

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

CANTON CITY COUNCIL

DECEMBER 9, 2013

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** Not Necessary

**INVOCATION:** Joseph Cole, Council-at-Large Member

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#2 & O#3, O#5 - O#9; O#2 Adopted as Amended in 2<sup>nd</sup> Rdg; O#4 Withdrawn; O#16 Adopted as Amended)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** Jonathan Bailey states that 5 people this week told him about their bicycle seats being stolen for a \$1.00 piece of aluminum under the seat. The city should ban all the scrapping of bicycle pieces and parts because they are all stolen and the police aren't doing anything about it. Bruce Nordman wants all Council and the administration to support putting George Maier back in as the Stark County Sheriff. He accomplished many things in the few short months he was in the position by opening more beds and adding more deputies. Pete DiGiacomo received a letter from the city Income Tax department showing that he owed some taxes with interest. He called down to the office and a very nice lady helped him to get it all straightened out. Mr. DiGiacomo says the Democratic party needs to get their house in order and quit fighting amongst themselves so that they can get a good person in office for Sheriff of Stark County. Jon Hall was speaking on the "Rooney Rule." He is a veteran and has not worked in over 2 years. He applies for 5 or more jobs every week but doesn't get called in for interviews. He would just like an opportunity to work to support his child. Mr. Hall is also concerned about people driving very carelessly between Allen and Hartford schools. James Parker feels that George Maier is by far the best choice for Sheriff. This position must be taken seriously because more criminals need locked up and put away. He was pleased that the flags were lowered for the passing of Nelson Mandela. Mr. Parker feels that if people have a problem with the wages at WalMart, they should be picketing WalMart where the average wages are \$12.67 per hour. Jack Hawk encourages all Council Members and the administration to look into the Civil Service exam and how it can be administered to the deaf community. Mr. Lynch would like to take an exam on 12/18/13 but needs an interpreter and the Civil Service Commission stated they need to look into this. Mr. Hawk would like to schedule some meetings with all to see how this can be handled. He is also waiting to hear back about the smoke alarms for the hearing impaired.

**INFORMAL RESOLUTIONS:**

61. COUNCIL MEMBER WEST: RECOMMEND CITY OF CANTON TO ASPIRE TO THE "ROONEY RULE" WITH HIRING AT-WILL EMPLOYEES. - ADOPTED
62. PERSONNEL COMMITTEE: REQ APPRVL OF APPT OF AMY LAKRITZ TO CANTON CITY BOARD OF HEALTH FOR RETRO TERM OF 10/9/13 - 5/2/15. - ADOPTED

**COMMUNICATIONS:**

475. AUDITOR MALLONN: MONTHLY RPT BY FUND 11/1/13 - 11/27/13. -RECEIVED & FILED
476. AUDITOR MALLONN: YEARLY RPT BY FUND 1/1/13 - 11/27/13. - RECEIVED & FILED
477. CHIEF OF STAFF WILLIAMS: REQ APPRVL OF CREATION OF 2 FUNDS IN ACCORDANCE WITH CODIFIED ORDINANCE 1353 "FORECLOSED PROP & BLDG"; 2160 VACANT/FORECLOSURE REGISTRY EXPENSE FUND IS A SPECIAL REVENUE FUND FOR REGISTRATION & 10% ADMINISTRATIVE FEES AND 7509 VACANT/FORECLOSURE DEPOSITRY FUND USED TO ADMINISTER THE PROG; \$2,620.00 SUPP APPROP FROM UNAPPROP BAL 2160 VACANT/FORECLOSURE REGISTRY EXPENSE FUND TO 2160 VANCANT/FORECLOSURE REGISTRY EXPENSE FUND - OTHER & \$290.000.00 SUPP APPROP FROM UNAPPROP BAL 7509 VACANT/FORECLOSURE DEPOSITRY FUND TO 7509 VACANT/FORECLOSURE DEPOSITRY FUND. - FINANCE COMMITTEE
478. CHIEF OF STAFF WILLIAMS: REQ WITHDRAW OF COM #461 FROM 11/25/13 AGENDA. - RECEIVED & FILED
479. DEVELOPMENT DIR FREEMAN: REQ FOR TAX INCREMENT FINANCING DESIGNATION FOR HERCULES ENGINES PROP (PARCEL #244692, MARKET AVE S). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
480. DEVELOPMENT DIR FREEMAN: REQ FOR TAX INCREMENT FINANCING DESIGNATION FOR JEBCO MACHINE SHOP & OTHER OWNERS PROP (PARCELS #10003278, #244630, #228714 & #10001448 IN VARIOUS AREAS OF CANTON). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
481. DEVELOPMENT DIR FREEMAN: REQ FOR TAX INCREMENT FINANCING DESIGNATION FOR DABILCO, INC. (KEYBANK BRANCH) PROP (PARCELS #248119 & #248120 WEST TUSC AND WHIPPLE AVE). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

