

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

CANTON CITY COUNCIL

APRIL 3, 2017

PRESIDENT SCHULMAN DISCUSSED STARTING COUNCIL MEETINGS AT 7:00 P.M. INSTEAD OF 7:30 P.M.

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#5 - O#12; O#3 Adopted on 1st Rdg; O#11 Adopted as Amended on 2nd Rdg; O#12 Adopted on 2nd Rdg)

PUBLIC HEARINGS:

7:30 P.M. AN ORDINANCE ESTABLISHING AND DESIGNATING BOUNDARIES OF PROPOSED DOWNTOWN REDEVELOPMENT DISTRICT (DRD); APPROVING ECONOMIC DEVELOPMENT PLAN FOR PROPOSED DRD; DECLARING IMPROVEMENT TO ONE OR MORE PARCELS OF REAL PROPERTY LOCATED IN THE DISTRICT TO BE A PUBLIC PURPOSE; FINDING AND DETERMINING THAT IMPROVEMENTS TO PARCELS WITHIN DRD BE EXEMPTED UP TO 70% FOR 10 YEARS WITHOUT SCHOOL DISTRICT APPROVAL, OR UP TO 70% FOR 30 YEARS WITH EITHER SCHOOL DISTRICT APPROVAL OR SERVICE PAYMENTS TO SCHOOL DISTRICTS EQUAL TO TAXES EXEMPTED; ESTABLISHING AND DESIGNATING BOUNDARIES OF PROPOSED INNOVATION DISTRICT; APPROVING ECONOMIC DEVELOPMENT PLAN FOR PROPOSED INNOVATION DISTRICT
(4 SPEAKERS)

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Bruce Schorsten spoke about Market Square. He is a board member of the Canton Rotary, which put up \$100,000 for a study of the block. He provided pictures which he took of a statue in Monterey, California, of his idea for Market Square. The statue would include five Hall of Fame enshrinees standing on a rock, with brass plaques around the base of the rock signifying all the individuals from Stark County who participated, officiated or contributed to the NFL. Aimee Schlernitzauer spoke about the Shorb area. She ran a report from the Stark County Auditor's site which showed 42 properties on Shorb owned by investment companies. She would like to see funds that are allocated elsewhere used to improve this area. She cited page 27 of the Comprehensive Plan where it states that Shorb revitalization is essential to downtown development, and urged Council to either hold investment companies accountable or start investing in Shorb. Richard Manson spoke about noise from high powered stereo systems. His neighbor at 610 Marion plays a car stereo from around 1:00 in the afternoon until after midnight. He asked about the city noise ordinance, and if it may need updated to address these high powered stereo systems. Law Director Martuccio cited the noise ordinance, and said he would provide Mr. Manson with a copy. Stephanie Sweany spoke about distracted driving practices. She is the Vice President of the Ohio Jaycees, and she manages a program called SAFE established in 2015 to deter young people from participating in distracted driving practices. They want to educate the community on risks and dangers of this type of driving, reduce the rate of injuries and deaths, and influence local and state legislation. She provided some statistics regarding the percentage of young people who participate in distracted driving privileges. April is distracted driving awareness month, and she encouraged Council to sponsor a proclamation declaring April as such. Brenda Baylor spoke about Republic Steel. She thanked everyone who got the meeting together for Tuesday evening. There are questions the residents cannot answer, such as are they breathing or drinking anything toxic, and is there lead in the vegetables they grow? Should they be checked for lead poisoning? She is also concerned about how this will affect the value of their homes, and if they have to move, who will pay for that. She feels this meeting is of extreme importance, because the residents deserve to know they are living in a healthy environment. Kathryn Ramsey asked Council to enforce laws already on the books. She gave an example of a residence on 15th Street with continuous litter and trash in the yard, fighting and foul language. The police and fire have been called several times for open fires. This residence is two doors down from a school, and she doesn't understand why this property is not being inspected and the landlord notified. She suggested that letters go out to property owners with the water bills informing them of the laws for trash collecting. She feels the main problem is that there are no well paying jobs for college graduates in Canton, and working on job creation is a plus. She would like to see a major fine for littering, and have a city truck come out once a month to pickup oversize trash.

