

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

OCTOBER 5, 2015

CANTON CITY COUNCIL

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: John Mariol, Ward 7 Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#4; and 2nd Rdg O#5 - O#9; O#4 Adopted on 1st Rdg; O#15 Adopted as Amended; O#22 Postponed Indefinitely)

PUBLIC HEARINGS:

7:30 PM AN ORDINANCE VACATING A PORTION OF FARWICK COURT NW; PLANNING COMMISSION RECOMMENDED APPROVAL (NORTHERN RIGHT-OF-WAY LINE OF 11TH ST NW TO SOUTHERN RIGHT-OF-WAY LINE OF RICHARD PL NW) ROBERT KNIGHT - WARD 1 (NO SPEAKERS) **SEE O#189/2015**

7:31 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; PLANNING COMMISSION RECOMMENDED APPROVAL (3660 GREENTREE AVENUE SW (NEW DAWN DEVELOPMENT) FROM B-3 (GENERAL BUSINESS) TO PCS (PLANNED COMMUNITY SERVICE) WARD 4 (NO SPEAKERS) **SEE O#190/2015**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): None

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

351. AUDITOR MALLONN: REQ FOR ADD'L AMENDED CERT DATED 9/25/15. - RECEIVED & FILED
352. FAIR HOUSING MGR ROSS: REQ \$8,350.00 SUPP APPROP FR UNAPPROP BAL OF 2215 FAIR HOUSING FUND TO 2215 505010 FAIR HOUSING DEPT - OTHER (HUD TRAINING). - FINANCE COMMITTEE
353. HEALTH COMM ADAMS: REQ \$12,000.00 APPROP TRF FR 2314 301001 - OTHER TO 2314 301001 - PERSONNEL TO EXPEDITE PAYMENT OF GRANT RELATED PERSONNEL EXPENSES. - FINANCE COMMITTEE
354. LIQUOR CONTROL DIV (OHIO): CORRECTING STREET ADDRESS FOR MACS CONVENIENCE STORES, DBA CIRCLE K STORE, TO 3240 MAHONING RD NE (WARD 6). - RECEIVED & FILED
355. SERVICE DIR BARTOS: REQ \$6,883.33 SUPP APPROP FR UNAPPROP BAL OF 2181 GERVASI 1700 LLC TIF FUND TO 2181-202087 55TH ST PROJ, GP 1125- OTHER, AND \$0.01 SUPP APPROP FR UNAPPROP BAL OF 4570 RAILROAD CROSSING/TRAFFIC SIGNAL UPGRADE PROJ, GP 1149, FUND TO 4570-202097 RAILROAD CROSSING/TRAFFIC SIGNAL UPGRADE PROJ, GP 1149 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#266/2014; EMERGENCY (\$11,104.23 SUPP APPROP FR UNAPPROP BAL OF 2767 JAIL DIVERSION GRANT FUND TO 2767 701001 JAIL DIVERSION GRANT - PERSONNEL)
Referred to Finance Committee
- 1ST RDG 2. AMEND APPROP O#266/2014; EMERGENCY (\$11,104.23 APPROP TRF FR 2766 701001 MUNICIPAL PROBATION SERVICES FUND - PERSONNEL TO 2766 701001 MUNICIPAL PROBATION SERVICES FUND - OTHER)
Referred to Finance Committee
- 1ST RDG 3. AMEND APPROP O#266/2014; EMERGENCY (\$10,000.00 APPROP TRF FR 2328 301001 - PERSONNEL TO 2328 301001 - OTHER; HEALTH DEPT.)
Referred to Finance Committee

(COUNCIL RECESSED AT 7:41 PM FOR THE PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE TO DISCUSS ORDINANCE #4; RECONVENED AT 7:45 PM)

- 187/2015 4. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT WITH OHIO MACHINERY CO, DBA OHIO CAT FOR PURCH OF USED BACKHOE FOR AMT NOT TO EXCEED \$76,000.00 AND TO SELL UNIT #4342, USED EXCAVATOR NO LONGER NEEDED BY COLLECTION SYSTEMS DEPT, TO STREET DEPT FOR AMT NOT TO EXCEED \$42,804.58; EMERGENCY
Referred to Public Property Capital Improvement Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD 2ND RDG O#5 - O#9)

