

RECOGNITION OF JACKSON HIGH SCHOOL STUDENTS

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Frank Morris, Ward 9 Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#6, 2nd Rdg O#7 - O#15; O#6 Adopted on 1st Rdg; O#13-O#15 Adopted on 2nd Rdg; O#16 & O#17 Postponed)

PUBLIC HEARINGS:

7:30 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE HALL OF FAME VILLAGE #1 ANNEXATION AREA CONTAINING APPROXIMATELY 2.797 ACRES IN PLAIN TOWNSHIP; PLANNING COMMISSION RECOMMENDED APPROVAL, ASSIGNING SAID TERRITORY TO WARD 7 OF THE CITY; ZONING SAID TERRITORY AS HOFV (HALL OF FAME VILLAGE DISTRICT)
(ONE SPEAKER) **O#233/2016**

7:31 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; PLANNING COMMISSION RECOMMENDED APPROVAL (900 BLOCK OF TUSCARAWAS ST W FROM R-1A (SINGLE FAMILY RESIDENTIAL) AND B-3 (GENERAL BUSINESS) TO PB-3 (PLANNED GENERAL BUSINESS) FOR MARK BUSH, AGENT FOR STARK MANAGEMENT SERVICES - WARD 1)
(NO SPEAKERS) **O#234/2016**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): None

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

439. AUDITOR MALLONN: APPROVE ISSUANCE OF NOTE NOT TO EXCEED \$2,000,000.00 IN ANTICIPATION OF COLLECTION & PAYMENT OF INCOME & PROPERTY TAXES & MISC OTHER SOURCES; REQ \$2,000,000.00 APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 801001 ANTICIPATORY NOTE OTHER. - FINANCE COMMITTEE
440. CD DIRECTOR MILLER: AUTHORIZE MAYOR TO SUBMIT APPLICATION TO US DEPT OF HOUSING & URBAN DEVELOPMENT (HUD) TO RECEIVE FUNDS FR 2016 ENHANCED EDUCATION & OUTREACH PARTNERSHIP GRANT FOR FAIR HOUSING; AUTHORIZE AUDITOR TO ESTABLISH 2016 PARTNERSHIP GRANT FUND FOR RECEIPT & DISBURSEMENT OF THESE FUNDS & DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
441. FINANCE DIRECTOR CROUSE: REQ \$4,000.00 APPROP TRF FR 1001 201015 ANNEXATION - OTHER TO 1001 203001 CIVIC CENTER - OTHER FOR PAYMENT OF OCT 2016 BILL TO SMG. - FINANCE COMMITTEE
442. MAYOR BERNABEI: ADVISING OF RE-APPT OF SAMUEL SLIMAN TO CANTON PARK COMMISSION FOR TERM COMMENCING 1/1/17 AND EXPIRING 12/31/19. - RECEIVED & FILED
443. SAFETY DIRECTOR PERRY: REQ \$4,500.00 SUPP APPROP FR UNAPPROP BAL OF FUND #2776 POLICE DONATION FUND TO 2776 102001 POLICE DEPARTMENT - OTHER FOR PURCH OF DIGITAL CAMERAS FOR PATROL DIV OFFICERS. - FINANCE COMMITTEE
