

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

CANTON CITY COUNCIL

JULY 27, 2015

**ROLL CALL:** Ten Members Present

**MOTION TO EXCUSE MEMBERS:** Members Hart and Morris Absent

**INVOCATION:** Bill Smuckler, Council-at-Large

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#11 & O#12; 2<sup>nd</sup> Rdg O#13 - O#21; O#11 & O#12 Adopted on 1<sup>st</sup> Rdg; O#18 and O#19 Retained in Committee; O#20 & O#21 Adopted on 2<sup>nd</sup> Rdg)

**PUBLIC HEARINGS:** None

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

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**PUBLIC SPEAKS (CITY BUSINESS):** Byron Dillon spoke about the McKinley Monument Memorial. He said that while the front and sides look great, in the back of the building there are leaves and trash and the flowers are unattended. He indicated that the potholes are still very bad on 18<sup>th</sup> Street where he lives. He is also concerned about the intersection of Arnold and 18<sup>th</sup> Street NW. He said there is a stop sign there, but cars still speed through without stopping and there are kids in this neighborhood. Leroy Lynch thanked Council for providing a deaf interpreter, and Civil Service for their help in improving things for the deaf community. Henry Preston commended the City's arborist, Dick Drake. Mr. Drake came to his house, and rather than reacting to Mr. Preston's complaints, he showed him how to trim and care for his tree. He said Mr. Drake is a fine person and an ambassador for the City. He thanked Civil Engineering, the Service Director, and the Clerk of Council.

**INFORMAL RESOLUTIONS:**

- 26. PERSONNEL CMTE: REAPPT VIRGINIA JEFFRIES TO FAIR EMPLOYMENT PRACTICES BD RETROACTIVELY COMMENCING 3/1/15 TO 2/28/18. - ADOPTED
- 27. PERSONNEL CMTE: REAPPT LOVIE HAILEY TO FAIR EMPLOYMENT PRACTICES BD RETROACTIVELY COMMENCING 3/1/15 TO 2/28/18. - ADOPTED
- 28. PERSONNEL CMTE: REAPPT RHODERICK SIMPSON TO STARK COUNTY REGIONAL PLANNING COMMISSION COMMENCING 11/16/15 TO 11/15/18. - ADOPTED

**COMMUNICATIONS:**

- 270. COUNCIL-AT-LARGE HART: PROPOSE NOT PAVING FULTON RD FROM 12<sup>TH</sup> ST TO 17<sup>TH</sup> ST NW TO RESTORE THE BRICKS IN THAT AREA AND DO COST BENEFIT STUDY. - RECEIVED & FILED
- 271. MAYOR HEALY: ADVISE OF REAPPT OF JOYCE SUMLIN TO MAYOR'S COMMUNITY RELATIONS COMMISSION COMMENCING 8/1/15 TO 7/31/17. - RECEIVED & FILED
- 272. MAYOR HEALY: REQ AUTHORIZATION TO APPT BOB TILLIS TO BD OF BUILDING APPEALS RETROACTIVELY COMMENCING 7/1/15 TO 6/30/18. - PERSONNEL COMMITTEE
- 273. MAYOR HEALY: ADVISE OF REAPPT OF ED BAYLOCK TO MAYOR'S COMMUNITY RELATIONS COMMISSION RETROACTIVELY COMMENCING 7/1/15 TO 6/30/17. - RECEIVED & FILED
- 274. MAYOR HEALY: ADVISE OF REAPPT OF TIMOTHY MILLER TO MAYOR'S COMMUNITY RELATIONS COMMISSION RETROACTIVELY COMMENCING 7/1/15 TO 6/30/17. - RECEIVED & FILED
- 275. PLANNING COMMISSION: RECOMMEND APPROVAL OF REPLAT OF LOTS 42991 & 42992 LOCATED AT 1325 17<sup>TH</sup> ST NE ( ED DOMER FOR CLIFF JUMPERS LLC, WARD 9). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
- 276. PLANNING COMMISSION: RECOMMEND APPROVAL OF REPLAT OF LOTS 184, 185 & 186 LOCATED ON WALNUT AVE BETWEEN 4<sup>TH</sup> & 5<sup>TH</sup> ST SE (DAVID GRABOWSKY OF STANDARD HEATING & PLUMBING, WARD 4). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
- 277. PROP OWNER, JON D. MILLER: REQ AUTHORIZATION FOR ZONE CHANGE LOCATED AT 1224 FULTON RD NW, WARD 1 (AZURE STUDIO & ART GALLERY). - PLANNING COMMISSION
- 278. SAFETY DIR PERRY: AUTHORIZE SAF DIR TO PAY \$12,800.00 MORAL OB TO DELL MARKETING LP. - FINANCE COMMITTEE
- 279. SAFETY DIR PERRY: AUTHORIZE SAF DIR TO RECEIVE AND APPROP \$3,500.00 GRANT FROM OH DEPT OF PUB SAFETY, DIV OF EMS FOR TRAINING AND EQUIP FOR FIRE DEPT. - FINANCE COMMITTEE
- 280. SAFETY DIR PERRY: AUTHORIZE SAF DIR TO APPROP BYRNE GRANT #2014-DJ-BX-1195, FUND 2787 IN AMT OF \$38,805.00 FOR USE BY POLICE DEPT. - FINANCE COMMITTEE