- 2ND RDG 5. AUTHORIZE MAYOR TO ENTER INTO AGMT WITH CANTON COMM IMPROVEMENT CORP TO PROVIDE GRANT UTILIZING GENERAL FUND DOLLARS IN AMT NOT TO EXCEED \$75,000.00 FOR GRANTS, LOANS AND ADMIN COSTS; EMERGENCY (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 6. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO COOP AGMT WITH STARK CTY FOR NIMISHILLEN CREEK WATERSHED USGS STREAM GAUGE AND HYDRAULIC STUDY PROJ IN AMT NOT TO EXCEED \$33,310.00; EMERGENCY (PPCI)
- 2ND RDG 7. AUTHORIZE HIRING OF MARC A. MORGAN AS ASSIST SUPERINTENDENT OF WATER RECLAMATION FACILITY; EMERGENCY (PERS)
- 2ND RDG 8. AMEND EXHIBIT A TO O#40/2000 AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERS EMPLOYED BY CITY OF CANTON; EMERGENCY (DEPT. 10TE SAFETY DIRECTOR'S DEPT. OF TRAFFIC ENG AND SIGNAL ALARM - TRAFFIC ENG COORDINATOR, TRAFFIC ENG TECH 4, TRAFFIC ENG TECH 3, TRAFFIC ENG TECH 2; DEPT 20CE SERVICE DIRECTOR'S CITY ENG DIVISION - CIVIL ENG TECH V, CIVIL ENG TECH IV, CIVIL ENG TECH III, CIVIL ENG TECH II, CIVIL ENG TECH 1) (PERS)
- 2ND RDG 9. AMEND O#58/2014; EMERGENCY (ESTABLISH ONE (1) ADDT'L \$6,500.00 ANNUAL STIPEND BE PAID TO ANY INDIVIDUAL WHO SIMULTANEOUSLY HOLDS ANY TWO (2) OF THE FOLLOWING THREE (3) POSITIONS: ASSIST. SUPERINTENDENT AT WRF, FACILITIES ENG AT WRF AND SANITARY SEWER ENG IN COLLECTIONS SYSTEMS DEPT.) (PERS & FIN)

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

- 188/2015 10. AUTHORIZE MAYOR TO ENTER INTO COMMUNITY REINVESTMENT AREA AGMT WITH HISTORIC BLISS LLC TO PROVIDE REAL PROP TAX EXEMPTIONS FOR PARCEL #209886, #243353 AND #244732 IN CANTON CENTRAL NEIGHBORHOODS COMMUNITY REINVESTMENT AREA; AUTHORIZE GRANTING OF 10 YR REAL PROP TAX EXEMPTIONS; EMERGENCY
- 189/2015 11. VACATE A PORTION OF FARWICK COURT NW; EMERGENCY (ROBERT KNIGHT)
PUB HRG 10/5/15 @ 7:30 PM
- 190/2015 12. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORD; EMERGENCY (3660 GREENTREE AVENUE S.W. (NEW DAWN DEVELOPMENT) FROM B-3 (GENERAL BUSINESS) TO PCS (PLANNED COMMUNITY SERVICE, WARD 4)
PUB HRG 10/5/15 @ 7:31 PM
- 191/2015 13. AUTHORIZE SAFETY DIR TO ENTER INTO REVISED PARKING LEASE AGMT WITH DAY KETTERER LAW FIRM; EMERGENCY
- 192/2015 14. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO TAX INCENTIVE AGMTS WITH PHOENIX RISING BHR, INC. PURSUANT TO CITY'S ECONOMIC GROWTH INITIATIVE; EMERGENCY
- AMENDED AS**
- 193/2015 15. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR MGMT AND NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON, EMERGENCY (DEPT 80AU AUDITOR)
- 194/2015 16. ESTABLISH FAIR REUSE 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 #02-84893, 208 WALKER CT NE, JAMES LEDFORD, JR)
- 195/2015 17. AMEND APPROP O#266/2014; EMERGENCY (\$437,000.00 SUPP APPROP FR UNAPPROP BAL OF 2211 COMMUNITY DEV FUND TO 2211 506001 COMMUNITY DEV - OTHER; \$214,860.00 SUPP APPROP FR UNAPPROP BAL OF 2219 EMERGENCY SHELTER GRANT FUND TO 2219 506001 EMERGENCY SHELTER GRANT - OTHER)
- 196/2015 18. AMEND APPROP O#266/2014; EMERGENCY (\$1,100,000.00 SUPP APPROP FR UNAPPROP BAL OF 1152 NIP ACQUISITION DEMO DEBT FUND TO 1152 506001 NIP ACQUISITION DEMO DEBT - OTHER)
- 197/2015 19. AUTHORIZE MAYOR TO ENTER INTO AGMT WITH STATE OF OH, DEPT OF REHABILITATION & CORRECTION FOR RECEIPT OF FY 2016-2017 PROBATION IMPROVEMENT & INCENTIVE GRANT IN AMT OF \$88,822.00; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE 2765 PROBATION & IMPROVEMENT GRANT FUND; AMEND APPROP O#266/2014; EMERGENCY (\$82,822.00 SUPP APPROP FR UNAPPROP BAL OF 2765 PROBATION IMPROVEMENT & INCENTIVE GRANT FUND TO 2765 701001 PROBATION IMPROVEMENT & INCENTIVE GRANT - OTHER)
- 198/2015 20. AMEND APPROP O#266/2014; EMERGENCY (\$36,000.00 APPROP TRF FR 2323 301001 - OTHER TO 2323 301001 - PERSONNEL; \$16,000.00 SUPP APPROP FR UNAPPROP BAL OF 2313 LOCAL HEALTH FUND TO 2313 301001 LOCAL HEALTH FUND - PERSONNEL)
- 199/2015 21. AUTHORIZE MAYOR OR SAFETY DIR TO ACCEPT IMPAIRED DRIVING ENFORCEMENT PROG FFY 2016 GRANT FR OH DEPT OF PUBLIC SAFETY IN AMT NOT TO EXCEED \$23,815.92; EMERGENCY

