

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

MARCH 30, 2015

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: Member Mariol

INVOCATION: James Babcock, At-Large Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#7; add 2nd Rdg O#8 & O#11-13; O#9 & O#10 Retained in Cmte; O#7 Adopted on 1st Rdg)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Tim Porter wanted to thank the Clerk for requests for information that she helped him with. He also thanked Dir. Bartos and the Purchasing Dept. He also suggested that the email addresses for city departments or department heads could be posted online. Henry Preston read the duties of the City Engineer and the Engineering Dept., according to the City of Canton Admin. Code. The City Engineer is supposed to give an annual report on the 4th Monday in March. Mr. Henry stated that the City Engineer did not give a report last Monday, which was the 4th Monday in March and that the weekly updates given by Dir. Bartos does not take place of an annual report. Pete DiGiacomo stated that he believes the amount to do a Corridor Proj. On W. Tuscarawas St. is opening up a can of worms. He wants to know why they're putting in all new traffic lights in the Southwest end. He also mentioned the new land fixtures on 12th St. and stated that all of this is just an extra cost for the city. He mentioned there is a pothole on West Tuscarawas, across from the Sunoco Station, that appears every year. An orange barrel was put out because the hole was so bad. He wants to know why, if they can't afford to maintain a pothole, how they will maintain the entire street all the way to Whipple.

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

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| 123. | COUNCIL-AT-LARGE HART: | LTR TO SERV DIR BARTOS, SUPT RORAR, & AUDITOR MALLONN REQ COSTS FOR PATCHING STREETS FOR PRIOR 2 YEARS. - RECEIVED & FILED |
| 124. | COUNCIL-AT-LARGE HART: | LTR TO ENGINEER, DAN MOEGLIN REG COST EFFECTIVENESS OF CONSTANT PATCHING AND RE-PATCHING OF CANTON'S STREETS. - RECEIVED & FILED |
| 125. | DEPUTY MAYOR WILLIAMS: | REQ LEG FOR FACILITATING NECC \$1,500,000.00 NOTE RE-ISSUANCE TO MAKE AFOREMENTIONED PYMTS (DEMOLITION GRANT PROGRAM NOTES). - FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES |
| 126. | AGENT, THOMAS BERNABEI: | REQ AUTHORIZATION FOR ZONE CHANGE OF LOT NOS. 15690, 15691, AND 15692; LOCATED AT 211 - 15 TH ST. NW, WARD 9 (JAMES D. JOHN). - PLANNING COMMISSION |
| 127. | AGENT, JPD PROPERTIES, LLC: | REQ AUTHORIZATION FOR ZONE CHANGE OF LOT NOS. 17582 AND 17583; LOCATED AT 1411 CHERRY AVE NE, WARD 2 (FOP MCKINLEY #2). - PLANNING COMMISSION |
| 128. | P. OWNERS, JACK & LENA PORTER: | REQ AUTHORIZATION FOR ZONE CHANGE OF LOT NO. B; LOCATED AT HARRISBURG RD NE, WARD 9 (HOB NOB TAVERN). - PLANNING COMMISSION |
| 129. | SERVICE DIRECTOR BARTOS:
SAFETY DIRECTOR PERRY | AUTHORIZE MAYOR AND/OR SERV DIR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF 7 FORD POLICE INTERCEPTOR SUV'S WITH EQUIP AND COMPONENTS IN EST AMT OF \$43,000.00 PER VEHICLE, 1 PUMPER TRUCK FOR FIRE DEPT IN EST AMT OF \$408,000.00, 1 HYDRAULIC COUPLER LOADER FOR STREET DEPT IN EST AMT OF \$160,000.00; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACT FOR PURCH OF SAID ITEMS IN ACCORD WITH ORC SEC 125.04 OR ORC SEC 5513.01 WHICH EXEMPT PURCH FR COMPETITIVE BIDDING; AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO CONTRACT FOR 1 LADDER TRUCK WITH PUMP, IN ACCORD WITH ORC SEC 125.04 WHICH EXEMPT PURCH FR COMPETITIVE BIDDING; AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO 5 YR LEASE AGMT FOR LADDER TRUCK WITH PUMP IN EST AMT OF \$252,000.00 PER YR, WITH PAYMENTS STARTING IN 2016; MAKE SUPP APPROP OF \$875,000.00 FR UNAPPROP BAL OF 4502 MOTOR VEHICLE PURCHASES FUND TO 4502 102001 POLICE ADMIN - OTHER - \$307,000.00, 4502 103001 FIRE ADMIN - OTHER - \$408,000.00, 4502 202210 STREET MAINTENANCE - OTHER - \$160,000.00; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE |

COMMUNICATIONS CONTINUED:

130. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER 3 IN AMT OF \$324,248.00 WITH ARCADIS US, INC. FOR 12TH ST. NW BRIDGE REPLACEMENT AND STREETScape PROJECT, PID 90671, GP 1160 (PROJECT); AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO COOP AGMTS WITH OTHER PROJECT STAKEHOLDERS FOR PURPOSES OF SUPPORTING THE PROJECT, INCLUDING BUT NOT LIMITED TO SARTA, STARK CO. ENGINEER, AND ADJACENT PROP OWNERS; MAKE SUPP APPROP OF \$94,781.40 FR UNAPPROP BAL OF 4506 INFRASTRUCTURE BOND FUND TO 4506 202091 INFRASTRUCTURE BOND FUND - 12TH ST. NW BRIDGE REPLACEMENT AND STREETScape PROJECT, PID 90671, GP 1160 ORGANIZATION - OTHER; SUPP APPROP OF \$29,466.60 FR UNAPPROP BAL OF THE 4501 CAPITAL FUND TO 4501 202091 CAPITAL FUND - 12TH ST. NW BRIDGE REPLACEMENT AND STREETScape PROJECT, PID 90671, GP 1160 ORGANIZATION - OTHER; APPROP TRANSFER OF \$200,000.00 FR 2113 202001 MUNICIPAL ROAD FUND ENGINEERING ADMINISTRATION ORGANIZATION - OTHER TO 2113 202091 MUNICIPAL ROAD FUND - 12TH ST. NW BRIDGE REPLACEMENT AND STREETScape PROJECT, PID 90671, GP 1160 ORGANIZATION - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$1,400.00 FOR ACY COMMUNICATIONS FOR PROF SERV PERFORMED IN FEBRUARY, 2015; EMERGENCY (DETECTIVE BUREAU)
Referred to Finance Committee
- 1ST RDG 2. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$342.60 TO REMINGTON ARMS CO. INC. FOR WORK PERFORMED IN NOVEMBER, 2014; EMERGENCY (POLICE DEPARTMENT)
Referred to Finance Committee
- 1ST RDG 3. AMEND APPROP O#266/2014; EMERGENCY (SUPP APPROP OF \$19,744.22 FR UNAPPROP BAL OF THE 2761 ENFORCEMENT AND EDUCATION FUND TO 2761 102001 POLICE ADMIN - OTHER)
Referred to Finance Committee
- 1ST RDG 4. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT AND TO EXECUTE A PROF SERV CONTRACT FOR CONSTRUCTION OVERSIGHT SERV FOR APPLGROVE STREET/MIDDLEBRANCH AVENUE/WERNER CHURCH ROAD PROJECT - CITY ONLY PORTION; AMEND APPROP O#266/2014; EMERGENCY (SUPP APPROP OF \$1,260,000.00 FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207034 APPLGROVE/MIDDLEBRANCH/WERNER CHURCH WATER MAIN PART A - CITY ONLY PORTION - OTHER)
Referred to Finance Committee
- 1ST RDG 5. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO SECOND SUPP AGMT TO THE CANTON/HARTVILLE CONTRACT 2002-66 AND ENTER INTO PROF SERV AGMT FOR CONSTRUCTION OVERSIGHT FOR HARTVILLE PHASE III WATER MAIN EXTENSION PROJECT; AMEND APPROP O#266/2014; EMERGENCY (SUPP APPROP OF \$1,060,497.00 FR UNAPPROP BAL OF THE 5201 WATER FUND TO 5201 207026 HARTVILLE WATER MAIN EXTENSION - OTHER)
Referred to Finance Committee
- 1ST RDG 6. AUTHORIZE CLERK OF COUNCIL TO CERTIFY TO COUNTY AUDITOR UNPAID AND DELINQUENT CHARGES FOR COSTS ASSOCIATED WITH ABATEMENT OF NOXIOUS WEEDS, GRASS OF RANK GROWTH AND LITTER; EMERGENCY
Referred to Finance Committee

(COUNCIL RECESSED AT 7:50 PM FOR THE COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE TO DISCUSS ORDINANCE #7; RECONVENED AT 7:51 PM)

- 66/2015 7. AUTHORIZE MAYOR OR SERV DIR TO ACCEPT DONATION OF PARCEL OF LAND AND MONETARY DONATION OF \$10,000.00 FROM WELLS FARGO BANK; EMERGENCY (2904 CHRISTIAN PLACE N.W. - PARCEL NO. 02-00574)
Referred to Community & Economic Development Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD 2ND RDG O#8 & O11 - #13; O#9 AND O#10 RETAINED IN COMMITTEE)