**COMMUNICATION CONTINUED:**

281. SERVICE DIR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL AGMTS WITH ODOT NECESSARY FOR COMPLETION OF RESURFACING WORK ON US 30, STA-US 30-9.58, PID 84627, GP 1229. - FINANCE AND PUBLIC SAFETY & THOROUGHFARES COMMITTEES

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

- 1<sup>ST</sup> RDG 1. APPROVE STATEMENT OF SERV TO BE PROVIDED TO PROP OWNER IN FIRST TEE #2 ANNEX AREA, APPROX DATE SERV WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON BEING ANNEXED TO CITY OF CANTON, OH; EMERGENCY  
Referred to Annexation Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$25,000.00 TO SARTA; EMERGENCY (MORAL OB FOR BUS PASSES DISTRIBUTED ON COMM DEV DAY)  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 3. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (CHANGE REPORTING STRUCTURE OF PREVAILING WAGE COORDINATOR TO SERV DIR DEPT OF PROCUREMENT)  
Referred to Personnel Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$9,844.25 TO US POSTAL SERV; EMERGENCY (MORAL OB FOR INVOICES FOR PARKING GARAGE ATTENDANTS)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$8,101.33 TO AEP; EMERGENCY (MORAL OB FOR TRAFFIC SIGNAL ELECTRIC BILL)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 6. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$125,142.41 TO CARGILL, INC.; EMERGENCY (MORAL OB FOR MINIMUM SALT PURCH FOR STREET DEPT)  
Referred to Finance and Public Property Capital Improvement Committees
- 1<sup>ST</sup> RDG 7. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$19,950.00 TO HD SUPPLY WATERWORKS, LTC; EMERGENCY (MORAL OB FOR PIPE FITTINGS FOR WATER DEPT)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 8. APPROVE CANTON CITY WATER MAIN EXT TO PERRY TWP; AUTHORIZE SERV DIR TO ENTER INTO CONTRACT FOR EXT OF SAID WATER MAIN; EMERGENCY (KOLP MGMT CORP TO SERV PROP AT NW CORNER OF NAVARRE RD & WHIPPLE AVE SW)  
Referred to Environmental & Public Utilities Committee
- 1<sup>ST</sup> RDG 9. AUTHORIZE AUDITOR TO PAY AMT NOT TO EXCEED \$73,411.00 TO COON RESTORATION & SEALANTS, INC; EMERGENCY (MORAL OB FOR REPAIRING FACADE AT CIVIC CTR)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 10. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO COOP AGMT WITH STARK COUNTY FOR CITY OF CANTON'S SHARE OF STARK COUNTY'S MAPLEWOOD (NEW DAWN SUBDIVISION) SANITARY SEWER PROJ, GP 1236; AMEND APPROP O#266/2014; EMERGENCY (\$305,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SANITARY SEWER FUND TO 5410 206317 MAPLEWOOD (NEW DAWN) PROJ, GP 1236 - OTHER)  
Referred to Finance Committee

