

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

FEBRUARY 27, 2017

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: Present Schulman and Member Mack Absent

INVOCATION: Kevin Hall, Ward 6 Council Member

PLEDGE OF ALLEGIANCE: President Pro Tem Morris

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

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Jim Chaney, who is with the Pro Football HOF Marathon, gave a marathon update. This is the 4th year for the HOF Marathon. They're scheduled to run on Sunday, April 30th. They're close to selling out their events, just short of 9,000 people, from 48 states, and 12 countries. They expect around 12,000 participants next year and 17,000 in 2019. They will be contacting all the neighbors to let them know about the streets they'll be running through. Allon Jacoby said that his house keeps getting broken into. He's spoken to Atty. Jason Reese from the City Law Dept. about it. The same guy keeps getting in and has taken all of his clothes. Pete DiGiacomo spoke about the budget and how bad it's going to be at the end of the year. He thinks the city should stop spending money on projects that can wait and should stop giving money to every organization that comes before them, regardless of who they are and how good they are. He wanted to know who pays the light bill at the HOF Stadium, and hoped it isn't the city because the lights are always on.

INFORMAL RESOLUTIONS:

17. COUNCIL-AS-A-WHOLE: COMMENDING AND HONORING OFFICER MIKE MCKAY AS 2017 CANTON POLICE OFFICER OF THE YEAR. - ADOPTED

COMMUNICATIONS:

67. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF REVITALIZATION ANTICIPATORY NOTE IN MAXIMUM AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,300,000.00 TO PAY CURRENT NOTE APPROVED VIA O#56/2016; EXPIRING NOTE DUE WITH PMT ON 4/21/17; FUND UTILIZED FOR RECEIPT AND PAY OFF WILL BE 1151. - FINANCE COMMITTEE
68. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF GENERAL OBLIGATION JUDGEMENT BOND ANTICIPATION NOTE IN MAXIMUM AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,100,000.00 TO PAY CURRENT NOTE APPROVED VIA O#55/2016; EXPIRING NOTE DUE WITH PMT ON 4/19/17; FUND UTILIZED FOR RECEIPT AND PAY OFF WILL BE 1105. - FINANCE COMMITTEE
69. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF ECONOMIC DEVELOPMENT REVENUE BOND ANTICIPATION NOTE IN MAXIMUM AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$5,000,000.00 TO PAY CURRENT NOTE APPROVED VIA O#54/2016; EXPIRING NOTE DUE WITH PMT ON 4/19/17; FUND UTILIZED FOR RECEIPT AND PAY OFF WILL BE 1154. - FINANCE COMMITTEE
70. AUDITOR MALLONN: REQ RE-ISSUANCE AND SALE OF GENERAL OBLIGATION BUILDING IMPROVEMENT BOND ANTICIPATION NOTE IN MAXIMUM AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$3,500,000.00 TO PAY OFF CURRENT NOTE APPROVED VIA O#53/2016; EXPIRING NOTE DUE WITH PMT ON 4/19/17; FUND UTILIZED FOR RECEIPT AND PAY OFF WILL BE 4504. - PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES
71. AUDITOR MALLONN: REQ WITHDRAWAL OF COMMUNICATION #59 FR 2/13/17 AGENDA. - RECEIVED & FILED.
72. COUNCIL MBR SMITH, WARD 4: REQ STREET NAME CHANGE FR GONDER AVE SE TO HATTIE REE AVE. SE (LOCATED FR SHERRICK RD SE TO PULLEY AVE SE) IN HONOR OF HATTIE REE JONES. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
73. COURT ADMIN. KOCHERA: REQ \$38,500.00 SUPP APPROP FR UNENCUMBERED BALANCE #2766-701001 MUNICIPAL PROBATION SERVICES FUND TO OTHER #2766-701001 MUNICIPAL PROBATION SERVICES FUND FOR CONTINUED PROPER OPERATION OF THE COURT. - FINANCE COMMITTEE
74. FINANCE DIRECTOR CROUSE: AUTHORIZE AUDITOR TO PAY CANTON TOWNSHIP, AS MORAL OB, AMT NOT TO EXCEED \$46,844.80 TO BE PAID OUT OF ACCT 1001.753020.747.13 (FIRE LEVY RELATED REAL ESTATE TAXES - O#47/2007). - FINANCE COMMITTEE
75. LIQUOR CONTROL DIV (OHIO): REQ TRAN OF CI C2 PERMIT SHA B INC DBA B 2 B DRIVE THRU 2 TO SAMMY 636 LLC DBA B & B DRIVE THRU 2 @ 636 CHERRY AVE NE (WARD 2). - RECEIVED & FILED
76. LIQUOR CONTROL DIV (OHIO): NOTICE OF HEARING REGARDING TRF OF OWNERSHIP APP (MILLS TAVERN - WARD 5). - RECEIVED & FILED
77. LIQUOR CONTROL DIV (OHIO): LTR TO DISREGARD TRFL B5 PERMIT FOR L A DICK IMPORTS LLC DBA LA DICK IMPORTS @ 935 MCKINLEY AVE NW, SENT IN ERROR (WARD 2). - RECEIVED & FILED

