke to Senator Scott Oelslager and inquired about the amount of surplus money the State of Ohio is holding. He was told that there is \$1,700,000,000.00 in Columbus and Kasich is starving the municipalities. We debate here in our Council over things that can be done for our city and our children and they have changed all the rules in Columbus to keep money that should come down to the cities. He recommends that the State Legislators be invited to our next meeting to explain this outrageousness. There have been taxes eliminated to municipalities all over the state and they need to explain where all this money is.

ADJOURNMENT: 8:16 P.M.