

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

CANTON CITY COUNCIL

FEBRUARY 9, 2015

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** Not Necessary

**INVOCATION:** Kevin Fisher, Ward 5 Council Member

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#6; 2<sup>nd</sup> Rdg O#7 - O#14; Adopted O#6 on 1<sup>st</sup> Rdg; O#18 adopted as amended)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** Henry Preston spoke about the January 13, 2015 AT&T equipment failure. He expressed his concern that AT&T has no real explanation about what happened or what they will do to remedy things. He said that there have been many AT&T failures over the last several years, and feels that the 9-1-1 call center should not be depending on AT&T exclusively. He urged Council to meet with Safety Director Perry once a month and be part of the solution. Pete DiGiacomo thanked Councilmember Hawk for bringing up the sanitation issue during committee meetings. He agreed that the trash sometimes doesn't make it into the truck and is still in the street the next morning. He said that he hauls his trash can to a convenient spot for pickup, but if the collectors don't pick up the fallen trash, they can just haul the can around to the front themselves. He asked that the trash haulers do their job to the best of their ability.

**INFORMAL RESOLUTIONS:**

3. COUNCILMEMBER DOUGHERTY, WARD 6: SUPPORTING WELLNESS VILLAGE (ELDERLY HOUSING DEV AT 3055 MAHONING RD NE). - ADOPTED
4. COUNCILMEMBERS: WARD 1, GREG HAWK  
WARD 2, THOMAS WEST  
WARD 7 JOHN MARIOL  
WARD 8 EDMOND MACK  
AT-LARGE COUN RICHARD HART  
AT-LARGE COUN BILL SMUCKLER  
COUNCIL PRES ALLEN SCHULMAN: SUPPORTING ENHANCEMENT OF MARKET SQUARE. - ADOPTED
5. PERSONNEL CMTE: REAPPT MAUREEN AUSTIN TO THE CANTON TREE COMMISSION FOR THE 3/1/15 TO 2/28/17 TERM. - ADOPTED
6. PERSONNEL CMTE: REAPPT JOHN STONE TO THE CANTON TREE COMMISSION FOR THE 3/1/15 TO 2/28/16 TERM. - ADOPTED
7. PERSONNEL CMTE: REAPPT REMEL MOORE TO THE CANTON TREE COMMISSION FOR THE 3/1/15 TO 2/28/16 TERM. - ADOPTED
8. PERSONNEL CMTE: REAPPT PATRICIA KIRK TO THE CANTON TREE COMMISSION FOR THE 3/1/15 TO 2/28/17 TERM. - ADOPTED
9. PERSONNEL CMTE: REAPPT LOIS ELLIS TO THE CANTON TREE COMMISSION FOR THE 3/1/15 TO 2/28/17 TERM. - ADOPTED

**COMMUNICATIONS:**

44. AUDITOR MALLONN: MONTHLY REPORT BY FUND FOR 1/1/15 THRU 1/30/15. - RECEIVED & FILED
45. CANTON PARKS: 2014 ANNUAL REPORT. - RECEIVED & FILED
46. HEALTH COMMISSIONER ADAMS: REQUEST TO WITHDRAW COM #18 FR 1/26/15 AGENDA. - RECEIVED & FILED
47. LAW DIRECTOR MARTUCCIO: AMEND APPROP O#266/2014 TO MAKE \$20,000.00 SUPP APPROP FROM UNEMCUMBERED BAL OF 1105 POLICE SETTLEMENT FUND TO 1105 753001 LAW DEPT ADMIN. - FINANCE COMMITTEE
48. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO DONATE 10 ROAD SIGNS NO LONGER NEEDED FOR MUNICIPAL PURPOSES TO ARTSINSTARK. - FINANCE COMMITTEE
49. SERVICE DIRECTOR BARTOS: RATIFY INFLUENT SCREW PUMP REPAIRS IN THE AMT OF \$56,480.00 PURSUANT TO SECTION 105.04 OF THE CANTON CODIFIED ORDINANCES; AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$47,122.00 TO E&M LIBERTY WELDING; AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$9,358.00 TO WORKMAN INDUSTRIAL SERVS, INC.; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