- 2ND RDG 8. AMEND APPROP O#266/2014; EMERGENCY (\$10,000.00 FR UNAPPROP BAL OF 4501 701001 CAPITAL PROJ FUND TO 4501 701001 75806 CAPITAL PROJ FUND - OTHER) (PPCI)

RETAINED

- IN CMTE 9. AUTHORIZE MAYOR OR SAF DIR TO ENTER INTO 1 YR PROF SRVS CONTRACT WITH COMPMANAGEMENT, INC. IN APPROX AMT OF \$29,000.00 FOR WORKERS' COMP ADMIN SRVS RETROACTIVE TO 1/1/15; EMERGENCY (FIN)

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

- IN CMTE** 10. AUTHORIZE MAY OR SERV DIR TO ENTER INTO PROF SRV CONTRACT WITH MANNICK & SMITH GROUP, INC. FOR ENG SRVS RELATED TO TUSC ST WEST CORRIDOR SAFETY PROJ, PID 92562, GP 1165; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE 4578 TUSC ST (WEST) CORRIDOR SAFETY PROJ, PID 92562, GP 1165 FUND; AMEND APPROP O#266/2014; AUTHORIZE MAYOR OR SERV DIR TO APPLY FOR GRANTS AND ENTER INTO GRAND FUNDING AGMTS PERTAINING TO THIS PROJ; EMERGENCY (\$250,000.00 FR UNAPPROP BAL OF 4578 TUSC ST (WEST) CORRIDOR SAFETY PROJ, PID 92562, GP 1165 TO 4578 202043 TUSC ST (WEST) CORRIDOR SAFETY PROJ, PID 92562, GP 1165 - OTHER, AND \$44,563.65 FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 202043 TUSC ST (WEST) CORRIDOR SAFETY PROJ, PID 92562, GP 1165 - OTHER) (PPCI)
- 2ND RDG** 11. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF VARIOUS VEHICLES; OR TO ALTERNATIVELY PURCH SAID VEHICLES PURSUANT TO STATE CO-OP PURCH AGMTS; AND TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR A 3-YR LEASE AGMT FOR 2 FORD FUSIONS, OR ALTERNATIVELY TO ENTER INTO CONTRACT FOR LEASE OF SAID VEHICLES IF SAID LEASE IS LESS THAN \$20,000.00 THRESHOLD WHICH REQUIRES COMPETITIVE BIDDING; EMERGENCY (1 FORD F-150, 1 FORD F-250, 1 FORD F-350, 1 FORD F-450) (PPCI)
- 2ND RDG** 12. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO A PROF SRVS CONTRACT WITH BURGESS & NIPLE FOR DESIGN AND CONSTRUCTION ADMIN SRVS FOR 53RD ST RESERVOIRS REROOFING PROJ; AMEND APPROP O#266/2014; EMERGENCY (\$89,000.00 FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207033 - 53RD ST RESERVOIR ROOF - OTHER) (FIN)
- 2ND RDG** 13. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO A PROF SRVS CONTRACT WITH PROF SRVS INDUSTRIES, INC. FOR DESIGN, ENG, CONTRACT ADMIN AND OTHER PROF SRVS AND ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO A CONSTRUCTION CONTRACT FOR CANTON MEMORIAL CIVIC CTR ROOF REPAIR/REPLACEMENT PROJ; EMERGENCY (FIN)

