

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

CANTON CITY COUNCIL

MARCH 20, 2017

**ROLL CALL:** Eleven Council Members Present

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

**INVOCATION:** Frank Morris, Ward 9 Council Member

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 2<sup>nd</sup> Rdgs O#10 - O#13)

**PUBLIC HEARINGS:** None

**OLD BUSINESS (PUBLIC SPEAKS):** Health Commissioner Jim Adams provided an update regarding the Georgeview Estates investigation. A public meeting has been scheduled for April 4, 2017 at 6:00 P.M. in the Council Chambers to discuss the Health Department's progress of their investigation and address any concerns of the residents.

**PUBLIC SPEAKS (CITY BUSINESS):** Eugene Blakely thanked the City for flying Red Cross flags all month. Roger Zachary spoke about Republic Steel. He said that at the public meeting on April 4, the Health Department needs to explain what they've been doing from 2004 to 2017 regarding the pollution and why no one has been cautioned. He read from an EPA document stating that Republic Steel has been significantly noncompliant. He wants answers from the Health Department as to what they are going to do to protect the residents. They need to know if they're safe or not.

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

109. FINANCE DIRECTOR CROUSE: REQ \$3,812,000.00 APPROP TRF FR 1155 500601 COMMUNITY DEVELOPMENT - OTHER TO 1155 101501 CODE ENFORCEMENT - OTHER (NIP III PROGRAM). - FINANCE COMMITTEE
110. PLANNING COMMISSION: REQ REPLAT OF LOTS 18439 & 18440, 17<sup>TH</sup> & OHIO NE, WARD 9 (HABITAT FOR HUMANITY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
111. PLANNING COMMISSION: REQ REPLAT OF LOTS 24467 AND 24466, 3040 13<sup>TH</sup> ST SW, WARD 5 (DON BONIPHANT). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
112. PLANNING COMMISSION: REQ ZONE CHANGE AT 1703-1711 FULTON RD NW (PARCELS 210921, 210922 & 244550) FR R-3 (GARDEN & TOWNHOME APTS) TO PB-1 (PLANNED OFFICE BUSINESS DISTRICT) FOR USE AS GROUP RESIDENTIAL SOCIAL SERVICE FACILITY (KLIMO FAMILY FOUNDATION, INC.) (WARD 7). - JUDICIARY COMMITTEE
113. PLANNING COMMISSION: REQ REVISIONS TO CITY CODE CHAPTER 1105, HISTORIC PRESERVATION CODE. - JUDICIARY COMMITTEE
114. PROPERTY OWNER  
MARATHON PETROLEUM CO: REQ ZONE CHANGE OF 1.452 ACRES N OF 21<sup>ST</sup> ST AND W OF BROOKS AVE SW FOR PARKING, STORAGE & OTHER USES ASSOC WITH OPERATION OF REFINERY (WARD 5). - PLANNING COMMISSION
115. PROPERTY OWNER  
ST. MARK'S EPISCOPAL CHURCH: REQ ZONE CHANGE OF PARCEL #380067 AT 515 48<sup>TH</sup> ST NW FOR PROPOSED CHURCH AND SCHOOL ACTIVITIES (WARD 8). - PLANNING COMMISSION
116. SAFETY DIRECTOR PERRY  
SERVICE DIRECTOR BARTOS: AUTHORIZE APPROPRIATE OFFICIAL(S) TO PURCH AND/OR LEASE TITLED VEHICLES, INCLUDING ALL NECESSARY EQUIP AND COMPONENTS, IN ACCORDANCE WITH SEC 105.08 OF CANTON CODIFIED ORDINANCES; AUTHORIZE APPROPRIATE OFFICIAL(S) TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTACT FOR SAID PURCH; REQ SUPP APPROPS FR UNAPPROP BALS: \$1,260,027.50 FR 4501 CAPITAL PROJECTS FUND, \$340,248.00 FR 4502 MOTOR VEHICLE PURCHASES FUND, \$7,728.00 FR 5201 WATER WORKS OPERATING FUND, \$7,728.00 FR 5410 SEWER OPERATING FUND, \$10,000.00 FR 5701 BUILDING CODE FUND; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES
117. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS NECESSARY TO PURCH (2) SALT TRUCKS TO INCLUDE CAB/CHASSIS, DUMP BODY, PLOW, SPREADER, AND ALL NECESSARY ACCESSORIES FOR STREET DEPT; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ALL CONTRACTS NECESSARY FOR PURCH OF SAID ITEMS VIA ANY COOP PURCH AGMT; REQ \$170,000.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE FUND TO 4502 202210 STREET MAINTENANCE - OTHER. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

