

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

MARCH 9, 2015

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: President Schulman & Member Griffin

INVOCATION: Edmond Mack, Ward 8 Council Member

PLEDGE OF ALLEGIANCE: President Pro Tem Morris

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#7 - O#18)

PUBLIC HEARINGS:

7:30 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE GEORGE HALAS RD NW ANNEXATION AREA CONTAINING APPROX .967 ACRES; ASSIGNING SAID TERRITORY TO WARD 7 OF THE CITY; ZONING SAID TERRITORY AS CS (COMMUNITY SERVICE); PLANNING COMMISSION RECOMMENDED APPROVAL (No Speakers) **O#41/2015**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Bruce Norman thanked council for the improvements in the city, such as the Hall of Fame, the Palace Theater, the new Canton Brewery, the Onesto, and Market Square. He said we are turning the corner on the issue of streets. On March 4th he met with Derek Gordon, and said the city received a \$50,000.00 grant for a skateboard project. He praised council for all their help in making these things come true. Henry Preston inquired about the quality of the resurfacing on 32nd Street. He brought a core sample in to pass around, and indicated that it was a loose piece from one of the seven potholes in one block. He said that the concrete is the same thickness in all seven potholes. He read from the Administrative Code regarding street repair, and said that 32nd Street does not meet the minimal standard. Don Joliat complimented the road crews on snow plowing. He said they plowed and within a couple hours, he was snowed in again.

INFORMAL RESOLUTIONS:

13. COUNCIL AS A WHOLE: COMMENDING NFL COACH JOSH McDANIELS FOR ALL HIS SUCCESSES. - ADOPTED

COMMUNICATIONS:

88. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 2/26/15. - RECEIVED & FILED
89. AUDITOR MALLONN: MTHLY RPT BY FUND FOR 2/1/15 THRU 2/27/15. - RECEIVED & FILED
90. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/15 THRU 2/27/15. - RECEIVED & FILED
91. COUNCIL-AT-LARGE HART: ESTABLISH POLICY OF RESTORING BRICK STREETS, INSPECTING STREET BASES TO MEET ASPHALT STANDARDS, AND USING BETTER, HIGH TECH GRADES OF ASPHALT. - PUBLIC SAFETY & THOROUGHFARES
92. COUNCILMEMBER FISHER, WARD 5: REQ STREET NAME CHANGE FOR TIMKEN PL SW TO TIMKENSTEEL DR SW. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
93. HEALTH COMMISSIONER ADAMS: REQ CREATION OF FUND #2335 ENTITLED "EARLY HEAD START" FR \$34,000.00 IN FUND MONEY REC'D FR YWCA TO SUPPORT ONSITE SERVICES. - FINANCE COMMITTEE
94. HEALTH COMMISSIONER ADAMS: AMEND APPROP O#266/2014 TO MAKE \$42,200.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 301001 HEALTH ADMIN - OTHER, AND \$9,000.00 SUPP APPROP FR UNAPPROP BAL OF 2318 HIV GRANT FUND TO 2318 301001 - OTHER TO PURCH EXAM TABLES FOR CLINIC ROOMS AND LAPTOPS FOR SANITARIANS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
95. HEALTH COMMISSIONER ADAMS: REQ \$40,000.00 INTRAFUND TRF FR 2331 301001 OPERATING TRANSFERS IN TO 2331 301001 - OTHER FOR PAYMENT OF EPA CONTRACT EXPENSES. - FINANCE COMMITTEE
96. LIQUOR CONTROL DIVISION: NOTICE OF HRG FOR RENEWAL OF C1-2 PERMIT FOR HILL MINI MART, LLC DBA SHORB DRIVE THRU @ 829 12TH ST NW TO BE HELD 3/18/15 AT 1:00 PM AT STARK CTY JOB & FAMILY SRVS (WARD 2). - RECEIVED & FILED
97. LIQUOR CONTROL DIVISION: NOTICE OF HRG FOR RENEWAL OF C1-2 PERMIT FOR WINE BARRELL, LLC DBA WINE BARRELL & DRIVE THRU @ 1816 CLEVELAND AVE NW TO BE HELD 3/18/15 AT 2:30 PM AT STARK CTY JOB & FAMILY SRVS (WARD 9). - RECEIVED & FILED
98. MAYOR HEALY: INFORM COUNCIL PURSUANT TO SUBSECTION 105.01(b) (5) OF CODIFIED ORDINANCES, THE CITY WILL NOT ENTER INTO A PROJ LABOR AGMT FOR THE 2015 CHIP SEAL PROG. - RECEIVED & FILED
99. SAFETY DIRECTOR PERRY: REQ APPROVAL OF DEMO OF 13 PROPERTIES (LIST ATTACHED). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

COMMUNICATIONS CONTINUED:

