

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

MARCH 2, 2015

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: Member Hawk Absent

INVOCATION: John Mariol, Ward 7 Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#13, add 2nd Rdg O#14 - O#16; O#13 Adopted on 1st Reading)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Bill Dieffenbager mentioned that he is an employee of the Street Dept. and stated how proud of them he is. He stated that they have worked 40 days straight on the roads. There are only 26 street workers that handle all of the patching, paving, plowing and lot cleanup. He believes that the public needs to be educated on the work that they do. They have spent 1791 hours patching roads, used 500 tons of asphalt, spent 5066 hours plowing snow. He stated that this is the worst winter ever, since last winter. He also stated that Canton has 967 lane miles and compared that distance to traveling from Canton to North Carolina. He is hoping that his boss won't be restricted, when contracting out for materials next year, from going out to other places. He mentioned that they clear the roads the way that they do so the catch basins would be clear. If not, the City would experience a great deal of flooding, which is also something that the Street Dept. would be required to handle. Henry Preston commended Council Members Dougherty, Smith, Fisher & Morris on voting against the Informal Resolution regarding Market Square. He also stated that there needs to be a plan for Market Square green space.

INFORMAL RESOLUTIONS:

10. COUNCIL-AS-A-WHOLE: SUPPORTING SMHA IN THEIR APPLICATION EFFORTS FOR FUNDING TO OBTAIN THE NECESSARY RESOURCES TO INCREASE SAFETY AND SECURITY MEASURES AT THEIR FOUR PROPOSED TARGET LOCATIONS. - ADOPTED
11. PERSONNEL COMMITTEE: RE-APPT CHET WARREN TO STARK AREA REGIONAL TRANSIT AUTHORITY BOARD, EFFECTIVE 4/1/15 - 3/31/18. - ADOPTED
12. PERSONNEL COMMITTEE: RE-APPT JAMES REINHARD TO STARK AREA REGIONAL TRANSIT AUTHORITY BOARD, EFFECTIVE 4/1/15 - 3/31/18. - ADOPTED

COMMUNICATIONS:

79. ABCD, INC PRES WILL DENT: LETTER INFORMING THAT ABCD, INC. PLANS TO BE MANAGING MEMBER OF RESIDENTIAL RENTAL DEVELOPMENT. - RECEIVED & FILED
80. COM DEV DIRECTOR MILLER: REQ WITHDRAWAL OF COMMUNICATION #56 FROM THE 2/23/15 AGENDA. - RECEIVED & FILED
81. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO PAY MORAL OB TO AKRON VETERINARY REFERRAL & EMERGENCY IN AMT OF \$3,305.95. (K-9 LUCO). - FINANCE COMMITTEE
82. SAFETY DIRECTOR PERRY: REQ SUPP APPROP OF \$350,000.00 FROM UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 103001 FIRE ADMINISTRATION - OTHER - \$250,000.00; TO 4501 102001 POLICE ADMINISTRATION - OTHER - \$100,000.00; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. (MISC CAPITAL PURCH AND PROJ). - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
83. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO 60 MONTH LEASE TO OWN PURCH/MAINT CONTRACT WITH COPECO, INC. FOR COPY, PRINT, SCAN, AND FAX MACHINE AT EST COST OF \$440.00 PER MONTH THRU NATIONAL JOINT POWERS ALLIANCE COOP PURCH AGMT IN ACCORD WITH ORC SECTION 9.48 AND CANTON CODIFIED ORD SECTION 105.11; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
84. SERVICE DIRECTOR BARTOS: REQ SUPP APPROP OF \$165,100.00 FROM UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 208001 DMV ADMINISTRATION - OTHER - \$5,100.00; TO 4501 504010 INFORMATION TECHNOLOGY MANAGER - OTHER - \$100,000.00; TO 4501 202210 STREET MAINTENANCE - OTHER - \$60,000.00; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. (MISC CAPITAL PURCH & PROJ). - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

COMMUNICATIONS CONTINUED:

85. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF 1 FORD F-350 CAB AND CHASSIS, 1 JOHN DEERE 85G EXCAVATOR WITH ALL NECESSARY EQUIP AND OPTIONS, 1 FORD E-450 DRW CUTAWAY MOUNTED MAINLINE TV INSPECTION SUMMIT SYSTEM WITH ALL NECESSARY EQUIP AND OPTIONS; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT FOR PURCH OF SAID ITEMS IN ACCORD WITH ORC SECTION 125.04 OR ORC SECTION 5513.01 WHICH EXEMPT SAID PURCH FROM REQUIREMENTS OF COMPETITIVE BIDDING; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
86. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE A PROF SERVS CONTRACT WITH OMNIPRO SERVICES FOR CONSTRUCTION ENGINEERING; \$627,000.00 SUPP APPROP FR 5201 UNAPPROP BAL OF THE WATER FUND TO 5201 207032 APPLGROVE/MIDDLEBRANCH/WERNER CHURCH WATER MAIN PART B - JOINT PROJECT - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS (APPLGROVE ST/MIDDLEBRANCH AVE/WERNER CHURCH RD PROJ). - FINANCE COMMITTEE
87. STARK CO COMMISSIONERS: REQ ANNEX OF 184.450 ACRES IN CANTON TWP TO CITY OF CANTON (WATER RECLAMATION FACILITY). - PLANNING COMMISSION