**COMMUNICATIONS CONTINUED:**

482. FINANCE DIRECTOR DIRUZZA: AMEND O#209/2012 WITH A \$4,000.00 APPROP TRANSFER FROM 1001 901001 CIVIL SERV OTHER TO 1001 901001 CIVIL SERV PERSONNEL & A \$225,000.00 SUPP APPROP FROM UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 102001 POLICE ADMIN. - FINANCE COMMITTEE
483. FINANCE DIRECTOR DIRUZZA: TEMP BUDGET APPROPRIATIONS FOR 2014. - FINANCE COMMITTEE
484. HEALTH COMMISSIONER ADAMS: REQ PAYMENT TO THE CENTER FOR COMMUNITY SOLUTIONS FOR PROF SERV REGARDING A STUDY TO COMBINE STARK COUNTY & CANTON CITY HEALTH DEPTS. - FINANCE COMMITTEE
485. HEALTH COMMISSIONER ADAMS: REQ TO WITHDRAW O#4 ON 12/9/13 AGENDA. - RECEIVED & FILED
486. MAYOR HEALY: ADVISING OF RE-APPT OF WYANBU ZUTALI TO CANTON PARK COMMISSION FROM 1/1/14 - 12/31/16. - RECEIVED & FILED
487. SERVICE DIRECTOR BARTOS: AUTHORIZE ENG DEPT TO MAKE PAYMENT OF \$1,550.00 AS A MORAL OB TO BEAVER EXCAVATING, INC. FOR ADDT'L WORK ON SANITARY SEWER ACCESS DRIVE AT MILL ST & AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
488. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO A 1 YR MGMT SERV AGMT WITH BOARD OF CANTON CITY HEALTH DISTRICT TO PROVIDE MGMT OVERSIGHT OF CITY OF CANTON SANITATION DEPT IN AMT NOT TO EXCEED \$65,000.00; AUTHORIZE AUDITOR TO DRAW UPON RECEIPT OF VOUCHERS DULY APPROVED. - FINANCE COMMITTEE
489. SERVICE DIRECTOR BARTOS: RESOLUTION DECLARING NECESSITY & INTENT OF CITY OF CANTON TO APPROP PROP WITHIN CORP LIMITS, PURSUANT TO ORC, CHAP 719, FOR PURPOSE OF ACQUIRING WARRANTY DEEDS, STANDARD HIGHWAY EASEMENTS AND/OR TEMP EASEMENTS NECESSARY FOR CONSTRUCTION OF 12<sup>TH</sup> ST N CORRIDOR PROJ, GP 1098 AND AUTHORIZE MAYOR &/OR SERV DIR, OR THEIR DESIGNEE, TO MAKE MINISTERIAL CHANGES TO CORRECT PROP OWNER NAMES, PARCEL NUMBERS & OTHER NUMERICAL DESCRIPTIVE OR TYPOGRAPHICAL ERRORS, SHOULD THEY OCCUR. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
490. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR, SERV DIR &/OR LAW DIRECTOR, OR THEIR DESIGNEE ON BEHALF OF CITY OF CANTON TO APPROP PROP WITHIN CORP LIMITS, PURSUANT TO ORC, CHAP 719, FOR PURPOSE OF ACQUIRING WARRANTY DEEDS, STANDARD HIGHWAY EASEMENTS &/OR TEMP EASEMENTS NECESSARY FOR CONSTRUCTION OF 12<sup>TH</sup> ST N CORRIDOR PROJ, GP 1098 AND AUTHORIZE FOR MAYOR, SERV DIR &/OR LAW DIR, OR THEIR DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROP OWNER NAMES, PARCEL NUMBERS & OTHER NUMERICAL DESCRIPTIVE OR TYPOGRAPHICAL ERRORS, SHOULD THEY OCCUR. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
491. SERVICE DIRECTOR BARTOS: AMEND EXHIBIT A TO O#120/2013 TO INCLUDE ADDT'L PROP APPRAISALS AS HIGHLIGHTED IN EXHIBIT A, REV 3. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
492. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS AS OF 11/30/13. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. RESOLUTION APPRVING STATEMENT OF SERVS TO BE PROVIDED TO PROP OWNER IN TASOS ELECTRIC ANNEXATION AREA, APPROX DATE SERV WILL BE PROVIDED, PROCEDURE FOR IMCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO CITY OF CANTON; EMERGENCY  
Referred to Annexation Committee