444. SAFETY DIRECTOR PERRY: RATIFY DEMO OF 613 ALEXANDER PL NE PURSUANT TO SEC 105.04 OF CANTON CODIFIED ORDINANCES; AUTHORIZE AUDITOR TO PAY MORAL OB TO COMMERCIAL & RESIDENTIAL SERVICES GENERAL CONTRACTING CO FOR AMT NOT TO EXCEED \$21,800.00 FOR THIS EMERGENCY DEMO; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#44/2016; EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BALANCE OF 6010 801001 WORKERS COMP RETRO FUND TO 6010 801001 WORKERS COMP RETRO - OTHER) (CONT'D OPER OF ACCT'G FOR INTERNAL WORKERS COMP RETRO CLEARING ACCT)
Referred to Finance Committee
- 1ST RDG 2. AMEND APPROP O#44/2016; EMERGENCY (\$20,000.00 APPROP TRF FR 1001 801010 AUDITOR LEGALLY BINDING EXP. FUND - OTHER TO 1001 801001 AUDITOR ADMINISTRATION - OTHER) (CONT'D OPER OF ACCT'G FOR AND FUNDING GENERAL FUND ACCT)
Referred to Finance Committee
- 1ST RDG 3. AMEND APPROP O#44/2016; EMERGENCY (\$25,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 102020 POLICE DETECTIVE BUREAU FOR \$20,000.00 & TO 1001 102080 POLICE TRAFFIC DIVISION FOR \$5,000.00; \$11,585.00 SUPP TRF FR 1001 506001 COMMUNITY DEVELOPMENT - OTHER TO 1001 506001 COMMUNITY DEVELOPMENT - PERSONNEL)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 4. AMEND RESOLUTION #144/2015 (INCLUDE FIRST COMMONWEALTH & WESTFIELD BANKS AMONG CITY'S DESIGNATED DEP THRU 5/2020)
Referred to Finance Committee
- 1ST RDG 5. AMEND FOLLOWING SECTIONS OF CODIFIED ORDINANCES OF CITY OF CANTON: 125.02, NONPAYMENT CHECKS; 181.05(G) RETURN AND PAYMENT OF TAX; REFUND; 182.03 DEFINITIONS; 182.051 COLLECTION AT SOURCE; WITHHOLDING FR QUALIFYING WAGES; 182.053 COLLECTION AT SOURCE; CASINO AND VLT; 182.062 NET PROFIT; INCOME SUBJECT TO NET PROFIT TAX; ALTERNATIVE APPORTIONMENT; 182.09 ANNUAL RETURN; 182.14 CONFIDENTIALITY; 185.08 RETURNS REQUIRED; 1311.04 REQUIREMENTS FOR HOME IMPROVEMENT CONTRACTOR'S LICENSE; 1313.04 REQUIREMENTS FOR ELECTRICAL CONTRACTOR'S LICENSE; FEE 1315.06 REQUIREMENTS FOR PLUMBING CONTRACTOR'S LICENSE; 1317.06 REQUIREMENTS FOR HVAC/R CONTRACTOR'S REGISTRATION; FEE; 1319.03 LICENSE AND BOND REQUIREMENTS; 1321.03 TELECOMMUNICATIONS CONTRACTOR'S LICENSE REQUIRED; EMERGENCY
Referred to Judiciary Committee

