

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

JANUARY 25, 2016

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: James Babcock, At-Large Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#3; 2nd Rdg O#4 - O#6; O#3 Adopted on 1st Rdg; O#5 Adopted on 2nd Rdg; O#6 Adopted as Amended on 2nd Rdg)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Pete DiGiacomo spoke about the Memorial Service for K9 Jethro. He commended Council for their attendance. He also spoke highly of the trainer, all of Canton's Officers and Canines, and of all of the Officers who attended the Service from out of state. He thought it was a very moving tribute. Mr. DiGiacomo also thought it was a bad idea that the City is donating money to various community organizations when there's no money. He mentioned the City giving \$200,000.00 for the Market Square project. Member Mack informed him that those funds were donated funds, not money from the City. Tim Porter also attending the Memorial Service for K9 Jethro. He thinks a great way to remember K9 Jethro would be to consider naming a major street after him. Lois Jacobson gave an update on Dialogues on Diversity. She stated that the team from Dialogues on Diversity will be here on March 1, 2016. They have covered 14 states and given 41 presentations already. The city-wide meeting last week went well. They had been preparing for 1 year. The group focus on the needs of the community. Council was invited to contact her with any questions regarding diversity in their Wards.

INFORMAL RESOLUTIONS:

6. PERSONNEL COMMITTEE: RECOMMENDATION OF APPOINTMENT OF KELLEN SHOWES AS CLERK OF COUNCIL. - ADOPTED

COMMUNICATIONS:

12. COUNCIL MEMBER HAWK: AMEND OFF-STREET PARKING ORDINANCE(S). - JUDICIARY COMMITTEE
13. COURT ADMIN KOCHERA: REQ APPROP TRF OF \$2,723.54 FR PERSONNEL SERVICES #2767-701001 JAIL DIVERSION GRANT FUND TO OTHER #2767-701001 JAIL DIVERSION GRANT FUND. - FINANCE COMMITTEE
14. ECONOMIC DEV DIR WILLIAMS: AUTHORIZE ACCEPTANCE OF JOBS OHIO FUNDING IN AMT OF \$148,215.00 FOR EXPENSES ASSOC WITH PHASE 2 ENVIRONMENTAL ASSESSMENT OF FMV WEBER DENTAL FACILITY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
15. ECONOMIC DEV DIR WILLIAMS: AUTHORIZE MAYOR/SERV DIR TO ENTER INTO CONTRACT WITH BROWNFIELD RESTORATION GROUP INI AMT NOT TO EXCEED \$148,215.00 FOR PHASE 2 ENVIRONMENTAL ASSESSMENT WORK PERFORMED AT FMV WEBER DENTAL FACILITY (\$148,215.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS TO 4501 506001 COMM. DEV. ADMIN. - OTHER; \$148,215.00 SUPP APPROP FR UNAPPROP BAL OF 2817 JOBS OHIO FUND TO 2817 506001 COMM. DEV. ADMIN. - OTHER). - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
16. FINANCE DIR DIRUZZA: AMEND O#259/2015 TO ALLOW VARIOUS MUNI BLDG ROOFING PROJ TO STAY ON TRACK AND TO PAY OFF DEBT ASSOC WITH ISSUANCE OF ORIGINAL BOND ANTICIPATION NOTE FOR 2015 CONSTRUCTION/RECONSTRUCTION NOTE FUND (\$2,638,999.64 SUPP APPROP FR UNAPPROP BAL OF 4504 2015 CONSTRUCTION/RECONSTRUCTION NOTE FUND TO 4504 201001 SERVICE DIRECTOR ADMIN - OTHER; \$73,334.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207003 BILLING AND RECORDS - OTHER; \$73,334.00 SUPP APPROP FR UNAPPROP BAL OF 5410 207003 BILLING AND RECORDS - OTHER; \$73,332.00 SUPP APPROP FR UNAPPROP BAL OF 5601 REFUSE FUND TO 5601 207003 BILLING AND RECORDS - OTHER). - PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES
17. LAW DIR MARTUCCIO: UPDATE AND AMEND CHAPTER 539 (EXISTING ORDINANCES AND REGULATIONS INTO NEW, ENFORCEABLE ORDINANCES FOR HEALTH, SAFETY AND WELFARE OF PUBLIC - PARK). - JUDICIARY COMMITTEE
18. LAW DIR MARTUCCIO: AUTHORIZE SERV DIR TO RENEW CONTRACT FOR GENERAL LIABILITY, AUTOMOBILE LIABILITY, PUBLIC OFFICIALS LIABILITY, LAW ENFORCEMENT LIABILITY, EMPLOYER'S LIABILITY, EMPLOYEE BENEFITS LIABILITY INSURANCE, AND CABER LIABILITY INSURANCE WITH OHIO PLAN THRU HOLLAND GROUP IN AMT NOT TO EXCEED \$164,769.00 RETRO TO 1/1/16 THRU 1/1/17. - FINANCE COMMITTEE
19. LAW DIR MARTUCCIO: AUTHORIZE MAYOR OR SERV DIR TO EXECUTE NECESSARY DOCUMENTS TO RESOLVE 1936 DEED RESTRICTION ON STADIUM PARCEL (HOF VILLAGE PROJECT). - FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