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

**(SUSPENDED RULE 22A TO ADD O#2 - O#9; O#2 ADOPTED AS AMENDED; O#4 WITHDRAWN)**

**AS AMENDED**

- 230/2013 2. AMEND SEC 1107.04, MEMBERSHIP, OF THE PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES (ARCHITECTURAL REVIEW BD) (JUD)

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

- 2<sup>ND</sup> RDG 3. AMEND CHAP 917, TREES, OF THE CODIFIED ORDINANCE OF THE CITY OF CANTON (JUD)
- WITHDRAWN** 4. AMEND APPROP O#209/2012 BY MAKING A \$145.14 INTERFUND TRANSFER FROM 1001 301001 - OTHER TO 2312 301001 - OTHER; EMERGENCY (HEALTH DEPT) (FIN)
- 2<sup>ND</sup> RDG 5. AMEND APPROP O#209/2012; EMERGENCY (\$0.03 APPROP TRANS FROM 4501 801001 AUDITOR - OTHER TO 4501 201004 2006 CONSTRUCT/RECONSTRUCT BOND - OTHER AND \$20,000.00 APPROP TRANS FROM 1001 702001 CLERK OF COURTS - PERSONNEL TO 1001 802001 AUDITOR - CLERK OF COURTS ATM - OTHER) (PPCI)
- 2<sup>ND</sup> RDG 6. AUTHORIZE MAYOR &/OR SERV DIR TO ACCEPT FUNDS IN AMT NOT TO EXCEED \$349,500.00 FROM THE 2013 FAIR HOUSING AGENCY PARTNERSHIP GRANT; AUTHORIZE AUDITOR TO ESTABLISH & CREATE THE 2216 FHAP FY13 PARTNERSHIP PROJ GRANT FUND; EMERGENCY (FIN & PER)
- 2<sup>ND</sup> RDG 7. AUTHORIZE AUDITOR TO RENAME THE 2530 PARK SPECIAL REVENUE/PROJ FUND TO 2530 PARK OPERATIONS AND SPECIAL REVENUE/PROJ FUND; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 8. AUTHORIZE AUDITOR TO PAY \$20,740.00 TO TRUCK SALES & SERVICE INC; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 9. AUTHORIZE MAYOR &/OR SERV DIR &/OR PARK COMMISSION TO APPLY FOR, ENTER INTO AGMT FOR, & REC FUNDS FROM MULTIPLE POTENTIAL FUNDING SOURCES DURING 2014 FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS; EMERGENCY (PPCI)