(COUNCIL RECESSED AT 7:38 P.M. FOR THE PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE TO DISCUSS ORDINANCE #6; RECONVENED AT 7:39 P.M.)

- 229/2016 6. AMEND EXHIBIT A OF O#168/2016; EMERGENCY (MAHONING RD NE CORRIDOR PROJ, RIGHT-OF-WAY ACQUISITION AUTH)
Referred to Public Property Capital Improvement Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD 2ND RDG O#7 - O#15; O#13-O#15 ADOPTED ON 2ND RDG)

- 2ND RDG 7. PROVIDE FOR ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN AN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$2,000,000.00 TO PROVIDE FUNDS TO MAKE A LOAN FOR ECONOMIC DEVELOPMENT IN THE CITY; AUTHORIZE RELATED MATTERS; EMERGENCY (FIN)
- 2ND RDG 8. AMEND APPROP O#44/2016; EMERGENCY (\$1,387.80 SUPP APPROP FR UNAPPROP BAL OF 1001 801001 GENERAL OPERATING FUND TO 1001 801001 GENERAL OPERATING - PERSONNEL) (AUDITOR'S OFFICE) (FIN)
- 2ND RDG 9. AMEND APPROP O#44/2016; EMERGENCY (\$2,500.00 SUPP APPROP FR UNAPPROP BAL OF 1001 852001 GENERAL OPERATING FUND TO 1001 852001 GENERAL OPERATING - PERSONNEL) (TREASURY DEPT) (FIN)
- 2ND RDG 10. AMEND APPROP O#44/2016; EMERGENCY (\$3,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 753001 GENERAL OPERATING FUND TO 1001 753001 GENERAL OPERATING - PERSONNEL) (LAW DEPT) (FIN)
- 2ND RDG 11. APPROVE AND ACCEPT REPLATTING OF ALL OF LOTS 13648 AND 13649; EMERGENCY (300 BLOCK OF WEBSTER, WARD 4, HABITAT FOR HUMANITY) (PS&T)
- 2ND RDG 12. AUTHORIZE MAYOR AND/OR SERV DIR AND SAF DIR TO: ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACTS FOR THE PURCH OF MATERIALS EQUIPMENT, SUPPLIES, AND SERVS PURSUANT TO COD ORD SEC 105.09; ENTER INTO PROF SERVS CONTRACTS PURSUANT TO COD ORD SEC 105.10; ENTER INTO CONTRACTS VIA ANY COOP PURCH AGMTS AUTHORIZED BY LAW; ENTER INTO CONTRACTS PURSUANT TO O.R.C. SEC 735.05 WITH QUALIFIED NONPROFIT AGENCIES; ENTER INTO CONTRACT AMENDMENTS AND CONTRACT MODIFICATIONS; AUTHORIZE ANY CONTRACTS, CONTRACT AMENDMENTS, AND CONTRACT MODIFICATIONS ENTERED INTO PURSUANT TO THIS ORDINANCE TO BE MULTIPLE YEAR AGMTS AND/OR CONTAIN RENEWAL PROVISIONS WHERE REQUIRED OR BENEFICIAL TO THE CITY; EMERGENCY (FIN)
- 230/2016 13. AMEND APPROP O#44/2016; EMERGENCY (\$163,751.09 APPROP TRF FR 2530 401060 PARKS AND REC - PERSONNEL - \$15,000.00, FR 1001 301001 HEALTH - NURSES - PERSONNEL - \$13,416.00, FR 1001 301001 HEALTH - NURSES - OTHER - \$14,335.09, FR 1001 201001 SERVICE DIRECTOR - PERSONNEL - \$20,000.00, FR 1001 201201 PURCHASING - PERSONNEL - \$3,000.00, FR 1001 202210 MAINT - PERSONNEL - \$63,000.00, FR 1001 701001 JUDGES - PERSONNEL - \$35,000.00 TO 2530 401060 PARKS AND REC - OTHER - \$15,000.00, TO 1001 307001 ENVIRONMENTAL - PERSONNEL - \$27,751.09, TO 1001 101001 SAFETY DIRECTOR - PERSONNEL - \$11,059.54, TO 1001 102090 POLICE - PERSONNEL - \$30,000.00, TO 1001 204010 OTHER BUILDINGS - PERSONNEL - \$20,000.00, TO 1001 501001 MAYOR'S - PERSONNEL - \$10,000.00, TO 1001 501101 HUMAN RESOURCES - PERSONNEL - \$2,090.00, TO 1001 506001 COMMUNITY DEV - PERSONNEL - \$10,000.00, TO 1001 801001 AUDITOR - PERSONNEL - \$10,000.00, TO 1001 852001 TREASURER - PERSONNEL - \$6,700.00, TO 1001 102001 POLICE ADMIN - PERSONNEL - \$21,150.46) (PAYROLL & OTHER OBS FOR 2016) (FIN)
- 231/2016 14. RE-AUTHORIZE O#170/2015; AMEND APPROP O#44/2016; AUTHORIZE AUDITOR TO PAY ONE OR MORE MORAL OBS TO STARK CTY IN TOTAL AMT NOT TO EXCEED \$305,000.00; EMERGENCY (\$305,000.00 APPROP TRF FR 5410 202010 ENGINEER DAILY OPERATIONS - OTHER TO 5410 206317 MAPLEWOOD (NEW DAWN SUBDIVISION) SANITARY SEWER PROJECT, GP 1236 - OTHER) (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 232/2016** 15. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT AMENDMENT WITH FROST BROWN TODD LLC FOR LEGAL SERVS RELATED TO CITY OF CANTON WRF AND COLLECTION SYSTEMS DEPT; AMEND APPROP O#44/2016; EMERGENCY (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER FUND TO 5410 206005 WRF OPERATION AND MAINTENANCE - OTHER - \$50,000.00, TO 5410 206006 COLLECTION SYSTEMS DEPARTMENT - OTHER - \$50,000.00) (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE:**POSTPONED TO 12/5/16**