20. LIQUOR CONTROL DIV (OHIO): REQ NEW D1 D3 PERMIT FOR FRONIMO LLC DBA FRONIMOS PUB @ 315 CLEVELAND AVE NW. - RECEIVED & FILED
21. MAYOR BERNABEI: AUTHORIZE RE-APPT OF RODNEY MEADOWS TO ARCHITECTURAL REVIEW BOARD FOR RETRO TERM FR 1/1/16 TO 12/31/19. - PERSONNEL COMMITTEE
22. MAYOR BERNABEI: AUTHORIZE RE-APPT OF KARL "BUTCH" KRAUS TO ZONING BOARD OF APPEALS FOR RETRO TERM FR 1/1/16 TO 12/31/18. - PERSONNEL COMMITTEE
23. MAYOR BERNABEI: AUTHORIZE RE-APPT OF STEVE LAMIEL TO ZONING BOARD OF APPEALS FOR RETRO TERM FR 1/1/16 TO 12/31/18. - PERSONNEL COMMITTEE
24. PLANNING COMMISSION: REQ REPLAT OF ALL OF OUTLOT 1071 & PART OF OUTLOT 1072 FOR DEDICATED PUBLIC RIGHT OF WAY AND FURTHER GROWTH OF SOUTHERN BORDER (DAN HERSHBERGER FOR NEW DAWN DEVELOPMENT). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
25. PLANNING COMMISSION: REQ ZONE CHANGE FR PB-4 - PLANNED SPECIAL BUSINESS DISTRICT AND R-1A - SINGLE FAMILY RESIDENTIAL TO PB-4 - PLANNED SPECIAL BUSINESS FOR 907 - 11TH ST NW (PARCEL 230614, 213860, 247996, AND 230355 FOR DARLENE LEGHART OF HAMMER & NAILS, WARD 1). - JUDICIARY COMMITTEE
26. PLANNING COMMISSION: REQ REPLAT OF CANTON CITY LOTS 34196 - 34207, PART OF LOT 34965, OUTLOT 704, AND PART OF OUT LOTS 536 AND 705 (HOF FOR CANTON CITY SCHOOLS, WARD 7). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
27. SERVICE DIR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH PROFESSIONAL SERVICE INDUSTRIES, INC. FOR DESIGN, ENGINEERING, CONTRACT ADMIN, AND OTHER PROF SERVS FOR SERVICE CENTER BUILDING B ROOF REPAIR/REPLACEMENT PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT FOR SERVICE CENTER BUILDING B ROOF REPAIR/REPLACEMENT PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH PROFESSIONAL SERVICE INDUSTRIES, INC. FOR DESIGN, ENGINEERING, CONTRACT ADMIN, AND OTHER PROF SERVS FOR SERVICE CENTER BUILDING C ROOF REPAIR/REPLACEMENT PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT FOR SERVICE CENTER BUILDING C ROOF REPAIR/REPLACEMENT PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
28. SERVICE DIR BARTOS: REQ LEGISLATION THAT ACTS AS FINAL PARTICIPATORY COOPERATIVE LEGISLATION WITH ODOT, STA-US30-13-10, PID 77887, GP 1166; MAKE \$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501-202001 ENGINEERING ADMINISTRATION - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
29. TREASURER PEREZ: RPT OF PARKING METER REV FOR DECEMBER 2015. - RECEIVED & FILED
30. TREASURER PEREZ: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX FOR DECEMBER 2015. - RECEIVED & FILED
31. TREASURER PEREZ: AMEND O#259/2015 FOR INCOME TAX DIVISION TO MEET PENDING REFUND OBLIGATIONS (\$185,168.06 SUPP APPROP FR UNAPPROP BAL OF 7501 AUDITOR/TREASURER TRANSFER FUND TO 7501 852101 INCOME TAX ADMINISTRATION REFUNDS; \$1,000,000.00 SUPP APPROP FR UNAPPROP BAL OF 2120 INCOME TAX FUND TO 2120 852101 INCOME TAX ADMINISTRATION REFUNDS). - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE LAW DIR TO ENTER INTO CONTRACT WITH CITIES AND VILLAGES TO PROVIDE LEGAL REPRESENTATION IN PROSECUTION OF CRIMINAL CASES AND RELATED MATTERS BY PROSECUTOR'S OFFICE; EMERGENCY (EAST CANTON - \$11,900.00; EAST SPARTA - \$5,500.00; HARTVILLE - \$13,300.00; LOUISVILLE - \$28,000.00; MAGNOLIA - \$4,800.00; NORTH CANTON - \$39,000.00; WAYNESBURG - \$6,400.00)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERVS CONTRACTS FOR ARCHITECTURAL SERVS, ENGINEERING SERVS, CONSTRUCTION OVERSIGHT SERVS, AND ALL OTHER PROF SERVS NECESSARY FOR MARKET SQUARE ENHANCEMENT PROJ FOR AMT NOT TO EXCEED \$200,000.00; EMERGENCY
Referred to Finance Committee

