

CANTON CITY COUNCIL

ROLL CALL: All Members Present**MOTION TO EXCUSE MEMBERS:** Not Necessary**INVOCATION:** Greg Hawk, Ward 1 Council Member**PLEDGE OF ALLEGIANCE:** President Schulman**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2nd Rdg O#17 - O#22; O#22 Adopted as Amended; O#23 Postponed until 6/16/14; O#28 Adopted as Amended; O#108/2014 Vetoed)**PUBLIC HEARINGS:** None**OLD BUSINESS (PUBLIC SPEAKS):** Reviewed Pending Issues from Public Speaks

PUBLIC SPEAKS (CITY BUSINESS): Pat Kirk has seen the walkabout officer downtown and that is wonderful but she misses the bike cops. The Downtown Central Neighborhood Association has saved the city over \$12,000.00 by weeding and planting flowers at the Kresge Lot. She doesn't understand why the city does not appreciate the free labor. Joyce Angerer spoke about the Animal Control Officer. She wanted to provide Safety Director Perry with some information since she was not in that position previously. There was a policy developed in 2012 with Member Morris and former Member Cirelli that involved a few meetings and many people wishing to volunteer that was never implemented. All Members need to come up with a humane approach to this problem. Tracy Cotopolis is the founder of Spay/Neuter Ohio. There are 15 people that volunteer to provide low cost spay and neutering. They host clinics where you can drop off your dog or cat in the morning and pick them up in the evening. C. David Morgan wanted to discuss the BAN program. This is a good thing for the neighborhoods and one of the best PR programs the city has. The people in the neighborhoods get to interact and speak with the people who actually work for the city departments and that makes them all feel as though people in the city care about their community. The program should be one that is expanded. He wanted to commend the people from the Street Department that came out and helped all of the people in the Colonial Heights neighborhood. Steve Silver is very pro-cat. In his life he advocates for those who cannot advocate for themselves whether they are people or animals. There have always been animals in the city because we moved into their environment. He stated that all Council Members are big on plans, after all they just spent \$350,000.00 on a plan for the city so they all need to get their heads together and come up with a plan for this problem. If there is going to be another Animal Control Officer hired, they need to post the position and allow people to apply. James Parker says that the animals which are captured by the Animal Control officer should be on display at Mother Gooseland. He thanked all for approving Ralph Hay Way. The signs will be up soon. He hopes the teams that play in the NFL will pay their fair share of income taxes since the NFL does not pay hotel taxes or other things that they should be pressed for with the amount of income they make.

INFORMAL RESOLUTIONS:

28. COUNCIL AS A WHOLE: OPPOSING AM SUB HB 5. - ADOPTED

COMMUNICATIONS:

241. APPLICANT, JOHN GABRIEL: REQ ZONE CHG FOR 1501 HENRY AVE SW FROM B-2 (NEIGHBORHOOD BUSINESS) TO PB-4 (PLANNED GENERAL BUSINESS) FOR ADDTL USE AND ENHANCE THE PROP. - PLANNING COMMISSION
242. COURT ADMIN KOCHERA: AUTHORIZE MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF REHAB & CORRECTION (ODR&C) FOR RECEIPT OF FY 2015 COMM CORRECTIONS ACT (CCA) GRANT IN AMT OF \$170,601.00 FOR PERIOD OF 7/1/14 - 6/30/15. - FINANCE COMMITTEE
243. LAW DIRECTOR MARTUCCIO: AUTHORIZE AMENDMENTS TO PART 11, PLANNING & ZONING CODE OF CODIFIED ORDINANCES. - JUDICIARY COMMITTEE
244. PARK DIRECTOR GORDON: AUTHORIZE PARK COMM TO ENTER INTO AGMT WITH CANTON JOINT REC DIST (CJRD) & J BABE STEARN COMM CTR (JBSC) TO PROVIDE FUNDING FOR REC SERV AT JBSC. - FINANCE COMMITTEE
245. SAFETY DIR PERRY: IMPLEMENT PERSONNEL MODIFICATION FOR FIRE DEPT TO INCREASE NUMBER OF BATTALION CHIEFS FROM 3 TO 4. - PERSONNEL & FINANCE COMMITTEES
246. SAFETY DIR PERRY: AMEND CITY'S CONTRACT WITH CPFFA LOCAL 249 FOR ARTICLE 72, PHYSICAL FITNESS INCENTIVE (PART OF ORIGINAL NEGOTIATIONS BUT INADVERTENTLY NOT INCLUDED IN SUBMITTED CONTRACT). - PERSONNEL & FINANCE COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. PROVIDE FOR THE ISSUANCE & SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMT NOT EXCEED \$1,000,000.00 FOR THE PURPOSE OF PAYING THE COSTS OF REVITALIZATION WITHIN THE CITY & ADDRESSING PROP CONDITIONS THAT ARE DELETERIOUS TO THE PUBLIC HEALTH AND SAFETY THROUGH THE DEMOLITION OF DETERIORATING STRUCTURES AND THE IMPROVEMENT OF THOSE SITES, THEREBY ENABLING THE USE OR REUSE OF LANDS WITHIN THE CITY
Referred to Community & Economic Development Committee
- 1ST RDG 2. AUTHORIZE AUDITOR TO ESTABLISH THE 1152 NEIGHBORHOOD INITIATIVE PROG ACQUISITION DEMO DEBT FUND; AMEND APPROP O#264/2013; EMERGENCY (\$1,000,000.00 FROM UNAPPROP BAL 1152 NIP ACQ DEMO DEBT FUND TO 1152 506001 NIP ACQ DEMO DEBT - OTHER)
Referred to Community & Economic Development Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 3. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (SE CORNER OF PIEDMONT AVE NE AND AMERMAN PL NE FROM R-4 (MULTI-FAMILY RESIDENTIAL) TO PB-3 (PLANNED GENERAL BUSINESS FOR A FAMILY DOLLAR)
Referred to Judiciary Committee **PUB HRG 6/30/14 @ 7:30 PM**
- 1ST RDG 4. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (1133 WALNUT NE, LOT #17616 FROM R-4 (MULTI-FAMILY RESIDENTIAL) TO PB-3 (PLANNED GENERAL BUSINESS FOR A FAMILY DOLLAR)
Referred to Judiciary Committee **PUB HRG 6/30/14 @ 7:31 PM**
- 1ST RDG 5. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (FROM SW CORNER OF WALNUT NE & AMERMAN PL NE, LOT #17617 FROM R-4 (MULTI-FAMILY RESIDENTIAL) TO PB-3 (PLANNED GENERAL BUSINESS FOR A FAMILY DOLLAR)
Referred to Judiciary Committee **PUB HRG 6/30/14 @ 7:32 PM**
- 1ST RDG 6. VACATE A PORTION OF HUDSON PL SW; EMERGENCY (FROM VAN BUREN CT SW RIGHT OF WAY TO 190' WEST FOR RALPH BYRD, JR)
Referred to Public Safety & Thoroughfares Committee **PUB HRG 6/30/14 @ 7:33 PM**
- 1ST RDG 7. VACATE A PORTION OF AMERMAN PL NE; APPROVE & ACCEPT REPLAT OF VACATED STREET AND LOTS 4162 - 4166, 17604, 17616 AND 17617; EMERGENCY (FROM EAST LINE OF PIEDMONT AVE NE TO WEST LINE OF WALNUT AVE NE FOR HUTTON GROWTH ONE, LLC)
Referred to Public Safety and Thoroughfares Committee **PUB HRG 6/30/14 @ 7:34 PM**
- 1ST RDG 8. VACATE A PORTION OF WELLS AVE NW; EMERGENCY (FROM LOT #42522 NORTH TO 8TH ST NW FOR 618 HIGH AVENUE CORP, AFFILIATE OF IRONWORKERS LOCAL 550)
Referred to Public Safety & Thoroughfares Committee **PUB HRG 6/30/14 @ 7:35 PM**
- 1ST RDG 9. APPROVE & ACCEPT DEDICATION PLAT OF PART OF LOTS 38840 - 38843; APPROVE & ACCEPT REPLATTING OF PART OF LOT 38840; ALL OF LOTS 38841 - 38843 AND PART OF OUTLOT 862; EMERGENCY (ST. GEORGE BYZANTINE CATHOLIC CATHEDRAL)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 10. APPROVE & ACCEPT THE REPLAT OF OUTLOT 1070; EMERGENCY (FAIRCREST AND GREENTREE SW)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 11. AUTHORIZE SAF DIR TO ADVERTISE, REC BIDS, AWARD & ENTER INTO CONTRACT FOR APPROX 2,000 TEN-YR LITHIUM SMOKE DETECTORS IN AMT NOT TO EXCEED \$80,010.00; AUTHORIZE DIR TO ALTERNATIVELY PURCHASE SAID ITEMS PURSUANT TO STATE COOP PURCH AGMT; AMEND APPROP O#264/2013; EMERGENCY (\$80,010.00 FROM UNAPPROP BAL 1001 GENERAL FUND TO 1001 103001 FIRE ADMIN - OTHER)
Referred to Finance Committee
- 1ST RDG 12. AMEND SEC 131.10, POLICE DEPT TRUST FUNDS, OF CODIFIED ORDINANCES OF CITY OF CANTON; AUTHORIZE SAF DIR TO ENTER INTO MEMORANDUM OF UNDERSTANDING; EMERGENCY
Referred to Finance Committee
- 1ST RDG 13. AUTHORIZE AUDITOR TO PAY \$50,000.00 TO NORTHSTAR ASPHALT, INC; EMERGENCY (EMERGENCY PAVING)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 14. AUTHORIZE AUDITOR TO PAY \$51,088.00 TO CENTRAL ALLIED ENTERPRISES, INC; EMERGENCY (12TH ST NW PAVING)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 15. AMEND APPROP O#264/2013; EMERGENCY (\$76,500.00 UNAPPROP BAL 4501 CAPITAL FUND TO 4501 202210 STREET MAINT - OTHER)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 16. AMEND APPROP O#264/2013; EMERGENCY (\$22,500.00 UNAPPROP BAL 4501 CAPITAL FUND TO 4501 208010 DMV SERV & REPAIR - OTHER)
Referred to Public Property Capital Improvement Committee