***(COUNCIL RECESSED AT 7:42 PM FOR THE FINANCE COMMITTEE TO DISCUSS ORDINANCES #11 & #12; RECONVENED AT 7:49 PM)***

- 145/2015 11. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO 1 YR PROF SERV CONTRACT WITH DLT SOLUTIONS, LLC IN APPROX AMT OF \$42,630.00 FOR ONGOING SUPPORT AND MAINT OF CITY'S ORACLE SOFTWARE LIC; EMERGENCY  
Referred to Finance Committee
- 146/2015 12. AUTHORIZE MAYOR OR SERV DIR TO AMEND LEASE AGMT BETWEEN CITY OF CANTON AND CANTON COMM IMPROVEMENT CORP AND COOP AGMT BETWEEN CITY OF CANTON AND KUBOTA MEMBRANE USA CORP THAT WERE EXECUTED ON 4/30/15; EMERGENCY  
Referred to Finance Committee

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

***(SUSPENDED RULE 22A TO ADD 2<sup>ND</sup> RDG O#13 - O#21; O#18 AND O#19 RETAINED IN CMTE; O#20 AND O#21 ADOPTED ON 2<sup>ND</sup> RDG)***

- 2<sup>ND</sup> RDG 13. AMEND SEC 1 OF O#109/2015; EMERGENCY (PARCEL #02-25379 LOCATED ON 2<sup>ND</sup> ST NW) (C&ED)
- 2<sup>ND</sup> RDG 14. ESTABLISH FAIR MARKET VALUE OF 1 PARCEL OF CITY OWNED PROP; AUTHORIZE SALE AND CONVEYANCE OF SAID PROP PURSUANT TO CITY'S RESIDENTIAL LAND DISPOSITION PROG; EMERGENCY (PARCEL #02-15334 LOCATED ON SANDAL PL NE) (C&ED)
- 2<sup>ND</sup> RDG 15. ADOPT CITY OF CANTON'S ALTERNATIVE TAX BUDGET FOR FISCAL YR ENDING 12/31/16; EMERGENCY (FIN)

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

- 2<sup>ND</sup> RDG 16. AUTHORIZE MAYOR AND/OR SERV DIR AND/OR PARK COMMISSION TO APPLY FOR, ENTER INTO AGMT FOR, AND RECEIVE FUNDS FR MULTIPLE POTENTIAL FUNDING SOURCES FOR VARIOUS CAPITAL IMPROVEMENT PROJ; EMERGENCY (PPCI)
- 2<sup>ND</sup> RDG 17. AUTHORIZE SAFETY DIR TO ACCEPT GRANT FR 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT IN AMT NOT TO EXCEED \$69,709.00; RATIFY ANY AGMT ENTERED INTO WITH STARK COUNTY COMMISSIONERS REGARDING DISTRIBUTION OF GRANT FUNDS; AUTHORIZE AUDITOR TO RENAME FUND 2769 TO 2015 BYRNE LOCAL SOLICITATION GRANT FUND; AMEND APPROP O#266/2014; EMERGENCY (\$69,709.00 FR UNAPPROP BAL OF 2769 2015 BYRNE LOCAL SOLICITATION GRAND FUND TO 2769 102001 POLICE ADMIN - OTHER) (FIN)

**RETAINED IN CMTE**

18. SUBMIT, PURSUANT TO INITIATIVE PETITION, TO ELECTORS OF CITY OF CANTON THE QUESTION, "SHALL A COMMISSION BE CHOSEN TO FRAME A CHARTER?" AND FOR ELECTION OF MEMBERS OF CHARTER COMMISSION; EMERGENCY (JUD)