POSTPONED INDEFINITELY

22. APPROVE AND ACCEPT REPLATTING OF LOTS 36904 AND 36905 AND PART OF LOT 36930; EMERGENCY (804 44TH ST NW, WARD 8, DRAKE & ASHLEY)
- 200/2015 23. AUTHORIZE MAYOR OR SAFETY DIR TO ACCEPT SELECTIVE TRAFFIC ENFORCEMENT PROG FFY 2016 GRANT FR OH DEPT OF PUBLIC SAFETY IN AMT NOT TO EXCEED \$17,738.03; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, October 19, 2015 in Council Caucus Room at 6:45 PM**

1) Finance Committee

MISCELLANEOUS BUSINESS: Member Mack expressed his concern regarding the 10/1/15 e-mail from the Fire Department stating that Station 10 would be relocated from 47th and Vernon NW to 25th and Cleveland NW, and would no longer be staffed. He said that this is a very important issue to all ward councilman and their constituents, and a decision should not be made without first consulting the councilman and the community. He feels that Station 10 is not only important to Ward 8, but to overall strategy, and asked the Safety Director to explain this. Safety Director Perry indicated that they have not changed the process on how stations operate. She said that Chief Rich met with the Union and did some analysis regarding shifts in the population and other factors. They were then going to meet with the Administration, but somehow the information got out on social media before that happened. She apologized and said that that information should not have been put out to the public. Member Mack asked if a decision had been made to close Station 10. Safety Director Perry indicated there have been no decisions to close anything at this point. Member Mack requested that they come to the ward councilman before a decision is made. Safety Director Perry said that would be done. Member Morris asked if the individual who put this information on social media could be held accountable. He doesn't feel it's right for the council members to be taking shots from their constituents because of it. Safety Director Perry did speak with the Law Department, but there are freedom of speech issues involved. She indicated that 26 firefighters were hired this year, and their budget is at less than 50% since 2008. Member Hawk asked if there are currently 150 firefighters on staff. Safety Director Perry said yes. Member Hawk inquired about the e-mail being on letterhead, which is not the social media. Safety Director Perry said the Chief received calls on social media as to what transpired. She and the Chief crafted this e-mail based on what happened on social media. It is just a work product. No decisions have been made. Member Griffin asked to be included in any meeting regarding Station 5 in his ward. Mayor Healy commented on the spiritual community and how they have helped to make the City strong. He mentioned leaders such as Father Coleman, Walter Henderson, and Rabbi Spitzer. In recognition of their importance, the George Dunwoody Foundation was recently established, and the Mayor read the Executive Order. October 7 has been designated Spiritual Leadership Day, and Brother Dave Lombardi is the first recipient.

ADJOURNMENT: 8:20 P.M.