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:***(SUSPENDED RULE 22A TO ADD O#17 - O#22; O#22 ADOPTED AS AMENDED)***

- 2ND RDG 17. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, THE CLASSIFICATION PLAN AND SALARIES FOR MANAGEMENT AND NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF CANTON; EMERGENCY (DEPUTY CHIEF OF POLICE) (PER & FIN)
- 2ND RDG 18. AUTHORIZE SERV DIR AND/OR SAF DIR TO ADVERTISE, REC BIDS, AWARD AND ENTER INTO CONTRACTS FOR LEASE AND/OR PURCH OF VARIOUS VEHICLES AND/OR EQUIP FOR VARIOUS DEPTS; AUTHORIZE SERV DIR AND/OR SAF DIR TO ENTER INTO VARIOUS CONTRACTS FOR PURCH OF VARIOUS VEHICLES AND/OR EQUIP IN ACCORD WITH ORC 125.04 OR 5513.01; AMEND APPROP O#264/2013; EMERGENCY (FIRE DEPT 2; STREET DEPT 5; HEALTH DEPT 2; CODE 2; IT 1) (PPCI)
- 2ND RDG 19. AMEND SECTION 539.03, ADMISSION CHARGES AT KURTZ FIELD, OF CODIFIED ORD OF THE CITY OF CANTON (JUD)