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#266/2014; EMERGENCY (\$30,000.00 FR UNAPPROP BAL OF THE 2766 MUNICIPAL PROBATION SERVICES FUND TO 2766 701001 75806 MUNICIPAL PROBATION SERVICES - OTHER)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 2. AUTHORIZE AUDITOR TO PAY TAX REMISSION REFUND TO CANTON COURTHOUSE COMPANY, LLC IN AMT NOT TO EXCEED \$40,236.39; AMEND APPROP O#266/2014; EMERGENCY (\$63,598.94 FR UNAPPROP BAL OF THE 2233 FED CAMPUS FUND TO 2233 506001 FED CAMPUS - OTHER)
Referred to Finance and Community & Economic Development Committees
- 1ST RDG 3. AMEND APPROP O#266/2014; EMERGENCY (\$1,051,132.04 FR UNAPPROP BAL OF 2211 CDBG FUND TO 2211 506001 CDBG - OTHER; \$30,647.59 FR UNAPPROP BAL OF 2212 NSP1 FUND TO 2212 506009 NSP 1 - OTHER; \$2,623.50 FR UNAPPROP BAL OF 2213 NSP3 FUND TO 2213 506001 NSP3 - OTHER; \$637,747.27 FR UNAPPROP BAL 2214 HOME FUND TO 2214 506001 HOME - OTHER; \$159,487.79 FR UNAPPROP BAL 2219 ESG FUND TO 2219 506001 ESG - OTHER; \$133,223.82 FR UNAPPROP BAL 1152 NIP ACQ. DEMO FUND TO 1152 506001 COMMUNITY DEVELOPMENT DEPT - OTHER)
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 4. AMEND APPROP O#266/2014; EMERGENCY (APPROP REDUCTIONS AND SUPP APPROPS LISTED ON EXHIBIT A - PAY LEGAL SETTLEMENT, MUNI RD. FUND - ENG., AUDITOR MEET OBLIGATIONS FOR YR.)
Referred to Finance and Public Property Capital Improvement Committees
- 1ST RDG 5. AMEND APPROP O#266/2014; EMERGENCY(INTERFUND ADVANCE OF \$30,000.00 FROM 1001 301001 GENERAL FUND - OTHER TO 2323 301001 84341 PERS. RESPONSIBILITY EDUCATION PROGRAM FUND - OTHER)
Referred to Finance Committee
- 1ST RDG 6. AUTHORIZE CANTON PARK COMMISSION TO ENTER INTO PROF SERVS AGMT WITH YMCA OF CENTRAL STARK CO FOR MGMT OF EDWARD "PEEL" COLEMAN COMMUNITY CENTER; EMERGENCY (AMT NOT TO EXCEED \$66,000.00 IN 2015 AND AMT NOT TO EXCEED \$90,000.00 IN 2016)
Referred to Parks & Recreation and Finance Committees
- 1ST RDG 7. AMEND APPROP O#266/2014; EMERGENCY (\$67,000.00 SUPP APPROP FR UNAPPROP BAL OF 2530 PARK OPERATING FUND TO 2530 - OTHER; \$90,000.00 FR UNAPPROP BAL OF 2530 PARK OPERATING FUND TO 2530 - OTHER; \$40,000.00 FR UNAPPROP BAL OF 2530 PARK OPERATING FUND TO 2530 - OTHER)
Referred to Finance Committee
- 1ST RDG 8. AUTHORIZE AUDITOR TO ESTABLISH AND CREATE THREE SPECIAL PARK FUNDS; EMERGENCY (2531 - GARDEN CENTER FUND; 2532 - HOLIDAY LIGHTS FUND; 2533 - SPECIAL EVENTS FUND)
Referred to Finance Committee
- 1ST RDG 9. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT WITH NON-PROFIT ORGANIZATION FOR 5-YR LEASE, WITH OPTION OF 5-YR RENEWAL, OF APPROX 3 ACRES OF PARK PROP AT HERBRUCK PARK TO ESTABLISH URBAN FARM; EMERGENCY (2600 - 19TH ST. NE.)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 10. RATIFY DECISION TO FORGO ESTABLISHED PROCEDURE FOR ADJUSTING CITY OF CANTON'S SOLID WASTE COLLECTION RATES; MAINTAINING THE CURRENT RATES; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 1ST RDG 11. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR FULTON RD. RESURFACING PROJ, G.P. 1184; EXECUTE PROF SERV CONTRACT FOR CONSTRUCTION ENGINEERING SERVS AND ENTER INTO AGMT WITH AND/OR RECEIVE GRANT FR STARK COUNTY AREA TRANSPORTATION STUDY AND/OR OHIO DEPT OF TRANSPORTATION TOTALING \$1,258,000.00; AUTHORIZE AUDITOR TO ESTABLISH 4577 FULTON RD. RESURFACING PROJECT, G.P. 1184 FUND; AMEND APPROP O#266/2014; EMERGENCY (\$1,258,000.00 SUPP APPROP FR UNAPPROP BAL OF 4577 FULTON RD. RESURFACING PROJECT, G.P. 1184 FUND TO 4577 202042 FULTON RD. RESURFACING PROJECT, G.P. 1184 - OTHER; \$314,500.00 APPROP TRANSFER FROM 4501 601001 CAPITAL FUND - COUNCIL ADMINISTRATION - OTHER TO 4501 202042 CAPITAL FUND - FULTON RD. RESURFACING PROJECT, G.P. 1184 - OTHER)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 12. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO COOP AGMT WITH KUBOTA MEMBRANE USA CORP; EMERGENCY
Referred to Finance Committee