**COMMUNICATIONS CONTINUED:**

118. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SRVS AGMT WITH ARCADIS U.S., INC. IN AMT NOT TO EXCEED \$713,700.00 FOR PILOT TESTING, DESIGN, BIDDING ASSISTANCE, CONSTRUCTION ENGINEERING AND OVERSIGHT AND OTHER PROF SRVS FOR WRF SLUDGE PROCESSING MODIFICATIONS PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMTS WITH NORTH CANTON AND STARK CO FOR THEIR SHARE OF PROJ COSTS; AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT; REQ \$7,398,700.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SANITARY SEWER FUND TO 5410 206056 WRF SLUDGE PROCESSING MODIFICATIONS PROJ - OTHER; RETROACTIVELY AUTHORIZE AND RATIFY ANY ACTIONS TAKEN PRIOR TO PASSAGE OF LEGISLATION THAT WERE TAKEN IN FURTHERANCE OF PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
119. STARK CO. COMMISSIONERS: REQ ANNEXATION OF 0.176 ACRES IN PLAIN TWP TO CITY OF CANTON (HOF VILLAGE #3). - PLANNING COMMISSION
120. TREASURER PEREZ: MTHLY RPT OF PARKING METER REVENUE FOR FEBRUARY, 2017. - RECEIVED & FILED
121. TREASURER PEREZ: MTHLY RPT OF DEPOSITS AND PAY-INS FOR AMBULANCE LOCK BOX ACCT FOR FEBRUARY, 2017. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. WITHDRAW CANTON'S OBJECTION TO TRF OF LIQUOR PERMIT LOCATED WITHIN CITY; EMERGENCY (MARK A. MILLS DBA MILLS TAVERN, 1649 HARRISON AVE SW, WARD 5)  
Referred to Judiciary Committee
- 1<sup>ST</sup> RDG 2. AMEND SEC 521.08, LITTERING AND DUMPING, OF CHAPTER 521 OF GENERAL OFFENSES CODE  
Referred to Judiciary Committee
- 1<sup>ST</sup> RDG 3. AMEND APPROP O#41/2017; EMERGENCY (\$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 2217 2016 PARTNERSHIP GRANT FUND TO 2217 505010 FAIR HOUSING DEPT - OTHER)  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 4. AMEND SECS 505.14 AND 505.15 OF CHAPTER 505 OF GENERAL OFFENSES CODE (KEEPING OF DOGS AND CATS)  
Referred to Judiciary Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE AUDITOR TO PAY MORAL OB TO COUNTY FIRE PROTECTION; EMERGENCY (\$4,207.00 FOR INSPECTION & MAINTENANCE OF FIRE TRUCK LADDERS AND AERIALS)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 6. AMEND APPROP O#41/2017; EMERGENCY (\$35,420.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 102075 POLICE PROFESSIONAL TRAINING - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 7. AUTHORIZE AUDITOR TO PAY MORAL OB TO GPD GROUP; EMERGENCY (\$75,859.05 TO GPD GROUP FOR MAHONING RD NE CORRIDOR PROJ)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 8. APPROVE CANTON CITY WATER MAIN EXTENSION TO VILLAGE OF HARTVILLE; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMT FOR EXTENSION OF SAID WATER MAIN; EMERGENCY (LMT MERCER GROUP, 322 LAKE AVE NE)  
Referred to Environmental & Public Utilities Committee
- 1<sup>ST</sup> RDG 9. AUTHORIZE MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES TO CCIC; EMERGENCY (AEP SCHROYER AVE SW SUBSTATION)  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#10 - O#13)**

- 2<sup>ND</sup> RDG 10. AMEND CHAPTER 551 OF GENERAL OFFENSES CODE (HIGH GRASS, NOXIOUS WEEDS & LITTER)  
(JUD)
- 2<sup>ND</sup> RDG 11. AMEND APPROP O#41/2017; EMERGENCY (\$38,500.00 SUPP APPROP FR UNAPPROP BAL OF 2766 MUNICIPAL PROBATION SERVICES FUND TO 2766 701001 MUNICIPAL PROBATION SERVICES - OTHER)  
(FIN)
- 2<sup>ND</sup> RDG 12. AUTHORIZE MAYOR OR SERV DIR TO NEGOTIATE AND ENTER INTO UTILITY EASEMENT AGMT WITH EAST OHIO GAS COMPANY, DBA DOMINION EAST OHIO; EMERGENCY (12" GAS LINE ON 3<sup>RD</sup> ST SE BRIDGE RUNNING OVER NIMISHILLEN CREEK TO BE RELOCATED UNDER SAID CREEK, SOUTH OF BRIDGE AND ACROSS PORTION OF LEE PARK)  
(EPU)

