

**MOMENT OF SILENCE FOR SUSAN BROTHERS**

**ROLL CALL:** Eleven Members Present

**MOTION TO EXCUSE MEMBERS:** Member West Absent

**INVOCATION:** James Babcock, At-Large Council Member

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#7 & O#8; 2<sup>nd</sup> Rdg O#9 - O#11; O#7 & O#8 Adopted on 1<sup>st</sup> Rdg; O#12 Postponed; O#17 Adopted as Amended)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** Julie Sparks spoke about Member Dougherty's 27 years of public service on Council. She quoted what she calls two Davidisms, one being "If you don't care who gets the credit, you'll get more done," and the other being "He who is organized is he who gets the resources." These are both good lessons. She also acknowledged his accomplishments in Ward 6 such as work with infrastructure, Habitat for Humanity, and the corridor project. She feels that although Member Dougherty may not be prefect, he's more than close enough for her. William Jones spoke about SeeClickFix, the computer program for reporting complaints within the city. He started using it in 2014, and would usually receive a response in less than a week. He is concerned that it now takes a lot longer. He also spoke about the property at 1226 Market Ave. N. which has needed a replacement handicap ramp for over a year following the Market Ave. project. He has spoken with the Engineering Department and was told that the ramp can't be finished until the fabrication process is complete. He believes something else needs to be addressed regarding this issue.

**INFORMAL RESOLUTIONS:**

68. COUNCIL-AS-A-WHOLE: COMMENDING VARIOUS INDIVIDUALS AND ORGANIZATIONS FOR THEIR CONTRIBUTIONS TO THE PEDESTRIAN BRIDGE IN STADIUM PARK. - ADOPTED

**COMMUNICATIONS:**

455. CD DIRECTOR MILLER: AUTHORIZE MAYOR TO ENTER INTO COLLABORATION AGMT WITH BD OF STARK COUNTY COMMISSIONERS, CITY OF ALLIANCE, CITY OF MASSILLON, AND STARK METRO HOUSING AUTHORITY (SMHA) FOR FY 2019-2023 ASSESSMENT OF FAIR HOUSING. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

456. LAW DIRECTOR MARTUCCIO: ADVISE OF PLANNING COMMISSION'S EXPECTED RECOMMENDED APPROVAL OF WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR PILOT ANNEXATION CONSISTING OF 17.5163 ACRES IN CANTON TWP (WARD 4) - ANNEXATION COMMITTEE

457. LAW DIRECTOR MARTUCCIO: ADVISE OF PLANNING COMMISSION'S EXPECTED RECOMMENDED APPROVAL OF WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR TRUMP SCHOOL ANNEXATION CONSISTING OF 10.726 ACRES IN CANTON TWP (WARD 4) - ANNEXATION COMMITTEE

458. MAYOR BERNABEI  
COUNCIL MEMBER MARIOL: SUSPEND AUTOMATIC IMPLEMENTATION OF ANY AND ALL WAGE INCREASES CALLED FOR IN O#100/2011 AND ALL RELATED POLICIES, PROCEDURES AND ORDINANCES FOR FISCAL YR 2017; ALLOW FOR DULY AUTHORIZED PROMOTIONS, PROVIDED NEW STARTING SALARY DOES NOT EXCEED PARTING SALARY OF PREVIOUS EMPLOYEE, UNLESS VACANCY OCCURRED MORE THAN 2 CALENDAR YRS BEFORE 2017; EXEMPT ALL WAGE AND VAC DAY INCREASES CALLED FOR IN O#95/2016- FINANCE COMMITTEE