COMMUNICATIONS CONTINUED:

78. LIQUOR CONTROL DIV (OHIO): REQ TRAN OF D1 D2 D3 PERMIT FR CHARLES D SHAHEEN ESTATE MOSES SHAHEEN EXECUTOR DBA WHEEL CAFÉ TO MOSES D SHAHEEN DBA WHEEL CARE @ 227 3RD ST NE 1ST FL ONLY (WARD 2). - RECEIVED & FILED
79. MAYOR BERNABEI: REQ AUTHORIZATION FOR RE-APPT OF MR. IVAN REDINGER, JR. TO FAIR HOUSING COMMISSION FOR 5-YR TERM COMMENCING RETRO FR 2/1/17 UNTIL 1/31/22. - PERSONNEL COMMITTEE
80. MAYOR BERNABEI: REQ AUTHORIZATION FOR APPT OF MS. KATELYN S. REINHART TO TAX INCENTIVE REVIEW BOARD TO REPLACE MR. WILLIAM JEFFRIES, FOR TERM COMMENCING 3/6/17 THROUGH 12/31/17. - PERSONNEL COMMITTEE
81. PLANNING COMMISSION: REQ REPLAT OF PART OF LOTS 1616 & 1617, AKA TAX PARCEL NOS. 201690, 201691, 206059, 224056, 229993, 234704, 237754, 237755, 245982, 246868, & 285550, WARD 1 (SRO RESTAURANT CO.). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
82. PLANNING COMMISSION: REQ REPLAT & RENUMBERING PLAT OF ALL OF LOTS 42872, 42873, & 42874, AKA TAX PARCELS 248077, 248078, & 248079, WARD 4 (HABITAT FOR HUMANITY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
83. PLANNING COMMISSION: REQ VACATION OF MOSLEY CT SW FR THE NORTH LINE OF LOTS 42638 AND 42640 TO THE SOUTH LINE OF LOT 10193 AND REPLAT AND RENUMBERING PLAT OF ALL OF LOTS 10181 THROUGH 10191, 10194 THROUGH 10208, 42226 THROUGH 42235, AND 42638 THROUGH 42642 PLUS THE PORTION OF MOSLEY CT SW VACATED HEREIN, WARD 3 (AULTMAN HEALTH FOUNDATION). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
84. PLANNING COMMISSION: APPROVE WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR HOF #2 ANNEXATION (ZONING CLASSIFICATION IS HOFV - HALL OF FAME VILLAGE DISTRICT, WARD 7). - ANNEXATION COMMITTEE
85. SAFETY DIRECTOR PERRY: AMEND CLASSIFICATION PLAN TO INCLUDE POSITION OF ADMIN ASST III IN DEPARTMENT OF HUMAN RESOURCES; EMERGENCY. - PERSONNEL COMMITTEE
86. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROFESSIONAL SERVS CONTRACT WITH ARCADIS; \$109,100.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207044 44TH ST NW WATER MAIN REPLACEMENT PROJECT - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE
87. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROFESSIONAL SERVS CONTRACT WITH CT CONSULTANTS, INC; \$96,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207045 FAIRMONT AREA WATER MAIN REPLACEMENT PROJECT, PHASE 1 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE
88. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROFESSIONAL SERVS CONTRACT WITH IBI GROUP; \$68,980.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207046 RIDGEWOOD EAST WATER MAIN REPLACEMENT PROJECT, PHASE II - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING: None**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#1 - O#5; O#3, O#4 ADOPTED; O#5 ADOPTED AS AMENDED)**

