

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

CANTON CITY COUNCIL

NOVEMBER 23, 2015

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** Not Necessary

**INVOCATION:** Richard Hart, Council-at-Large

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdg O#6 - O#8, O#10 - O#18; O#9 Retained in Committee; Informal Resolution #38 Adopted as Amended)

**PUBLIC HEARINGS:** None

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

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**PUBLIC SPEAKS (CITY BUSINESS):** Eugene A. Blakely, who works with the American Red Cross, spoke about maintaining smoke detectors. They usually only last about 10 years. After 10 years, the horn may work on them but the sensors don't. He passed out flyers with information about smoke detectors. He announced that he had a sign up sheet for free smoke detectors which would be given out in the Newton Zone on Thursday, November 26<sup>th</sup>. Patricia Kirk, President of Downtown Central Neighborhood Association, spoke about her concern for the Kresge Lot on Market Avenue. Her neighborhood association and the Can Do Association voluntarily adopted the lot through the City's Adopt-a-Sight Agreement in 2008. She would like the lot to be maintained as a greenspace because it meets the economic development of the City. Brenda Kimbrough also spoke about maintaining the greenspace on the Kresge Lot. She wanted Council to know that nature has a space and a place and that they should keep the area green and clean.

**INFORMAL RESOLUTIONS:**

38. COUNCIL-AS-A-WHOLE: REQ RENEWAL 5-YR, 4-MILL TAX LEVY FOR PARKS & RECREATIONAL PURPOSES. - ADOPTED AS AMENDED

**COMMUNICATIONS:**

405. COMMUNITY DEV DIR MILLER: AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT OF \$3,195.00 TO HOWLAND COMPANY FOR ASBESTOS ABATEMENT AS PART OF NIP PROGRAM (1542 OLIVE PLACE NE). - FINANCE COMMITTEE

406. COUNCIL MEMBERS:  
FRANK MORRIS (WARD 9)  
CHRIS SMITH (WARD 4)  
THOMAS WEST (WARD 2)  
KEVIN FISHER (WARD 5)  
JOHN MARIOL (WARD 7)  
JAMES BABCOCK (CNCL-AT-LG) REQ FOR LEGISLATION ADJUSTING REPORTING STRUCTURE OF OFFICE OF FINANCE. - PERSONNEL AND FINANCE COMMITTEES

407. LAW DIRECTOR MARTUCCIO: AUTHORIZE LEGISLATION TO FREEZE LAW DIR STIPEND AT CURRENT LEVEL (\$3,000.00) AND DIRECT REMAINING MONEY TO SPECIAL PERSONNEL SALARY FUND FOR ASST LAW DIR TO PROSECUTE MISDEMEANORS IN TOWNSHIPS IN CANTON MUNICIPAL COURT DISTRICT (STIPEND INCREASED TO \$29,000.00 EFFECTIVE 1/31/16). - PERSONNEL AND FINANCE COMMITTEES

408. LIQUOR CONTROL DIV (OHIO): REQ NEW C1 C2 LIQUOR PERMIT FOR SHA B INC DBA B&B DRIVE THRU #3 @ 1225 RAFF RD SW (WARD 3). - RECEIVED & FILED

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

1<sup>ST</sup> RDG 1. AMEND APPROP O#266/2014; EMERGENCY (\$47,500.00 SUPP APPROP FR UNAPPROP BAL OF 2762 INDIGENT DRIVER ALCOHOL TREATMENT FUND TO 2762 701001 INDIGENT DRIVER ALCOHOL TREATMENT - OTHER)  
Referred to Finance Committee

1<sup>ST</sup> RDG 2. AMEND APPROP O#266/2014; EMERGENCY (\$13,767.17 SUPP APPROP FR UNAPPROP BAL OF 2767 701001 JAIL DIVERSION GRANT FUND - PERSONNEL TO 2767 701001 JAIL DIVERSION GRANT FUND - OTHER)  
Referred to Finance Committee

1<sup>ST</sup> RDG 3. ACCEPT \$100,000.00 DONATION FROM ROTARY CLUB OF CANTON; AUTHORIZE SERV DIR TO ENTER INTO MEMORANDUM OF UNDERSTANDING WITH ROTARY TO ACCEPT DONATION; AUTHORIZE AND DIRECT CITY AUDITOR TO RE-ESTABLISH 2461 MARKET SQUARE DONATION FUND FOR PURPOSE OF ACCEPTING AND TRACKING SAID DONATION AND EXPENDITURES AND ANY RELATED DONATIONS TO MARKET SQUARE PROJ FR COMMUNITY ORGANIZATIONS AND NON-PROFITS; EMERGENCY  
Referred to Finance Committee

