

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

CANTON CITY COUNCIL

SEPTEMBER 29, 2014

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** Not Necessary

**INVOCATION:** Richard Hart, At-Large Council Member

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2nd Rdg O#6 - O#8, O#10 & O#11; O#5 & O#9 Retained in Committee)

**PUBLIC HEARINGS:**

7:30 PM AN ORDINANCE AMENDING PART ELEVEN, PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON, PLANNING COMMISSION RECOMMENDED APPROVAL OF THESE AMENDMENTS (CITYWIDE ZONING) **O#200/2014**

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

**PUBLIC SPEAKS (CITY BUSINESS):** Laura Simon stated that she spoke on Monday, September 8, 2014 about the reversal of the Income Tax Credit. She was just speaking up for what she felt was right. Not all of us are born to be politicians but all should be public servants. Henry Preston spoke previously about the roadways. He provided references and a conference list for Council to learn about asphalt. He thinks the area of 41<sup>st</sup> Street and Steese NW looks great but there is water under the asphalt.

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

- 419. AUDITOR MALLONN: ADDTL AMENDED CERT DATED 9/18/14 . - RECEIVED & FILED
- 420. CHIEF OF STAFF WILLIAMS: AUTHORIZE SERV DIR TO ENTER INTO JEDD AGMT WITH STOLLE MACHINERY INC IN JACKSON TWNSHP; AUTHORIZE SERV DIR TO ENTER INTO A MUTUAL ECONOMIC DEV AGMT WITH JACKSON TWNSHP FOR PURPOSES OF ACCOMMODATING STOLLE MACHINERY'S EXPANSION & RELOCATION; JACKSON TWNSHP TRUSTEES HAVE ADOPTED THIS LEGISLATION. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
- 421. SAFETY DIRECTOR PERRY: AUTHORIZE LEGISLATION TO DISCHARGE LIENS FOR DEMOLITION, ASSESSMENTS, PENALTIES & INTEREST @ 1417 4<sup>TH</sup> STREET NE. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
- 422. SAFETY DIRECTOR PERRY: REQ \$40,000.00 SUPP APPROP FROM UANPPROP BAL OF 1001 GENERAL FUND TO 1001 102001 POLICE ADMIN - OTHER FOR CONTINUED OPERATION OF POLICE DEPT. - FINANCE COMMITTEE
- 423. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO PURCHASE ONE (1) VACALL AJV 1015 AT ESTIMATED COST OF \$332,000.00 THROUGH NATIONAL JOINT POWER ALLIANCE COOP PURCH AGMT IN ACCORDANCE WITH ORC 9.48 AND CANTON CODIFIED ORDINANCE SECTION 105.11; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
- 424. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERV CONTRACT WITH GREG MENCER FOR AMT NOT TO EXCEED \$30,000.00; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS (SANITARY SEWER ENGINEER). - FINANCE COMMITTEE

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

- 1<sup>ST</sup> RDG 1. VACATING AN UNNAMED ALLEY; EMERGENCY (LEE DICOLA FOR FOLTZ MACHINE - ALLEN AVE SE) **PUB HRG 10/20/14 @ 7:30 PM**  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO A PROF SERV CONTRACT WITH LEONARD INSURANCE SERV AGENCY, INC IN AMT NOT TO EXCEED \$175,000.00 FOR A ONE (1) YR FIRE, VANDALISM & MALICIOUS MISCHIEF (PROP) INS POLICY FOR THE CITY-OWNED BLDGS AND CONTENTS; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 3. AUTHORIZE THE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER 2 IN AMT OF \$5,319.01 WITH BLACK HORSE BRIDGE CO FOR NAVARRE ROAD SANITARY SEWER & BRIDGE PROJ, GP 1159; EMERGENCY  
Referred to Public Property Capital Improvement Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, REC BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCHASE OF TWO (2) ASPHALT PATCHERS; AUTHORIZE MAYOR OR SERV DIR TO ALTERNATIVELY PURCHASE SAID ASPHALT PATCHERS PURSUANT TO STATE COOP PURCH AGMTS; AMEND APPROP O#264/2013; EMERGENCY (\$65,000.00 FROM UNAPPROP BAL 4502 MOTOR VEHICLE PURCHASES FUND TO 4502 202210 STREET MAINT - OTHER)  
Referred to Public Property Capital Improvement Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#6 - O#8, O#10 & O#11; O#5 & O#9 RETAINED IN COMMITTEE)****RETAINED IN**

- CMTE** 5. AMEND SECTION 181.08, DUTIES, OF TREASURER AND INCOME TAX DIR AND SECTION 181.09, INVESTIGATIONS; INFORMATION CONFIDENTIAL; PENALTY FOR DIVULGENCE; RECORDS TO BE KEPT FOR FIVE YEARS; OF THE CODIFIED ORDINANCES \_\_\_\_\_ (JUD)
- 2<sup>ND</sup> RDG** 6. AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH BROWNFIELD RESTORATION GROUP IN AN AMT NOT TO EXCEED \$200,000.00 FOR WORK TO BE PERFORMED AT FORMER OHIO CAST PRODUCTS, INC. UNDER CLEAN OHIO ASSISTANCE FUND; AMEND APPROP O#264/2013; EMERGENCY(\$200,000.00 FROM UNAPPROP BAL OF 2814 CLEAN OHIO FUND TO 2814 506001 CLEAN OHIO - OTHER) (FIN)
- 2<sup>ND</sup> RDG** 7. AMEND O#88/2012; EMERGENCY (STARK STATE PARKING - \$15.00 PER SPACE) (FIN & JUD)
- 2<sup>ND</sup> RDG** 8. AUTHORIZE MAYOR, SERV DIR OR SAF DIR TO COMPLETE CONTRACT PROC FOR AULTCARE CORP AND UMR, INC. CONTRACTS PREV AUTHORIZED BUT NOT COMPLETED BY JAN 1, 2014; EMERGENCY (FIN)