100. SAFETY DIRECTOR PERRY: REQ \$85,072.28 SUPP APPROP FR UNAPPROP BAL OF 2763 LAW ENFORCEMENT TRUST FUND TO 2763 102001 POLICE ADM - OTHER TO OFFSET COST ASSOC WITH PURCH OF TASER CARTRIDGES. - FINANCE COMMITTEE
101. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CO-OP AGMT WITH STARK COUNTY FOR CITY'S SHARE OF STARK COUNTY'S FAIRHOPE SANITARY SEWER LIFT STATION REHAB PROJ; MAKE \$120,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 (SANITARY SEWER FUND) TO 5410-206315 (SANITARY FUND-FAIRHOPE LIFT STATION PROJ ORG) - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
102. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO NEGOTIATE AND ACCEPT DONATION FROM PEPPERTREE FARMS LLC (WARD 8) OF 2 PARCELS OF LAND LOCATED NORTH OF 41ST ST NW, SOUTH OF FIELD ST NW, AND EAST OF VERNON AVE NW, BEING PARCEL NOS. 305205 AND 305206, FOR LAND CONSERVATION AND STORM WATER DETENTION OR RETENTION; RECOGNIZE TOTAL LAND VALUE OF \$5,600 (\$2,800 FOR EA PARCEL) AS ESTABLISHED BY THE STARK CO AUDITOR. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
103. STARK CO COMMISSIONERS: REQ ANNEX OF 0.4936 ACRES IN PLAIN TWP TO CITY OF CANTON (LESH-EVERETT). - PLANNING COMMISSION
104. TREASURER PEREZ: RECEIPT OF DEPOSITS AND PAY INS FOR FEB 2015 FOR AMBULANCE LOCK BOX. - RECEIVED & FILED
105. TREASURER PEREZ: RECEIPT OF DEPOSITS AND PAY INS FOR FEB 2015 FOR PARKING METER REVENUE. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$3,305.95 TO AKRON VETERINARY REFERRAL; EMERGENCY (VET SRVS FOR POLICE CANINE K-9 LUCO)
Referred to Finance Committee
- 1ST RDG 2. AMEND APPROP O#266/2014; EMERGENCY (\$350,000.00 FROM UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 103001 FIRE ADM - OTHER FOR \$250,000.00 AND 4501 102001 POLICE ADM - OTHER FOR \$100,000.00)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 3. AUTHORIZE MAYOR OR SAF DIR TO ENTER INTO A 60 MONTH LEASE TO OWN PURCH/MAINT CONTRACT WITH COPECO, INC. FOR COPY, PRINT, SCAN AND FAX MACHINE AT ESTIMATED COST OF \$440.00 PER MO THRU THE NAT'L JOINT POWERS ALLIANCE CO-OP PURCH AGMT IN ACCORDANCE WITH ORC SEC 9.48 AND CODIFIED ORDINANCE SEC 105.00; EMERGENCY
Referred to Finance Committee
- 1ST RDG 4. AMEND APPROP O#266/2014; EMERGENCY (\$165,100.00 FROM UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 208001 DMV ADM - OTHER FOR \$5,100.00, 4501 504010 INFO TECH MGR - OTHER FOR \$100,000.00, AND 4501 202210 STREET MAINT - OTHER FOR \$60,000.00)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 5. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT(S) FOR THE PURCH OF VARIOUS VEHICLES AND/OR EQUIP FOR THE COLLECTION SYSTEMS DEPT; AUTHORIZE MAYOR OR SERV DIR TO ALTERNATIVELY PURCH SAID VEHICLES AND/OR EQUIP PURSUANT TO STATE CO-OP PURCH AGMTS; EMERGENCY (1 FORD F-350, 1 JOHN DEERE 85G EXCAVATOR, 1 FORD E-450)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 6. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE A PROF SRVS CONTRACT WITH OMNIPRO SRVS FOR CONSTRUCTION ENGINEERING FOR THE APPLGROVE ST/MIDDLEBRANCH AVE/WERNER CH RD PROJ; AMEND APPROP O#266/2014; EMERGENCY (\$627,000.00 FROM UNAPPROP BAL OF 5201 WATER FUND TO 5201 207032 APPLGROVE/MIDDLEBRANCH/WERNER CH WATER MAIN PART B - JOINT PROJ - OTHER)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD 2ND RDG O#7 - O#18)**

- 2ND RDG 7. 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) (PPCI)
- 2ND RDG 8. 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) (FIN & C&ED)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 9. 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) (C&ED & FIN)
- 2ND RDG 10. 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.) (FIN & PPCI)
- 2ND RDG 11. 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) (FIN)
- 2ND RDG 12. 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) (PARKS & REC & FIN)
- 2ND RDG 13. 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) (FIN)
- 2ND RDG 14. AUTHORIZE AUDITOR TO ESTABLISH AND CREATE THREE SPECIAL PARK FUNDS; EMERGENCY (2531 - GARDEN CENTER FUND; 2532 - HOLIDAY LIGHTS FUND; 2533 - SPECIAL EVENTS FUND) (FIN)
- 2ND RDG 15. 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.) (FIN)
- 2ND RDG 16. RATIFY DECISION TO FORGO ESTABLISHED PROCEDURE FOR ADJUSTING CITY OF CANTON'S SOLID WASTE COLLECTION RATES; MAINTAINING THE CURRENT RATES; EMERGENCY (EPU)
- 2ND RDG 17. 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) (PPCI)
- 2ND RDG 18. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO COOP AGMT WITH KUBOTA MEMBRANE USA CORP; EMERGENCY (FIN)

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

- 41/2015 19. 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**
- 42/2015 20. AUTHORIZE SERV DIR TO DONATE ROAD SIGNS TO ARTSINSTARK; EMERGENCY (10 SIGNS)
- 43/2015 21. 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)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, March 16, 2015 in Council Caucus Room at 6:30 PM

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

MISCELLANEOUS BUSINESS: None

ADJOURNMENT: 8:00 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MARCH 16, 2015 @ 7:30 PM