**COMMUNICATIONS CONTINUED:**

50. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO \$898,050.00 CONTRACT MODIFICATION #2 WITH ARCADIS US, INC. FOR NEXT WORK PHASE ON SANITARY SEWER MODEL; MAKE \$898,050.00 APPROP FROM UNAPPROP BAL OF 5410 (SANITARY SEWER OPERATING) TO 5410-202081 (SANITARY SEWER OPERATING - SEWER MAPPING/MODELING PROJ, G.P. 1130); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
51. TREASURER PEREZ: RECEIPT OF DEPOSITS AND PAY INS FOR JAN. 2015 FOR AMBULANCE LOCK BOX. - RECEIVED & FILED
52. TREASURER PEREZ: RECEIPT OF DEPOSITS AND PAY INS FOR JAN. 2015 FOR PARKING METER REVENUE. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AMEND APPROP O#266/2014; EMERGENCY (\$30,000.00 SUPP APPROP FROM UNAPPROP BAL OF 4501 CAPITAL PROJ FUND TO 4501 753001 LAW DEPT - OTHER)  
Referred to Public Property Capital Improvement Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE MAYOR OR SAF DIR TO ENTER INTO CONTRACT WITH MINNESOTA LIFE INS CO FOR LIFE AND ACCIDENTAL DEATH & DISMEMBERMENT INS FOR ELIGIBLE CITY EMPLOYEES; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 3. AUTHORIZE AUDITOR TO PAY TOTAL AMT NOT TO EXCEED \$7,775.00 TO C.R.S. CONTRACTING CO; EMERGENCY (DEMO OF PROP AT 706 MCKINLEY AVE SW DUE TO FIRE)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVS CONTRACT WITH T.A.C. COMPUTER, INC. FOR CAD/RMS/JMS/MDT/FBR SUPPORT AND MAINT FOR SAFETY FORCES IN AMT NOT TO EXCEED \$28,000.00 AND ENTER INTO 2 ADDITIONAL 1 YR RENEWALS IN AMT NOT TO EXCEED \$21,000.00 ANNUALLY IF MUTUALLY AGREED UPON; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$277.50 TO CONLEY'S SERV FOR TOWING SERV; EMERGENCY (MONTH OF DEC 2014)  
Referred to Finance Committee

**(COUNCIL RECESSED AT 8:15 P.M. FOR THE ANNEXATION COMMITTEE TO DISCUSS ORDINANCE #6; RECONVENED AT 8:17 P.M.)**

- 20/2015 6. AUTHORIZE MAYOR OR SERV DIR TO AMEND GEORGETOWN RD CO-OP ECONOMIC DEV AND ANNEXATION AGMTS TO INCLUDE WATER RECLAMATION FACILITY ANNEXATION AREA; EMERGENCY  
Referred to Annexation Committee

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

**(SUSPENDED RULE 22A TO ADD 2<sup>ND</sup> RDG O#7 - O#14)**

- 2<sup>ND</sup> RDG 7. AUTHORIZE MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROP, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO THE CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (PARCEL NO. 239677) (C&E)
- 2<sup>ND</sup> RDG 8. AMEND APPROP O#266/2014; EMERGENCY (\$1,106,440.15 SUPP APPROP FROM UNAPPROP BAL OF 2211 DEMO FUND TO 2211 506002 DEMO - OTHER) (FIN & C&E)
- 2<sup>ND</sup> RDG 9. APPROVE AND ACCEPT REPLAT OF LOTS 4303 AND 4304; EMERGENCY (CONLEY'S SERVICE - WARD 2) (PS&T)
- 2<sup>ND</sup> RDG 10. APPROVE AND ACCEPT DEDICATION PLAT OF PART OF HARMONT AVE NE; APPROVE AND ACCEPT REPLAT OF OUT LOT 806, LOT 37249, LOT 37250 AND LOT 37251; EMERGENCY (HARMONT AVENUE NE - WARD 6) (PS&T)
- 2<sup>ND</sup> RDG 11. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, THE CLASSIFICATION PLAN FOR MGMT AND NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF CANTON; EMERGENCY (ENGINEER - 2 POSITIONS; SANITARY SEWER ENGINEER, WATER REC FACILITIES ENGINEER, WATER DEPT ENGINEER, WATER REC FACILITY ASST SUPERINTENDENT AND WATER DEPT ASST SUPERINTENDENT - FROM GRADE 4 TO GRADE 3) (PERS)
- 2<sup>ND</sup> RDG 12. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; EMERGENCY (SANITATION DEPT - 58 UTILITY OPERATOR 3s, WASTE COLLECTORS AND UTILITY PERSON 1s) (PERS)
- 2<sup>ND</sup> RDG 13. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR THE PURCH OF VARIOUS VEHICLES; AUTHORIZE MAYOR OR SERV DIR TO ALTERNATIVELY PURCH SAID VEHICLES PURSUANT TO STATE CO-OP PURCH AGMTS; EMERGENCY (2 PICKUP TRKS, 2 CARGO VANS, & 1 CAB & CHASSIS CUTAWAY VAN) (PPCI)