**RETAINED IN**

- CMTE** 9. AUTHORIZE SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR SALE OF LAND AND STRUCTURE AT 1840 MARKET AVENUE NORTH; EMERGENCY (OLD FIRE STATION) (PPCI)
- 2<sup>ND</sup> RDG** 10. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO COOP AGMT WITH STARK COUNTY BOARD OF COMMISSIONERS FOR WERNER CHURCH ROAD AND BRIDGE REALIGNMENT JOINT PROJ; EMERGENCY (PS&T)
- 2<sup>ND</sup> RDG** 11. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER 2 IN AMT OF \$418,635.00 WITH ARCADIS US, INC. FOR 12<sup>TH</sup> ST. NW, BRIDGE REPLACEMENT AND STREETScape PROJECT, PID 90671, GP 1160; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO COOP AGMT WITH OTHER PROJECT STAKEHOLDERS; EMERGENCY (PPCI)

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

- 200/2014** 12. AMEND PART ELEVEN, PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON (CITY-WIDE ZONING) \_\_\_\_\_ **PUB HRG 9/29/14 @ 7:30 PM**
- 201/2014** 13. AUTHORIZE AUDITOR TO PAY AN AMT NOT TO EXCEED \$147,618.55 TO BROWNFIELD RESTORATION GROUP (RTI); EMERGENCY
- 202/2014** 14. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, REC BIDS AND ENTER INTO A CONTRACT FOR LEASE OF APPROXIMATELY 382 SQ FT OF COMM SPACE LOCATED @ 204 WALNUT AVE SE IN ORDER TO PROVIDE A SNACK BAR/CONCESSION STAND; EMERGENCY \_\_\_\_\_
- 203/2014** 15. AMEND APPROP O#264/2013; EMERGENCY (\$25,000.00 FROM UNAPPROP BAL OF 2323 PREP GRANT TO 2323 PREP GRANT - OTHER)
- 204/2014** 16. AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCHASE OF TWO TANDEM VIBRATORY ROLLERS AND TWO TRAILERS FOR TRANSPORTATION OF SAID ROLLERS; AUTHORIZE MAYOR AND/OR SERV DIR TO ALTERNATIVELY PURCHASE SAID EQUIPMENT PURSUANT TO STATE COOP PURCHASE AGMT; AMEND APPROP O#264/2013; EMERGENCY (\$44,000.00 FROM UNAPPROP BAL OF 4502 MOTOR VEHICLE PURCHASES FUND TO 4502 202210 STREET MAINTENANCE - OTHER)
- 205/2014** 17. AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR ALLENFORD DR WEST SIDE SANITARY SEWER REPAIR AND STREAM BANK STABILIZATION PROJ, GP 1114 AND ENTER INTO COOP AGMTS WITH STARK COUNTY COMMISSIONERS AND NORTH CANTON; AMEND APPROP O#264/2013; EMERGENCY (\$2,500,000.00 FROM UNAPPROP BAL 5410 SANITARY SEWER FUND TO 5410 206310 ALLENFORD DR SANITARY SEWER REPAIR, GP 1114 - OTHER) \_\_\_\_\_
- 206/2014** 18. AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCHASE OF ALL WHEEL DRIVE SUV OR ENTER INTO CONTRACT FOR PURCHASE OF SAID VEHICLE IF IT CAN BE PURCHASED FOR LESS THAN \$20,000.00 THRESHHOLD WHICH REQUIRES COMPETITIVE BIDDING; AUTHORIZE MAYOR OR SERV DIR TO ALTERNATIVELY PURCHASE SAID VEHICLE PURSUANT TO STATE COOP PURCH AGMT; EMERGENCY (ENGINEERING DEPT)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, October 6, 2014 in Council Caucus Room at 6:45 PM**

- 1) Finance Committee
- 2) Public Safety & Thoroughfares Committee
- 3) Public Property Capital Improvement Committee

**MISCELLANEOUS BUSINESS:** Mayor Healy announced that the city just received another COPS grant of \$1,125,000.00 with a city match of \$411,000.00. This will allow the city to hire about 9 more police officers to take the force to approximately 169. Member Griffin says if you have not been to a Comprehensive Plan meeting yet, come to the Ward 3 meeting at Zion Lutheran

Church tomorrow night at 6:00 P.M. You will hear good and bad about the city but he hopes these programs will tip things in the right direction. Member Smith will be having the Ward 4 Comprehensive Plan meeting on Wednesday, October 1<sup>st</sup> at the Southeast Community Center. She asked that all at-Large Members attend. Law Director Martuccio attended the kick off meeting for the Comprehensive Plan and thought it was very informative. He thanked Council for inviting Tyler Converse to come and provide information on the water pipes. There are several sides to every situation. The Income Tax changes to the Codified Ordinance has been updated by the Law Department for the safeguards to be in place. He will be happy to work with the Committee Chairman and the Treasurer to review the language for confidentiality. Treasurer Perez says the State of Ohio and the IRS already follows this process. The city is just trying to catch up and make the job more efficient. Our outside vendors may have more security than the security within the city. Member Morris will be having the Ward 9 Comprehensive Plan meeting on October 2<sup>nd</sup> at 6:00 at Schrieber School. This is his birthday and he is in a contest with Member Mariol for the most attendees at the Ward meetings.

**ADJOURNMENT:** 7:57 P.M. \_\_\_\_\_

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 6, 2014 @ 7:30 PM**