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 20. AUTHORIZE SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF EQUIP AND SUPP SUPPLIES FOR FIRE DEPT; AUTHORIZE DIR TO ALTERNATIVELY PURCH SAID EQUIP AND SUPP SUPPLIES PURSUANT TO STATE COOP PURCH AGMTS; AMEND APPROP O#264/2013; EMERGENCY (\$323,000.00 FROM UNAPPROP BAL 4501 CAPITAL PROJ FUND TO 4501 103001 FIRE ADMIN - OTHER) (PPCI)
- 2ND RDG 21. AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO A ONE-YEAR CONTRACT WITH SMHA FOR VEHICLE MAINT AND FUEL SERV (FIN)

AMENDED AS

- 107/2014 22. AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO A PURCH/MAINT CONTRACT IN AN AMT NOT TO EXCEED \$140,000.00 WITH DELL/MCPC FOR THE DATA CENTER VIRTUALIZATION PROJ PURSUANT TO ORC 125.04; AMEND APPROP O#264/2013; EMERGENCY (\$86,100.00 FROM UNAPPROP BAL 4501 CAPITAL PROJ FUND TO 4501 504010 INFORMATION TECHNOLOGY ADMIN - OTHER) (PPCI)

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

- 6/16/14 23. ACCEPT RECOMMENDATIONS OF SANITATION SUPT MARK ADAMS FOR ADJUSTING THE CITY'S SANITATION RATES; AMEND SECTION 975.08 OF CANTON CODIFIED ORDINANCES; EMERGENCY

VETOED

- 108/2014 24. AMEND SECTION 181.05 RETURN & PAYMENT OF TAX; REFUND, AND SECTION 181.15, CREDIT FOR TAX PAID TO OTHER MUNI AND JEDD, OF CODIFIED ORDINANCES
- 109/2014 25. AUTHORIZE CITY TO ACCEPT DONATION OF REAL PROP FROM CCIC
- 110/2014 26. AUTHORIZE SERV DIR TO CONVEY CITY-OWNED REAL PROP NO LONGER NEEDED FOR MUNI PURPOSES, TO CCIC; EMERGENCY
- 111/2014 27. AUTHORIZE SERV DIR TO ENTER INTO MUTUAL ECONOMIC DEV AGMT WITH PLAIN TOWNSHIP; EMERGENCY
- 112/2014 28. AUTHORIZE LAW DIR TO ENTER INTO CONTRACT WITH WALTER H. DRANE COMP IN AMT NOT TO EXCEED \$22,750.00 TO ASST IN RE-CODIFICATION OF CODIFIED ORDINANCES OF THE CITY; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, June 16, 2014 in Council Caucus Room at 6:00 PM**

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

MISCELLANEOUS BUSINESS: Member Hawk says that 6 years ago today an Ordinance was passed to make high grass an offense. Not one person has been cited in all of the lots that have been mowed. He had a meeting last week and hopes that will be changing soon. Member West stated that he did receive a copy of an Ordinance on the books which prevents semi trucks from driving on residential streets. We just need to determine how to enforce this. Member Fisher say that this subjects us to unnecessary wear and tear on the city's infrastructure. He will be meeting next week with some others to look at the Ordinance and see about ways of enforcement. Member West asked if the contracting of grass mowing covers addresses at some of the lots such as the old McDonald's at 9th and Cherry. Service Director Bartos said these lots will now be mowed by city workers since the other lots will be contracted out. Member West says he has tried to keep cats out of the conversation with the Animal Control Officer. He wants that person to be out capturing vicious and wild animals. He commended Pat Kirk for helping to beautify Market Square. Mayor Healy stated that he will be vetoing Ordinance #24. He has a lot more to look at and a lot more to discuss regarding the amount this tax will generate. Law Director Martuccio says the Mayor has 10 days to provide a written reason for the veto. Council can still reconsider this if they feel they have the votes. Member Hart hopes that all will take a moment to remember D-Day later this week.

ADJOURNMENT: 8:50 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JUNE 16, 2014 @ 7:30 PM