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

- 231/2013 10. AMEND APPROP O#209/2012, AS NEEDED, BY MAKING SUPP APPROP & INTERFUND ADVANCE & INTERFUND ADVANCE REPAYMENTS (\$35,616.00 BYRNE GRANT FUNDS)
- 232/2013 11. ESTABLISH FAIR MARKET VALUE OF ONE PARCEL OF CITY-OWNED PROP; AUTHORIZE SALE AND CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-08490 DANIEL C & ELIZABETH SUMMERS ON 11<sup>TH</sup> ST SE)
- 233/2013 12. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT WITH STARK COUNTY PUBLIC DEFENDER COMMISSION FOR PROVISION OF LEGAL SERV TO INDIGENTS; EMERGENCY
- 234/2013 13. AUTHORIZE AN AMENDMENT TO JACKSON-CANTON JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT; EMERGENCY
- 235/2013 14. APPROVING & ACCEPTING THE REPLATTING OF LOT 35853 AND PART OF LOT 35852; EMERGENCY (MR. & MRS. THOMAS FORBES @ 369 47<sup>TH</sup> ST NW)
- 236/2013 15. APPROVING & ACCEPTING THE REPLATTING OF PART OF LOT NUMBERS 30740, 38867, 38868, ALSO BEING PART OF PARCEL NUMBERS 209862, 209861 AND 202512; EMERGENCY (REED FUNERAL HOME @ 3737 GREENWOOD PL SW)
- AS AMENDED**
- 237/2013 16. APPROVING & ACCEPTING THE DEDICATION PLAT OF RIGHT-OF-WAY ALONG THE WEST SIDE OF RAFF ROAD SW; APPROVING & ACCEPTING THE REPLATTING OF PART OF LOT 31008 AND PART OF LOT 31009; EMERGENCY (955 RAFF RD SW)
- 238/2013 17. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$11,000.00 TO DESANTIS ENTERPRISES; EMERGENCY
- 239/2013 18. AUTHORIZE SAF DIR TO ACCEPT A FEMA FIRE PREVENTION GRANT IN AMT NOT TO EXCEED \$80,010.00 TO PURCHASE SMOKE DETECTORS; AMEND O#209/2012; EMERGENCY (\$64,008.00 FROM UNAPPROP BAL 2813 FIREFIGHTERS ASSIST GRANT TO 2813 103001 FIRE - OTHER)
- 240/2013 19. AUTHORIZE SERV DIR TO ENTER INTO AGMT WITH CANTON CITY BOARD OF HEALTH TO ESTABLISH RATES FOR INDIGENT BURIALS; AMEND CHAP 979, CEMETERIES, OF THE CODIFIED ORDINANCES OF CANTON
- 241/2013 20. AUTHORIZING MAYOR AND/OR SERV DIR TO ENTER INTO VARIOUS CONTRACTS AND AGMTS FOR WATER METER & METER TRANSMITTING UNIT REPLACEMENT PROG; AUTHORIZE AUDITOR TO RECV ALL LOAN & REVENUE PROCEEDS & TRACK EXPENDITURES; EMERGENCY
- 242/2013 21. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (ADD CLASSIFICATIONS PIPEFITTER 3 AND CONSTRUCTION SUPERVISOR TO SERV DIR PUBLIC WORKS COLLECTION SYSTEMS DEPT)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:**

**MONDAY, DECEMBER 16, 2013 in Council Caucus Room at 6:55 P.M.**

1) Annexation Committee

**MISCELLANEOUS BUSINESS:** Member West says that the demolition process is defined by Ordinance and at one time there was talk of the Council Member signing off on the completion before the payment was made. That never has happened and there are ongoing problems in all Wards for the jobs not being completed to the specifications of the bids. Member Griffin says that this Friday, December 13, 2013 will be the annual paper sale for the Ex-Newsboys. All of the money goes to the kids

clothing and none is used for administrative purposes. He asks all Council Members to be supportive if they receive any calls about St. Joe's or St. Peter's school closings. He is aware that nothing can be done legislatively but many people are very upset by this decision. Member Cirelli also stated that she will be in City Hall on Friday selling papers for Ex-Newsboys. She asked Chief of Staff Williams if all matters had been squared away at Case Farms. Chief of Staff Williams states that the final draft of a contract was sent to Case Farms and they hope to have it signed this week. Member Smith says that the Administrative Building for Canton City Schools was unveiled today as the Nadine McIlwain's Administration Center. It was a nice affair and the Mayor provided a Proclamation. Member Hawk says to Member Griffin that they need to look into an Informal Resolution for the Catholic schools. He also requests that the heat be turned up for meetings when the temperature is low. It is way too cold in the Chamber.

**ADJOURNMENT:** 8:27 PM

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, DECEMBER 16, 2013 @ 7:30 PM**