- 2ND RDG 1. AMEND CHAPTER 1352, REGISTRATION AND MAINTENANCE STANDARDS OF VACANT NON-RESIDENTIAL COMMERCIAL AND INDUSTRIAL PROPERTY (JUD)
- 2ND RDG 2. AUTHORIZE AUDITOR TO RENAME 2774 BYRNE MEM JUSTICE ASSIST GR 09 TO FUND 2774 2016 COPS HIRING PROG GRANT FUND; EMERGENCY (FIN)
- 39/2017 3. AUTHORIZE LAW DIRECTOR TO ENTER INTO SETTLEMENT AGMT WITH SHOOK CONSTRUCTION CO.; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDERS NOS. 3 & 4 TO WRF PHOSPHOROUS/NITROGEN PROJ - CONTRACT NO. 26; AMEND APPROP O#257/2016; EMERGENCY (\$255,651.77 INTRA-FUND TRF FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO UNAPPROP BAL OF 5442 WRF PHOSPHORUS PROJECT FUND; \$637,673.23 SUPP APPROP FR UNAPPROP BAL OF 5442 WRF PHOSPHORUS PROJECT FUND TO 5442 206054 WRF PHOSPHORUS PROJECT - OTHER; \$255,651.77 SUPP APPROP FR UNAPPROP BAL OF 5442 WRF PHOSPHORUS PROJECT FUND TO 5442 206055 SHOOK CONSTRUCTION CO. INDEMNIFICATION - OTHER) (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 40/2017** 4. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SRVS CONTRACT AMENDMENT WITH CT CONSULTANTS, INC. IN AMT NOT TO EXCEED \$384,000.00; AMEND APPROP O#257/2016; EMERGENCY (\$384,000.00 SUPP APPROP FR UNAPPROP BAL OF 5442 WRF PHOSPHORUS PROJECT FUND TO 5442 206054 WRF PHOSPHORUS PROJECT (CONSTRUCTION) - OTHER) (FIN)

AMENDED AS

- 41/2017** 5. ADOPT 2017 ANNUAL APPROPRIATIONS FOR CITY OF CANTON; EMERGENCY (BUDGET) (FIN)

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

- 42/2017** 6. AUTHORIZE AUDITOR TO ENTER INTO 3-YR PROF SERVS AGMT WITH JULIAN & GRUBE, INC. IN AMT NOT TO EXCEED \$25,400.00 ANNUALLY; EMERGENCY (COVER 2016, 2017, 2018 AUDIT PERIODS)
- 43/2017** 7. AMEND APPROP O#257/2016; EMERGENCY (\$27,600.00 INTER-FUND TRF FR 1001 GENERAL FUND TO 1105 POLICE SETTLEMENT FUND) (BOBBY JO WRIGHT SETTLEMENT)
- 44/2017** 8. AUTHORIZE MAYOR OR SERV DIR TO ACCEPT AND ENTER INTO FITZPATRICK-JOINT ECONOMIC DEVELOPMENT DISTRICT AGMT AREA IN JACKSON TOWNSHIP; EMERGENCY (JEDD)
- 45/2017** 9. AUTHORIZE MAYOR OR SERV DIR, OR DESIGNEE, TO NEGOTIATE AND ENTER INTO AGMT FOR SALE OR DONATION OF CITY-OWNED PROP FOR PERM ROAD RIGHT-OF-WAY AND TEMP CONSTRUCTION EASEMENTS AS PART OF MIDDLEBRANCH AND 30TH ST RECONFIGURATION; EMERGENCY
- 46/2017** 10. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH DUBLIN TECHNOLOGIES, INC FOR UPGRADE OF WATER DEPT SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM AND TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR PURCH OF COMPUTERS, LAPTOPS, SOFTWARE LICENSES, AND MISCELLANEOUS ASSOCIATED ITEMS REQUIRED FOR UPGRADE; ALTERNATIVELY AUTHORIZE FOREGOING PURCH IN ACCORDANCE WITH COOP PURCH PROGRAM OR PROCUREMENT PROCEDURE AUTHORIZED BY LAW; AMEND APPROP O#257/2016; EMERGENCY (\$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207012 WATER PUMPING MAINTENANCE - OTHER)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, March 6, 2017 in Council Caucus Room at 6:45 PM
FIRE DEPARTMENT PRESENTATION

MISCELLANEOUS BUSINESS: Member Smith welcomed Mr. Roger Zachary back because he had been missing from the Council meetings for some time. President Pro Tem Morris commented that when you drive around the Hall of Fame city, there is lots of garbage on the sides of the streets and in people's yards. He wanted to know why there are no signs or postings anywhere that there is a \$500.00 fine for littering. He stated that signs and enforcement would be helpful.

ADJOURNMENT: 8:03 P.M.