INFORMAL RESOLUTIONS:

20. COUNCIL-AS-A-WHOLE: SUPPORTING RENEWAL OF STARK CO 0.50% CRIMINAL JUSTICE SALES TAX (ISSUE #1). - ADOPTED

COMMUNICATIONS:

128. AUDITOR MALLONN: MTHLY REPORT BY FUND FOR 3/1/17 THRU 3/30/17. - RECEIVED & FILED

129. AUDITOR MALLONN: YRLY REPORT BY FUND FOR 1/1/17 THRU 3/30/17. - RECEIVED & FILED

130. CD DIRECTOR SEWARD: AMEND O#92/2016 SEC 1b TO INCREASE AWARD TO COMMUNITY BASED DEV ORGANIZATIONS FR \$607,243 TO \$1,400,000 TO MOVE SUMMERYOUTH CONTRACTS FWD; AMEND O#92/2016 SEC 1c TO INCREASE PUB SRV AWARD FR \$55,000 TO \$80,000 FOR CONTRACT WITH STARK CO MENTAL HEALTH & ADDICTION RECOVERY FOR OPIATE/HEROIN PREVENTION SRVS. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

131. SAFETY DIRECTOR PERRY: AUTHORIZE SAF DIR TO APPROP UNAPPROP BAL OF \$3,514.44 INTO FUND 2763 UNDER 102085 (FUNDS SEIZED BY NORTHERN OH VIOLENT FUGITIVE TASK FORCE) TO PURCHASE EQUIP FOR POLICE DEPT TO AID IN APPREHENSION OF VIOLENT FUGITIVES. - FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

132. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER/CONTRACT AMENDMENT NO. 2 WITH MICHAEL BAKER, JR., INC./MICHAEL BAKER INTERNATIONAL FOR CONSTRUCTION ENGINEERING SRVS RELATED TO MAHONING RD NE CORRIDOR PROJ, PHASE 1, PID 90361, GP 1103; RETROACTIVELY AUTHORIZE AND RATIFY ANY ACTIONS TAKEN PRIOR TO EFFECTIVE DATE OF LEGISLATION TAKEN IN FURTHERANCE OF PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
133. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER NO. 4 WITH LOCKHART CONCRETE CO. FOR EAST SIDE INTERCEPTOR SEWER RELOCATION PROJ, GP 1113; RETROACTIVELY AUTHORIZE AND RATIFY ANY ACTIONS TAKEN PRIOR TO EFFECTIVE DATE OF LEGISLATION TAKEN IN FURTHERANCE OF PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
134. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ONE OR MORE SIDEWALK, STREETScape, AND/OR ADA RAMP CONSTRUCTION CONTRACTS; REQ SUPP APPROP OF OPWC FUNDS IN AMT OF \$320,621.52 FR UNAPPROP BAL OF 4579 30TH ST NW RESURFACING PROJ, GP 1238, FUND TO 4579 202044 30TH ST NW RESURFACING PROJ, GP 1238 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
135. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO PURCHASE SANITARY SEWERS SERVICING AREA INCLUDED IN GENERAL DEVELOPMENT PLAN FOR JOHNSON CONTROLS HOF VILLAGE FROM STARK CO IN ACCORDANCE WITH ALL APPLICABLE AGMTS BETWEEN CITY OF CANTON AND STARK CO; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMT(S) WITH STARK CO FOR OWNERSHIP, OPERATION, AND/OR MAINTENANCE OF SANITARY SEWERS AND SANITARY SEWER FACILITIES THEREIN; REQ \$300,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 202010 ENGINEER DAILY OPERATIONS - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
136. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROFESSIONAL SRVS CONTRACT AMENDMENT WITH BRICKER & ECKLER LLP FOR LEGAL SRVS RELATED TO CONSTRUCTION PROJ AT WRF; REQ \$75,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER FUND TO 5410 206005 OPERATIONS AND MAINTENANCE - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
137. WATER DEPT SUPT CONVERSE: 2016 ANNUAL REPORT. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. APPROVE STATEMENT OF SRVS TO BE PROVIDED TO PROPERTY OWNER IN ONE RICHMOND AVE ANNEXATION AREA, APPROX DATE SRVS WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON BEING ANNEXED TO CITY OF CANTON, OH; EMERGENCY
Referred to Annexation Committee
- 1ST RDG 2. AMEND APPROP O#41/2017; EMERGENCY (\$2,786,199.00 FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 206057 OWDA WRF PHOSPHORUS PROJ (MEMBRANE) #6556 - OTHER FOR \$1,007,989.00, AND TO 5410 206058 OWDA WRF PHOSPHORUS (CONSTRUCTION) #6699 - OTHER)
Referred to Finance Committee