**RETAINED IN CMTE**

19. RESOLUTION PROCLAIMING WITHDRAWAL FR JOINT RECREATION DISTRICT; PROVIDE FOR CERTIFICATION; EMERGENCY (PARKS&REC)
- 147/2015 20. AMEND APPROP O#266/2014; EMERGENCY (\$26,915.50 FR 2335 301001 EARLY HEAD START GRANT - OTHER TO 2335 301001 EARLY HEAD START GRANT - PERSONNEL) (FIN)
- 148/2015 21. AMEND APPROP O#266/2014; EMERGENCY (\$340,000.00 FR UNAPPROP BAL OF 5410 SANITARY SEWER FUND TO 5410 202010 ENGINEER - DAILY OPERATIONS - OTHER) (FIN)

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

- 149/2015 22. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT WITH BELL EQUIP CO FOR PURCHASE OF 1 REAR-LOADING PACKER TRUCK FOR ESTIMATED AMT OF \$240,000.00 IN ACCORDANCE WITH OH REVISED CODE SEC 9.48 AND CANTON CODIFIED ORDINANCE SEC 105.11; EMERGENCY
- 150/2015 23. AMEND APPROP O#266/2014; EMERGENCY (\$11,000.00 FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 202001 ENGINEERING ADMIN - OTHER; CONVERT 6<sup>TH</sup> ST SE BETWEEN WALNUT & MARKET BACK TO 2 WAY OPERATION)
- 151/2015 24. AMEND APPROP O#266/2014; EMERGENCY (\$23,000.00 FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 202001 ENGINEERING ADMIN - OTHER; BIRCHDALE NW STORM SEWER PROJ)
- 152/2015 25. AMEND APPROP O#266/2014; EMERGENCY (\$15,000.00 FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 202001 ENGINEERING ADMIN - OTHER; GRENADA DR NE STORM SEWER PROJ)
- 153/2015 26. AUTHORIZE AND CONSENT TO SINGLE AND DOUBLE MICROSURFACING TO STA 77 FR 9.50 TO 11.84, STA 687 FR 0.00 TO 0.36 AND 2.57 TO 5.53; EMERGENCY (I-77 & SR-687, "PROJECT" PID NO. 100287)
- 154/2015 27. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO 1-YR AGMT WITH ARTSINSTARK, WITH OPTION OF (9) 1-YR RENEWALS IF MUTUALLY AGREED TO BY BOTH PARTIES, FOR PURPOSE OF SHARING USE AND COST OF 2 ELECTRONIC MESSAGE BOARDS AT CANTON MEMORIAL CIVIC CTR AND CULTURAL CTR FOR THE ARTS; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, August 10, 2015 in Council Caucus Room at 6:30 PM**

- 1) Finance Committee
- 2) Public Property Capital Improvement Committee
- 3) Community & Economic Development Committee
- 4) Environmental & Public Utilities Committee
- 5) Annexation Committee
- 6) Personnel Committee
- 7) Judiciary Committee

**MISCELLANEOUS BUSINESS:** Mayor Healy stated that President Schulman and Council have discussed the situation in Columbus, and now he is concerned about the effect Senate Bill 198 will have if passed. He said that this Bill, sponsored by Representative Jordan, will force the City to tighten its budget and look for other revenue sources. He encouraged Council to discuss ways to increase revenues. He indicated that in the past the Ohio Senate wrote legislation into House Bill 5 which was removed. Now Senate Bill 198 will prohibit municipalities from levying income tax on non-resident sole proprietors. In other words, if the proprietors do not live in the city, they can't be charged a tax. This could decrease tax revenue by 50%. He urged Council to take action in Resolution form. President Schulman inquired about Representative Jordan, who he thought was the Senate President. Mayor Healy confirmed that he is not the President of the Senate. President Schulman asked where our local representatives stand on this issue. Mayor Healy said that both Representative Hagan and Representative Schuring are from the townships and this would give their residents a tax break. President Schulman reiterated that Columbus hates the cities, they will do everything to kill them and give the rich a tax break. He urged the public to pay attention and send messages to Congress. Member West stated that the 12<sup>th</sup> Street lights are beautiful and he is proud of the Engineering

Department. He also said that there have been two accidents in front of his house and suggested more police patrol in that area. President Schulman said that Dan Moeglin has been active in getting signs up showing the progress being made.

**ADJOURNMENT: 8:10 PM**

**NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, AUGUST 10, 2015 @ 7:30 PM**