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

- 2<sup>nd</sup> RDG 13. AUTHORIZE SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACTS FOR LEASE OF APPROX FORTY-FIVE (45) TO FIFTY (50) ACRES OF PROP IN PIKE TOWNSHIP; EMERGENCY (WRF) (FIN)

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

- 51/2017 14. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,300,000 FOR PURPOSE OF PAYING COSTS OF REVITALIZATION WITHIN CITY AND ADDRESSING PROPERTY CONDITIONS THAT ARE DELETERIOUS TO PUBLIC HEALTH AND SAFETY THRU DEMO OF DETERIORATING STRUCTURES AND IMPROVEMENT OF SITES THEREBY ENABLING USE OR REUSE OF LANDS
- 52/2017 15. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,100,000 FOR PURPOSE OF PROVIDING FUNDS TO PAY COURT-APPROVED SETTLEMENT OF CLAIM AGAINST CITY
- 53/2017 16. PROVIDE FOR ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$5,000,000 TO PROVIDE FUNDS TO PAY PORTION OF COSTS OF ACQUIRING, CONSTRUCTING, IMPROVING, FURNISHING OR EQUIPPING ECONOMIC DEV PROJ IN THE CITY; AUTHORIZE RELATED MATTERS; EMERGENCY
- 54/2017 17. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$3,500,000 FOR PURPOSE OF PAYING COST OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING AND IMPROVING CITY BLDGS, INCLUDING, WITHOUT LIMITATION, REPLACEMENT OF CITY HALL ROOF, CIVIC CTR ROOF AND IMPROVEMENTS TO OTHER CITY FACILITIES
- 55/2017 18. RENAME GONDER AVE SE HATTIE REE AVE SE
- 56/2017 19. AUTHORIZE AUDITOR TO PAY MORAL OB TO CANTON TWP; EMERGENCY (\$46,844.80 UNPAID TAXES FOR 1530 RAFF RD SW, PPC ANNEX)
- 57/2017 20. APPROVE AND ACCEPT REPLAT OF PART OF LOTS 1616 AND 1617; EMERGENCY (NW CORNER FULTON RD NW & W TUSC FOR SRO RESTAURANT CO.)
- 58/2017 21. APPROVE AND ACCEPT REPLAT OF AND RENUMBERING PLAT OF ALL OF LOTS 42872, 42873, AND 42874; EMERGENCY (SW CORNER OF 8<sup>TH</sup> ST NE & BELDEN AVE NE FOR HABITAT FOR HUMANITY; WARD 4)
- 59/2017 22. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (ADMIN ASST III)
- 60/2017 23. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SRVS CONTRACT WITH ARCADIS FOR DESIGN OF 44<sup>TH</sup> ST NW WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#41/2017; EMERGENCY (\$109,100.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207046 44<sup>TH</sup> ST NW WATER MAIN REPLACEMENT PROJ - OTHER)
- 61/2017 24. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SRVS CONTRACT WITH CT CONSULTANTS, INC. FOR DESIGN OF FAIRMOUNT AREA WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#41/2017; EMERGENCY (\$96,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207045 FAIRMOUNT AREA WATER MAIN REPLACEMENT PROJ, PHASE I - OTHER)
- 62/2017 25. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SRVS CONTRACT WITH IBI GROUP FOR DESIGN OF RIDGEWOOD EAST WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#41/2017; EMERGENCY (\$68,980.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207047 RIDGEWOOD EAST WATER MAIN REPLACEMENT PROJ, PHASE II - OTHER)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, March 27, 2017 in Council Caucus Room at 6:00 PM**

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Environmental & Public Utilities Committee
- 4) Judiciary Committee

STARK COUNTY SHERIFF & STARK COUNTY COMMISSIONERS  
PRESENTATION ON PROPOSED SALES TAX RENEWAL

**MISCELLANEOUS BUSINESS:** Member Smith recognized Hattie Ree's daughters, and thanked Council for their support in the name change honoring their mother. (*Applause*) Member Morris asked Deputy Mayor Williams to check into the heat situation in the building due to the recent outbreak of colds and flu. Deputy Mayor Williams said it was duly noted. Clerk Dougherty gave the following thought for the week, "An optimist is a person who sees a green light everywhere, while a pessimist sees only the red stop light. The truly wise person is color blind." - Albert Schweitzer

**ADJOURNMENT:** 7:55 P.M.

**NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MARCH 27, 2017 @ 7:30 PM**