16. DECLARE CERTAIN PARCELS OF REAL PROP LOCATED IN CITY OF CANTON, STARK CO, TO BE BLIGHTED; DECLARE IMPROVEMENT OF THOSE PARCELS OF REAL PROP TO BE A PUBLIC PURPOSE; DECLARE PROP TO BE EXEMPT FR REAL PROP TAXATION; DESIGNATE SPECIFIC PUBLIC INFRASTRUCTURE IMPROVEMENTS THAT, ONCE MADE, WILL DIRECTLY BENEFIT PARCELS FOR WHICH IMPROVEMENT IS DECLARED TO BE PUBLIC PURPOSE; REQUIRE ANNUAL SERV PAYMENTS IN LIEU OF TAXES; ESTABLISH MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND; AUTHORIZE EXECUTION OF COMPENSATION AGMT; PROVIDE RELATED AUTHORIZATIONS PURSUANT TO O.R.C SEC 5709.40(B), 5709.42, 5709.43, 5709.832 AND 5709.85; EMERGENCY

POSTPONED TO 12/5/16

17. DECLARE DESIGNATED AREA OF CITY OF CANTON AS TOURISM DEVELOPMENT DISTRICT FOR PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT; PURSUANT TO ORC SEC 715.014; EMERGENCY **PUB HRGS 10/31/16 @ 7:32 P.M. & 11/7/16 @ 7:30 P.M.**

- 233/2016** 18. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS HOF VILLAGE #1 ANNEXATION AREA CONTAINING APPROX 2.797 ACRES, MORE OR LESS; ASSIGN SAID TERRITORY TO WARD 7; ZONING SAID TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); EMERGENCY **PUB HRG 11/28/16 @ 7:30 P.M.**

- 234/2016** 19. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (DOLLAR GENERAL, W TUSC) **PUB HRG 11/28/16 @ 7:31 P.M.**

- 235/2016** 20. AUTHORIZE MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (PARCEL 284927, 5TH ST SW)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, December 5, 2016 in Council Caucus Room at 6:45 PM**

- 1) Finance Committee
- 2) Judiciary Committee

MISCELLANEOUS BUSINESS: Service Director Bartos provided a follow up regarding the opening of the ice rink. He stated it's been seven years since it was last in operation, and it will open at Light Up Downtown on December 1st. There will be a youth hockey demonstration at 7:30 P.M. that evening, and at First Friday on December 2nd there will be a figure skating demonstration at 6:15 P.M. The general public will also be welcome to skate on both of those evenings. Food and skate rentals will be available at Arcade Coneys, and the regular hours for the rink will be Monday through Thursday from 10:00 A.M. to 7:00 P.M., Friday and Saturday from 10:00 A.M. to 8:00 P.M., and Sunday from noon to 6:00 P.M. Admission is free, and figure and hockey skate rentals will be \$3.00 per person. He mentioned that he got to see an overhead view from the Onesto Lofts on Facebook of the ice being put down and the different logos, which will include the City of Canton, the Onesto, the SID, and the Center Ice logo. He will be the first one out there playing youth hockey. (*Laughter*) President Schulman said they are looking forward to it. He also spoke about unfunded mandates involved with certain public service projects. He feels the reason they don't fund them is to inflame the public against the legislators who want to clean up the environment. Eventually the anger creates defunding of important resources such as the EPA who protect the public. He called it a scam.

ADJOURNMENT: 7:56 P.M.