**COMMUNICATIONS CONTINUED:**

459. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT FOR 38<sup>TH</sup> ST NW WATER MAIN REPLACEMENT AND RDWAY RECONSTRUCTION PROJ, GP 1240; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SRVS CONTRACT FOR CONSTRUCTION ENGINEERING SRVS; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMTS WITH CANAAN PROPERTIES LLC FOR PURCH OF 2 EASEMENTS; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMTS FOR AND RECEIVE GRANT FUNDS IN AMT OF \$900,000.00 AND 0% INTEREST LOAN IN AMT OF \$600,000.00 FR OH PUBLIC WORKS COMM; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE 4582 38<sup>TH</sup> ST NW WATER MAIN REPLACEMENT AND RDWAY RECONSTRUCTION PROJ, GP 1240, FUND FOR TRACKING PROJ REVENUES AND EXPENDITURES; AMEND ORDINANCE ADOPTING TEMP APPROPS FOR OPERATING AND CAPITAL EXPENDITURES OF CITY OF CANTON FOR FISCAL YR 2017 (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 4582 38<sup>TH</sup> ST NW WATER MAIN REPLACEMENT AND RDWAY RECONSTRUCTION PROJ, GP 1240, FUND TO 4582 207037 38<sup>TH</sup> ST NW WATER MAIN REPLACEMENT AND RDWAY RECONSTRUCTION PROJ, GP 1240 - OTHER; \$1,200,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207037 38<sup>TH</sup> ST NW WATER MAIN REPLACEMENT AND RDWAY RECONSTRUCTION PROJ, GP 1240 - OTHER; \$250,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL FUND TO 4501 207037 38<sup>TH</sup> ST NW WATER MAIN REPLACEMENT AND RDWAY RECONSTRUCTION PROJ, GP 1240 - OTHER; \$41,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SANITARY SEWER FUND TO 5410 207037 38<sup>TH</sup> ST NW WATER MAIN REPLACEMENT AND RDWAY RECONSTRUCTION PROJ, GP 1240 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS) - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES
460. SERVICE DIRECTOR BARTOS: AMEND EXHIBIT A TO O#168/2016 IN ITS ENTIRETY (MAHONING RD NE CORRIDOR PROJ, PHASE 2, G.P. 1103, PID 90365, RIGHT-OF-WAY ACQUISITION AUTH) - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
461. TREASURER PEREZ: MTHLY RPT OF PARKING METER REVENUE FOR NOVEMBER, 2016. - RECEIVED & FILED
462. TREASURER PEREZ: MTHLY RPT OF DEPOSITS & PAY-INS TO AMBULANCE LOCK BOX ACCT FOR NOVEMBER, 2016. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS PILOT ANNEXATION AREA CONTAINING APPROX 17.5163 ACRES; ASSIGN SAID TERRITORY TO WARD 4; ZONING SAID TERRITORY AS B-4 (SPECIAL BUSINESS); EMERGENCY **PUB HRG 1/9/17 @ 7:30 P.M.**  
Referred to Annexation Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS TRUMP SCHOOL ANNEXATION AREA CONTAINING 10.726 ACRES; ASSIGN SAID TERRITORY TO WARD 4; ZONING SAID TERRITORY AS I-1 (LIGHT INDUSTRIAL); EMERGENCY **PUB HRG 1/9/17 @ 7:31 P.M.**  
Referred to Annexation Committee
- 1<sup>ST</sup> RDG 3. AMEND APPROP O#44/2016; EMERGENCY (\$18,285.00 SUPP APPROP FR UNAPPROP BAL OF 3011 GENERAL OBLIGATION DEBT FUND TO 3011 801001 GENERAL OBLIGATION DEBT - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 4. ADOPT TEMP APPROPS FOR OPERATING & CAPITAL EXPENDITURES OF CITY OF CANTON FOR FISCAL YR 2017; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. CONSIDER & APPROVE PETITION FOR RENEWAL OF OPERATING ASSESSMENT OF DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT; EMERGENCY (SID)  
Referred to Downtown Development & Finance Committees
- 1<sup>ST</sup> RDG 6. AUTHORIZE MAYOR OR SERV DIR, OR THEIR DESIGNEES, TO ENGAGE IN ALL OFFICIAL ACTIONS NECESSARY TO APPROP ESTATES AND/OR INTERESTS IN PROPERTIES DESCRIBED IN EXHIBIT A FOR PURPOSES DESCRIBED THEREIN, IN FURTHERANCE OF CONSTRUCTION OF MAHONING RD NE CORRIDOR PROJ, PHASE 2, GP 1103; EMERGENCY  
Referred to Finance & Public Property Capital Improvement Committee

**(COUNCIL RECESSED AT 7:46 P.M. FOR THE FINANCE COMMITTEE TO DISCUSS ORDINANCE #7; RECONVENED AT 7:47 P.M.)**

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

- 246/2016** 7. AMEND APPROP O#44/2016; EMERGENCY (\$51,000.00 APPROP TRF FR 1001 101501 CODE ENFORCEMENT - OTHER TO 1001 506001 COMMUNITY DEV - PERSONNEL FOR \$25,600.00, TO 1001 501001 MAYOR - PERSONNEL FOR \$9,400.00, & TO 1001 504010 INFORMATION TECH - PERSONNEL FOR \$16,000.00; \$17,850.00 APPROP TRF FR 2111 104010 TRAFFIC SIGN & PAINT - PERSONNEL TO 2111 104001 TRAFFIC ENGINEER - PERSONNEL FOR \$17,000.00, & TO 2111 202020 URBAN FORESTRY - PERSONNEL FOR \$850.00)  
Referred to Finance Committee

**(COUNCIL RECESSED AT 7:47 P.M. FOR THE FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES TO DISCUSS ORDINANCE #8; RECONVENED AT 7:50 P.M.)**