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

- 2<sup>ND</sup> RDG 14. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO A 1 YR PROF SERVS CONTRACT WITH CDW - GOVERNMENT, INC. FOR IBM SERVER MAINT IN AN AMT NOT TO EXCEED \$21,716.53, IN ACCORDANCE WITH CANTON CODIFIED ORDINANCE SECTION 105.10; EMERGENCY (FIN)

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

- 21/2015 15. APPROVE STATEMENT OF SERVS TO BE PROVIDED TO PROP OWNER IN WATER RECLAMATION FACILITY ANNEXATION AREA, APPROX DATE SERVS WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON BEING ANNEXED; EMERGENCY
- 22/2015 16. AUTHORIZE SERV DIR TO RENEW CONTRACT WITH HYLANT ADMIN SERVS, LLC IN AMT NOT TO EXCEED \$164,255.00 FOR GENERAL LIABILITY, AUTO LIABILITY, PUBLIC OFFICIALS LIABILITY, LAW ENFORCEMENT LIABILITY, EMPLOYER'S LIABILITY AND EMPLOYEE BENEFITS LIABILITY INS AND CYBER LIABILITY INS; EMERGENCY (RETROACTIVE TO 1-1-15 THRU 12-31-15)
- 23/2015 17. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO 1 YR CONTRACT, WITH OPTION OF TWO 1 YR RENEWALS FOR EVALUATION OF WATER DISTRIBUTION VALVES, AMEND APPROP O#266/2014; EMERGENCY (\$395,000.00 SUPP APPROP FROM UNAPPROP BAL OF 5201 WATER FUND TO 5201 207022 75812 WATER DISTRIBUTION - OTHER)

**AS AMENDED**

- 24/2015 18. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR FAIRCREST ST SW WATER MAIN PROJ, EXECUTE PROFESSIONAL SERVS CONTRACT FOR CONSTRUCTION ENGINEERING SERVS, RECEIVE ZERO PERCENT LOAN IN AMT OF \$1,323,598.00 FROM OPWC, PURCH EASEMENT AND MAKE PYMT TO SYSTEM CAPITAL REAL PROP CORP, AUTHORIZE AUDITOR TO ESTABLISH SEPARATE FUNDS FOR PROJ, AMEND APPROP O#266/2014; EMERGENCY (\$1,323,598.00 SUPP APPROP FROM 5229 UNAPPROP BAL OF THE FAIRCREST STREET SW WATER MAIN PROJECT FUND TO 5229 207031 FAIRCREST STREET SW WATER MAIN PROJECT - OTHER; \$330,000.00 SUPP APPROP FROM 5201 UNAPPROP BAL OF THE WATER FUND TO 5201 207031 FAIRCREST STREET SW WATER MAIN PROJECT - OTHER)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****FRIDAY, February 13, 2015 in Council Caucus Room at 11:00 AM**

- 1) Personnel Committee

**MONDAY, February 23, 2015 in Council Caucus Room at 6:45 PM**

- 1) Finance Committee  
2) Public Property Capital Improvement Committee

**MISCELLANEOUS BUSINESS:** Member West announced the Valentine Breakfast at West Shiloh Missionary Baptist Church on February 14, 2015 at 10:00 A.M., and asked for Council's support. Member Hart wishes Member Smuckler a happy 60<sup>th</sup> birthday. President Schulman also congratulated Member Smuckler. Mayor Healy congratulated and complimented Council on their debate over the Market Square resolution. He felt that no one was right, but no one was wrong, and said he would advise his Cabinet to work towards downtown issues. He said that he attended the swearing in of the new Board members of the NAACP, and indicated that they are growing and have a new direction. He stated that every two years he does a recap of the accomplishments and goals of the City's department heads which he uses for his State of the City Address. This last time he also asked that the department heads give a presentation. He indicated that the presentations were very impressive, and asked each department head to rate their peers. He said that Tracy Mills from Water Reclamation was recognized, Tyler Converse received second place, and Dan Moeglin received the highest award for the best job. He congratulated all of them, and announced that the next State of the City Address will be March 18<sup>th</sup>. Member Mariol stated that over the past two years paving jobs in the City have doubled, and more money has been invested for needed equipment. He indicated that Michael Rorar is doing a great job, and that the paving situation is not being ignored. Law Director Martuccio indicated that although it's not to the extent of last year, claims are coming into the Law Department because of the bad roads. He stated that the Street Department is making their best efforts, when the weather permits, to fill the holes. He told Council to redirect their constituents who have claims to the Law Department. He stated that although Ohio law states that a government must act quickly, they can't always get to the worst streets as quickly as they would like. Member Hawk complimented Member Mariol for getting money into the paving account.

**ADJOURNMENT: 8:35 P.M.**