(COUNCIL RECESSED AT 7:41 PM FOR THE PUBLIC SAFETY & THOROUGHFARES COMMITTEE TO DISCUSS ORDINANCE #3; RECONVENED AT 7:42 PM)

- 4/2016 3. APPROVE AND ACCEPT REPLAT OF LOTS 34196-34207, PART OF LOT 34965, OUT LOT 704, AND PART OF OUT LOT 536 AND 705; DISSOLUTION OF ROAD RESERVATIONS; EMERGENCY (HOF)
Referred to Public Safety & Thoroughfares Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD 2ND RDG O#4 - O#6; O#5 ADOPTED ON 2ND RDG; O#6 ADOPTED AS AMENDED ON 2ND RDG)

- 2ND RDG 4. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERV CONTRACT WITH CT CONSULTANTS FOR DESIGN OF AVONDALE AREA WATER MAIN REPLACEMENT PROJ (PHASE II), AMEND APPROP O#259/2015; EMERGENCY (\$84,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207040 AVONDALE AREA WATER MAIN REPLACEMENT PROJ PHASE II - OTHER)
(FIN)

- 5/2016 5. AUTHORIZE MAYOR AND/OR SERV DIR AND SAFETY DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO VARIOUS CONTRACTS FOR SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES, AND SERV PURSUANT TO CODIFIED ORDINANCE SEC 105.09; ENTER INTO PROF SERV CONTRACTS PURSUANT TO CODIFIED ORDINANCE SEC 105.10; ENTER INTO AND UTILIZE COOP PURCH AGMTS PURSUANT TO CODIFIED ORDINANCE SEC 105.11; ENTER INTO CONTRACTS PURSUANT TO ORC SEC 735.05 AND 737.03 WITH QUALIFIED NONPROFIT AGENCIES DURING THE 2016 CALENDAR YR; EMERGENCY
(FIN)

AMENDED AS

- 6/2016 6. AUTHORIZE MAYOR, SERV DIR AND/OR SAFETY DIR TO COMPLETE CONTRACTING PROCESS FOR VARIOUS CONTRACTS PREVIOUSLY AUTHORIZED BUT NOT COMPLETED BY 1/1/16; EMERGENCY
(FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE: None

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, February 1, 2016 in Council Caucus Room at 6:45 PM

1) Finance Committee

MISCELLANEOUS BUSINESS: Member Fisher commended Tyler Converse and the Water Department on their use of the Project Labor Agreement. They were able to help the city come in under budget and under time in their work. He thanked the Local Union 94 for their assistance. He also asked for an update on the Comprehensive Plan. Economic Dev. Dir. Williams said there are tentative dates for 2 more Comprehensive Plan meetings. The meeting scheduled for 2/9 @ 4:00 is to discuss the actual Plan; the meeting scheduled for 2/23 @ 4:00 is to discuss the zoning aspects of the Plan; and the meeting scheduled for 2/29 @ 4:00 is for the presentation for the final draft of the Comprehensive Plan. There will be another meeting with Council to discuss the Plan and that date is tentatively set for 2/29 @ 6:00. Dir. Williams will be finalizing the time for that meeting with Majority Leader Morris. Member Fisher commended Dir. Williams for doing a fantastic job with the Comprehensive Plan. Law Director Martuccio spoke about the Dialogues on Diversity Program and how they have helped to break down various cultural barriers. He attended their meeting last week and encouraged everyone to attend the upcoming meeting. President Schulman spoke the Federal Government cutting the funds to cities and mentioned how they do not invest in their communities. He said that the City has to make some expenditures and over time we do so a 10 fold return.

ADJOURNMENT: 7:50 P.M.

NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 1, 2016 @ 7:30 PM