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

- 67/2015** 14. RENAME A PORTION OF TIMKEN PLACE S.W. IN THE CITY OF CANTON, TIMKENSTEEL DRIVE S.W.
- 68/2015** 15. AUTHORIZE AUDITOR TO ESTABLISH 2335 EARLY HEAD START FUND; EMERGENCY (\$34,000.00 IN FUND MONEY REC'D FR YWCA TO SUPPORT ONSITE SERV)
- 69/2015** 16. AMEND APPROP O#266/2014; EMERGENCY (\$42,200.00 FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 301001 HEALTH ADMINISTRATION - OTHER; \$9,000.00 FR UNAPPROP BAL OF 2318 HIV GRANT FUND TO 2318 301001 - OTHER FOR PURCH EXAM TABLES FOR CLINIC ROOMS AND LAPTOPS FOR SANITARIANS)
- 70/2015** 17. AMEND APPROP O#266/2014; EMERGENCY (\$85,072.28 FR UNAPPROP BAL OF THE 2763 LAW ENFORCEMENT TRUST FUND TO 2763 102001 POLICE ADMINISTRATION - OTHER TO OFFSET COST ASSOC WITH PURCH OF TASER CARTRIDGES)
- 71/2015** 18. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO COOP AGMT WITH STARK CO FOR CITY OF CANTON'S SHARE OF STARK CO'S FAIRHOPE SANITARY SEWER LIFT STATION REHAB PROJ; AMEND APPROP O#266/2014; EMERGENCY (\$120,000.00 FR UNAPPROP BAL OF THE 5410 SANITARY SEWER FUND TO 5410 206315 SANITARY SEWER - OTHER)
- 72/2015** 19. AUTHORIZE MAYOR OR SERV DIR TO NEGOTIATE AND ACCEPT DONATION OF 2 PARCELS OF LAND VALUED AT COMBINED TOTAL OF \$5,600.00 FROM PEPPERTREE FARMS, LLC; EMERGENCY (PARCEL NOS. 305205 AND 305206 FOR LAND CONSERVATION AND STORM WATER DETENTION OR RETENTION)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, April 6, 2015 in Council Caucus Room at 6:30 PM**

1) Finance Committee

MISCELLANEOUS BUSINESS: Member West stated that he learned that the cold mix that the City has been getting from Central Allied is the only game in town. He also learned that the City can't get the better quality cold mix from anywhere; the closest place being an hour away. He wanted to know why can't the City partner with other Municipalities around the Stark County area and tell Central Allied what they want. He understands the mix they're using now is "crap". We should find out what we need and demand it from Central Allied. Serv. Dir. Bartos stated that the cold patch is always a temporary fix. The hot mix, which is the permanent fix, but it isn't available right now. They thought it would be available April 1st, but have been told that it won't be available until April 15th. He agreed with other Municipalities pulling resources together to get a better mix from Central Allied. He also stated that he had met with Supt. Rorar and Mr. Dieffenbacher, who is President of Union 2937. They would like to get the hot mix from Northstar, located in Marshallville, because they're making hot mix right now. They would like to contract with Northstar, have them supply the City with 1 to 2 crews and three trucks, 5 days a week, 8 hours a day, so we can keep the trucks moving at all times, going to Marshallville to bring the hot patch in. Besides hot patch, this would provide additional manpower. The Serv. Dir. stated that if there was no problem with that, they would like to move forward between \$100,000.00 and \$150,000.00 for 2 to 3 weeks. The Union has asked for a little extra overtime for doing this work. Dir. Bartos will bring the necessary legislation down. Mr. West asked if the street workers are cutting a square when making repairs to an area that has a lot of little potholes, or if they're filling each hole. He also stated that there is a discrepancy when discussing quality. The City needs to look for a quality product. Mr. Dougherty asked Dir. Bartos why the City would drive 35 minutes one way and get hot patch, but can't get it in the City. He also wants to know why the date has been moved to April 15th, and why the product can't be gotten in March. Dir. Bartos stated that the local plants aren't making it and that's their business decision. Mr. Dougherty then stated that they're not making it because the City is buying their product three times to fill a hole, then they go back to get the hot mix to fill it a fourth time. Dir. Bartos said that Central Allied can't be forced to make the product any

earlier, to which Member West stated that he believes they can, if the Municipalities all come together and tell Central Allied what they want. Member Morris agreed that the City needs to go to another company, even if they're not local. Supt. Rorar stated that the only cold mix the City is getting is from Central Allied. No other asphalt plants are making cold mix. Northstar is currently not making the hot patch, but is willing to go get it for the City. The City needs to pay for their trucks. He also stated that one vehicle is being outfitted to haul hot mix asphalt. Supt. Rorar also stated that the Street Dept. currently has 36 crew members working 7 days a week, and they have to cover 900 lane miles. Mayor Healy stated that several years ago, the City of Canton hosted Football USA, the World Games for the 19 and under age bracket. There were 8 countries in attendance, housed at Walsh College, and playing at Fawcett Stadium. The City will be hosting the games again this summer, for ages 20 and over. The teams participating will be Australia, Brazil, Canada, France, Japan, Mexico, South Korea, and the United States. The tournament will be July 9 - 18th. It's like an Olympic atmosphere, around football. We will probably see this type of event more frequently when the Hall of Fame Village Project gets moving. Member Hart spoke about potholes and stated that we need to consider producing our own hot mix.

ADJOURNMENT: 8:18 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 6, 2015 @ 7:30 PM