- 247/2016** 8. PURSUANT TO CHAPTER 719 OF ORC, DECLARE INTENT OF CITY OF CANTON TO APPROP ESTATES AND/OR INTERESTS IN PROPERTIES DESCRIBED IN EXHIBIT A, FOR PURPOSES DESCRIBED THEREIN, IN FURTHERANCE OF CONSTRUCTION OF MAHONING RD NE CORRIDOR PROJ, PHASE 2, GP 1103, AND IN ACCORDANCE WITH PLANS ON FILE IN CANTON CITY ENGINEER'S OFFICE; EMERGENCY  
Referred to Finance and Public Property Capital Improvement Committees

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD 2<sup>ND</sup> RDG O#9 - O#11)**

- 2<sup>ND</sup> RDG** 9. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (CITYWIDE: 3000 BLOCK OF KASPER ST NE - WARD 6 - PARCEL NO. 306265 FR R-1A (SINGLE FAMILY RESIDENTIAL) TO R-3 (GARDEN & TOWNHOUSE APARTMENT DISTRICT); 9<sup>TH</sup> ST. SW & CAMDEN AVE SW - WARD 5 - PARCEL NOS. 205703, 244602, 208263, 214865, 204900, 205706, AND 205699 FR I-1 (LIGHT INDUSTRIAL DISTRICT) TO R-4 (MULTI-FAMILY RESIDENTIAL DISTRICT); 600 BLOCK OF LINWOOD AVE. SW, WARD 3 - PARCEL NOS. 214110, 214111, 214112, 214113, 214114, 241785, 218240, AND 218241 FR R-1A (SINGLE FAMILY RESIDENTIAL) AND B-3 (GENERAL BUSINESS DISTRICT) TO R-4 (MULTI-FAMILY RESIDENTIAL DISTRICT) **PUB HRG 12/19/16 @ 7:30 P.M.**  
(JUD)
- 2<sup>ND</sup> RDG** 10. PROVIDE FOR ISSUANCE OF NOTE BY CITY OF CANTON IN ANTICIPATION OF COLLECTION AND PAYMENT OF INCOME TAXES, GENERAL PROP TAXES, AND MISC OTHER SOURCES TO THE CITY OF CANTON; DECLARING NECESSITY OF ISSUANCE NOTE PROCEEDS WHICH WILL BE USED FOR PAYMENT OF CURRENT EXPENDITURES AND OPER EXPENSES; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG** 11. AUTHORIZE MAYOR, AS CEO OF CITY OF CANTON, TO SUBMIT APP TO U.S. DEPT OF HOUSING & URBAN DEV AND TO RECEIVE FUNDS FR THE 2016 ENHANCED ED & OUTREACH PARTNERSHIP GRANT FOR FAIR HOUSING; AUTHORIZE AUDITOR TO CREATE 2217 2016 PARTNERSHIP GRANT FUND; EMERGENCY (C&ED)

**ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE:****POSTPONED UNTIL 12/19/16**

12. 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 HRG 10/31/16 @ 7:32 P.M. & 11/7/16 @ 7:30 P.M.**
- 248/2016** 13. AMEND APPROP O#44/2016; EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 6010 801001 WORKERS COMP RETRO FUND TO 6010 801001 WORKERS COMP RETRO - OTHER) (CONT'D OPER OF ACCT'G FOR AN FUNDING GENERAL FUND ACCT)
- 249/2016** 14. 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)
- 250/2016** 15. 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)
- 251/2016** 16. AMEND RESOLUTION #144/2015 (INCLUDE FIRST COMMONWEALTH & WESTFIELD BANKS AMONG CITY'S DESIGNATED DEP THRU 5/2020)

**AS AMENDED**

- 252/2016** 17. 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

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, December 19, 2016 in Council Caucus Room at 6:30 PM**

- 1) Finance Committee
- 2) Personnel Committee
- 3) Public Property Capital Improvement Committee
- 4) Annexation Committee
- 5) Downtown Development Committee

**MISCELLANEOUS BUSINESS:** Service Director Bartos recognized John Highman, Director of Purchasing, for being unanimously elected as Vice-President of PANO, Public Purchasers Association of Northern Ohio. In two years he will take over as President of the organization. He feels it's noteworthy because of John's short time in the field of only four years. He deserves praise for that as well as his work for the City. Member Morris talked about the Frosty Frolic, the running event through the park. He entered the 5K race with his wife, which he ran the whole way and afterwards could not walk. He said it was a wonderful event and encouraged anybody who gets an opportunity to go down and support it next year. Member Hawk jokingly commented that Member Morris' wife cancelled the insurance policy the day after the run for a double indemnity policy.

**ADJOURNMENT:** 8:05 P.M.