1<sup>ST</sup> RDG 4. AMEND APPROP O#266/2014; EMERGENCY (\$55,636.00 SUPP APPROP FR UNAPPROP BAL OF 4509 2006 RECREATIONAL BOND FUND TO 4509 506001 COMMUNITY DEVELOPMENT - ADMIN - OTHER)  
Referred to Public Property Capital Improvement Committee

1<sup>ST</sup> RDG 5. SUBMIT TO ELECTORATE OF CANTON A RENEWAL OF 4.0 MILL LEVY OUTSIDE 10 MILL LIMITATION FOR CANTON PARKS SYSTEM FOR PERIOD NOT TO EXCEED 5 YEARS  
Referred to Parks & Recreation and Finance Committees

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD 2<sup>ND</sup> RDG O#6 - O#8, O#10 - O#18; O#9 RETAINED IN COMMITTEE)**

- 2<sup>ND</sup> RDG 6. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORD; EMERGENCY (2835 W TUSC ST FOR FETTMAN PROP MGMT FR B-3 GENERAL BUSINESS & R-1 SINGLE FAMILY RESIDENTIAL TO PB-3 PLANNED GENERAL BUSINESS, WARD 3) **PUB HRG 11/30/15 @ 7:30 PM**  
(JUD)
- 2<sup>ND</sup> RDG 7. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT WITH ALLIANCE FOR CHILDREN & FAMILIES TO PROVIDE GRANT UTILIZING HOME FUNDS IN AMT NOT TO EXCEED \$325,000.00 FOR CONSTRUCTION OF 10-UNIT APARTMENT COMPLEX WITH 30-BED CAPACITY FOR HOMELESS FAMILIES WITHIN THE CITY; EMERGENCY (500 BLOCK OF LINWOOD SW) (C&ED)
- 2<sup>ND</sup> RDG 8. APPROVE DEPT OF DEVELOPMENT'S AMENDED CITIZEN PARTICIPATION PLAN; EMERGENCY (HUD POLICIES) (C&ED)
- 2<sup>ND</sup> RDG 9. DECLARE WEEK OF DECEMBER 7 - DECEMBER 11, 2015 TO BE AMNESTY WEEK FOR ANY PERSON WITH UNPAID PARKING TICKETS AND UNPAID RENTAL REGISTRATION FEES; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 10. AUTHORIZE MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF MENTAL HEALTH AND ADDICTION SERV FOR RECEIPT OF FY 2016 SPECIALIZED DOCKET SUBSIDY GRANT IN AMT OF \$42,700.70; AMEND APPROP O#266/2014; EMERGENCY (\$42,700.70 UNAPPROP BAL OF 2797 SPECIALIZED DOCKET GRANT FUND TO 2797 701001 SPECIALIZED DOCKET GRANT - PERSONNEL) (FIN)
- 2<sup>ND</sup> RDG 11. AMEND APPROP O#266/2014; EMERGENCY (\$48,850.00 SUPP APPROP FR UNAPPROP BAL OF GUARDRAIL/ATTENUATOR REPLACEMENT FD TO 2415 202210 STREET MAINT; APPROP TRFS FOR STREET MAINT, BLDG MAINT, PIROLOZZI, CENTRAL COMM, TRAFFIC, HUMAN RESOURCES, CIVIL SERV, URBAN FORESTRY PER EXHIBIT A) (FIN)
- 2<sup>ND</sup> RDG 12. APPROVE EXERCISE OF 1-YR OPTION OF FUEL CREDIT CARD PROG WITH SPEEDWAY, LLC; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 13. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT WITH STARK COUNTY PUBLIC DEFENDER COMMISSION FOR PROVISION OF LEGAL SERV TO INDIGENTS; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 14. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO 36 MO EXTENSION OF CITY'S CURRENT CONTRACT WITH AT&T CORP FOR DS1, DS3 AND ISDN SERV AND TO NEGOTIATE AND ENTER INTO CONTRACT WITH AT&T CORP FOR IP FLEXIBLE SOLUTION TO REPLACE CITY'S CURRENT PHONE CARRIER SERV AND LONG DISTANCE SERV CONTRACTS; EMERGENCY (FIN & PPCI)
- 2<sup>ND</sup> RDG 15. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERV AND/OR COOP PURCH CONTRACT PURSUANT TO CANTON CODIFIED ORDINANCE SEC 105.10 AND/OR SEC 105.11 WITH PRO ONCALL TECHNOLOGIES, LLC IN AMT NOT TO EXCEED \$44,000.00 TO UPGRADE CURRENT TOSHIBA PHONE SYSTEM, REPLACE EXISTING VOICEMAIL SERV AND PROVIDE 5 YR TOSHIBA SOFTWARE SUPPORT AND UPGRADE SERV; EMERGENCY (FIN & PPCI)
- 2<sup>ND</sup> RDG 16. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERV CONTRACTS WITH PROF SERV INDUSTRIES, INC. FOR DESIGN, ENGINEERING, CONTRACT ADMIN AND OTHER PROF SERV FOR CITY HALL & CIRELLI BLDG ROOF REPAIR/REPLACEMENT PROJ AND TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACTS FOR SAID PROJ; EMERGENCY (PPCI)
- 2<sup>ND</sup> RDG 17. AMEND APPROP O#266/2014; EMERGENCY (\$3,000.00 APPROP TRF FR 1001 852001 TREASURER - OTHER TO 1001 852001 TREASURER - PERSONAL SERVICES; \$51,014.21 APPROP TRF FR 2120 852101 INCOME TAX - OTHER AND \$15,000.00 APPROP TRF FR 2120 852101 INCOME TAX - INCOME TAX REFUND TO 2120 852101 TREASURER - PERSONAL SERVICES IN AMT OF \$66,014.21) (FIN)
- 2<sup>ND</sup> RDG 18. AMEND TITLE NINE, TAXATION OF THE CODIFIED ORDINANCES OF CITY OF CANTON BY ADDITION OF CHAPTER 182, MUNICIPAL INCOME TAX (EFFECTIVE 1/1/16) (FIN)