(COUNCIL RECESSED AT 7:49 PM FOR THE PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE TO DISCUSS ORDINANCE #13; RECONVENED AT 7:53 PM)

- 36/2015 13. ADOPT PLANS, AUTHORIZE MAYOR AND/OR SERV DIR TO COOPERATE WITH AND REQ DIR OF TRANSPORTATION TO PROCEED WITH RESURFACING FROM RAMP "B" AT US 30 RAMP "D" AT IR 77 ALONG SR 627, INCLUDING DECK OVERLAY ON THE BRIDGE OVER IR 77; EMERGENCY (\$151,080.00 SUPP APPROP FROM UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 202001 ENGINEERING ADMINISTRATION - OTHER)
Referred to Public Property Capital Improvement Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD 2ND RDG O#14 - O#16)

- 2ND RDG 14. AUTHORIZE CANTON TO ANNEX THE TERRITORY KNOWN AS THE GEORGE HALAS RD NW ANNEXATION AREA CONTAINING APPROX .967 ACRES; ASSIGN SAID TERRITORY TO WARD 7; ZONE SAID TERRITORY AS CS (COMMUNITY SERVICE); EMERGENCY **PUB HRG 3/9/15 @ 7:30 PM**
(ANNEX)
- 2ND RDG 15. AUTHORIZE SERV DIR TO DONATE ROAD SIGNS TO ARTSINSTARK; EMERGENCY (10 SIGNS)
(FIN)
- 2ND RDG 16. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO A \$898,050.00 CONTRACT MODIFICATION #2 WITH ARCADIS US, INC. FOR THE NEXT PHASE OF THE SEWER MAPPING AND MODELING PROJ, G.P. 1130; AMEND APPROP O#266/2014; EMERGENCY (\$898,050.00 SUPP APPROP FROM UNAPPROP BAL OF THE 5410 SANITARY SEWER OPERATING FUND TO 5410 202081 SANITARY SEWER OPERATING - SEWER MAPPING/MODELING PROJ, G.P. 1130 - OTHER)
(FIN)

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

- 37/2015 17. 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)
- 38/2015 18. 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)
- 39/2015 19. 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
- 40/2015 20. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$277.50 TO CONLEY'S SERV FOR TOWING SERV; EMERGENCY (MONTH OF DEC 2014)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, March 9, 2015 in Council Caucus Room at 6:00 PM

- 1) Finance Committee
- 2) Environmental & Public Utilities Committee
- 3) Community & Economic Development Committee
- 4) Public Property Capital Improvement Committee
- 5) Parks & Recreation Committee

MISCELLANEOUS BUSINESS: Member West mentioned that he had gone to Cleveland and noticed that their potholes were much bigger than the ones in Canton. He applauded the Street Dept. and the 26 workers for the work they've done on the roads, especially in these frigid temperatures. He also commended Member Morris. They met with the Elderly Housing Corporation that's doing the project on Market & Walnut. He said Member Morris knows construction, did such a great job and that he enjoyed partnering with him. He also said he would take Member Morris on any project so they could work together. Member Morris stated that he and Member West made a hell of a team. He said if you want to know anything about government agencies and public housing, Member West is the person to have with you. He said Member West did very well talking to the Social Workers, Health Care Workers, and also the Administration. He commended Rafael and the Administration for working to put the project together and said it would be a huge game changer for the neighborhood, in Member West's Ward, but it's also adjacent to his Ward. Mayor Healy stated that the State of the City will be on March 18th at 5:30. It typically lasts about an hour. It will be at the Pro Football Hall of Fame, and there is no charge. President Schulman commented on the incredible job that the Street Dept. is doing, in horrible conditions, with 26 employees who are responsible to maintain the roads that stretch from here to North Carolina. He again reminded everyone that we should be criticizing the State Legislature for not providing emergency funding for our roadways in the urban areas, in every city in the State of Ohio. He said that the State Legislature thinks that if you starve government, you're doing people a service. He stated that everyone is a servant of good will and that tonight's flare up, and most of the flare ups are all connected to finances. He was struck by the Repository editorials comparing Canton's roads to a 3rd world, but would also like to see them blast the State Government for not providing the money to improve them. They're sitting on a \$2.5 billion dollar surplus, give tax breaks to the rich, but require everyone else to fend for themselves.

ADJOURNMENT: 8:09 P.M.