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

- 224/2015 19. AMEND APPROP O#266/2014; EMERGENCY (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 6018 VEHICLE SELF INSURANCE FUND TO 6018 VEHICLE SELF INSURANCE FUND - OTHER)
- 225/2015 20. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT FOR 53<sup>RD</sup> STREET RESERVOIRS REROOFING PROJ; RECEIVE GRANT FUNDS IN AMT OF \$355,417.00 AND ZERO PERCENT INT LOAN IN AMT OF \$369,923.00; AUTHORIZE AUDITOR TO ESTABLISH 5231 53<sup>RD</sup> ST. RESERVOIR ROOF REPLACEMENT PROJ FUND; AMEND APPROP O#266/2014; EMERGENCY (\$725,340.00 SUPP APPROP FR UNAPPROP BAL OF 5231 53<sup>RD</sup> ST. RESERVOIR ROOF REPLACEMENT PROJECT FUND TO 5231 207033 53<sup>RD</sup> ST. RESERVOIR ROOF REPLACEMENT PROJECT - OTHER)

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

- 1) Finance Committee
- 2) Public Property Capital Improvement Committee
- 3) Parks & Recreation Committee

**MISCELLANEOUS BUSINESS:** Member Hart told Deputy Mayor Williams that on Route 62, as you head up Route 77 South, there is a dead deer that has been there for quite a while. It's on the exit leading to the Hall of Fame. He noticed another two dead does while heading North, between the Tuscarawas and Route 62 exit. He wanted to know if it was the City's responsibility for cleaning that up or ODOT. Deputy Mayor Williams said he didn't know but he would find out. Member Griffin said there will be a special meeting of the Canton Board of Park Commissioners and the Canton Joint Recreation Department on Wednesday, December 2 at 5:30 p.m. to discuss the future of the proposed departmental merge and corresponding ballot issues. The meeting will be held in Council Chambers. Member West thanked Mr. Blakely for coming down and educating Council on smoke detectors. He also spoke to Ms. Kirk and Ms. Kimbrough and said that he will continue to fight for some greenspace at Market Square. Law Director Martuccio thanked Council for passing the Amendment to the Informal Resolution. This will give flexibility to ask the County Auditor to provide valuations, 4 Mills and 5 Mills, because the Commission and the Joint Recreation Board are formulating alternative strategies. By the time there is a 3<sup>rd</sup> Reading, Council will know precisely where we're headed in terms of the Park Levy. He also thanked Member Hart for the Invocation prayer, he thought it summed him up. Law Director Martuccio then announced to various members in the Council Horseshoe that there would be a motion to go into Executive Session for the Claims Committee to discuss a pending claim against the city. Service Director Bartos said he attended a District 19 Public Works Integrating Committee meeting. He, Dan Moeglin and Tyler Converse received a recommendation of the Committee that the City of Canton should receive nearly \$7 million dollars in funds for various projects. He also thanked Dan Moeglin, who was responsible for \$6 million dollars of the funding. Although they're just recommendations, they usually hold and are solid. There will be matching funds for many of the projects and they will also have to look at Capital Funding and find creative ways to use it for the next couple of years. He also thanks Tyler Converse who was responsible for the Avondale Water Line Project Grant. The Grants would be received July 1, 2016.

**ADJOURNMENT:** 8:00 P.M.

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