(COUNCIL RECESSED AT 8:17 PM FOR THE COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE TO DISCUSS ORDINANCE #3; RECONVENED AT 8:18 PM)

- 6/7/2017 3. DECLARE 5 BLDGS LISTED ON EXHIBIT A TO BE PUBLIC NUISANCES; AUTHORIZE SAF DIR TO ENTER INTO CONTRACT FOR DEMO OF SAID BLDGS; AUTHORIZE CLERK OF CANTON CITY COUNCIL TO CERTIFY COSTS OF DEMO TO STARK CO AUDITOR; EMERGENCY (PARCELS 235082, 215199, 215617, 226346, 217166)
Referred to Community & Economic Development Committee
- 1ST RDG 4. AUTHORIZE ADOPTION OF GENERAL DEVELOPMENT PLAN FOR HOF VILLAGE DEVELOPMENT PROJ; EMERGENCY (GDP)
Referred to Community & Economic Development Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#5 - O#12; O#11 ADOPTED AS AMENDED; O#12 ADOPTED)**

- 2ND RDG 5. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS THE HOF VILLAGE #2; APPROX 13.078 ACRES; ASSIGNING TERRITORY TO WARD 7; ZONING TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); EMERGENCY **PUB HRG 4/10/17 @ 7:30PM** (ANNEX)
- 2ND RDG 6. VACATE A PORTION OF MOSLEY COURT SW; APPROVE & ACCEPT REPLAT AND RENUMBERING OF ALL OF LOTS 10181 THRU 10191, 10194 THRU 10208, 42226 THRU 42235 AND 42638 THRU 42642 PLUS VACATED PORTION OF MOSLEY COURT SW; EMERGENCY (FR NORTH LINE OF LOTS 42638 AND 42640 TO SOUTH LINE OF LOT 10193; FOR AULTMAN HEALTH FOUNDATION, WARD 3) **PUB HRG 4/10/17 @ 7:31 PM** (PS&T)
- 2ND RDG 7. AMEND APPROP O#41/2017; EMERGENCY (\$3,812,000.00 APPROP TRF FR 1155 500601 COMMUNITY DEVELOPMENT - OTHER TO 1155 101501 CODE ENFORCEMENT - OTHER) (FIN)
- 2ND RDG 8. APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 18439 AND 18440; EMERGENCY (HABITAT FOR HUMANITY, WARD 9) (PS&T)
- 2ND RDG 9. APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 24467 AND 24466; EMERGENCY (DON BONIPHANT, WARD 5) (PS&T)
- 2ND RDG 10. AUTHORIZE APPROP OFFICIAL(S) TO PURCHASE AND/OR LEASE VARIOUS TITLED VEHICLES; ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR PURCH DESCRIBED IN EXHIBIT A THAT EXCEED ANY APPLICABLE DOLLAR AMT THRESHOLD(S); ALTERNATIVELY ENTER INTO CONTRACT FOR PURCH PURSUANT TO ANY COOP PURCH AGMTS AUTHORIZED BY LAW; AMEND APPROP O#41/2017; EMERGENCY (\$1,260,027.50 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECT FUND TO 4501 102001 POLICE ADMIN - OTHER - \$38,970.00, TO 4501 103001 FIRE ADMIN - OTHER - \$105,814.00, TO 4501 103501 CENTRAL COMMUNICATION ADMIN - OTHER - \$7,500.00, TO 4501 202210 STREET MAINTENANCE - OTHER - \$751,000.00, TO 4501 204010 OTHER BUILDINGS - OTHER - \$147,400.00, TO 4501 301001 HEALTH ADMIN - OTHER - \$26,428.50, TO 4501 504010 INFORMATIONAL TECHNOLOGY - OTHER - \$90,000.00, TO 4501 701001 JUDGES ADMIN - OTHER - \$34,220.00, TO 4501 753001 LAW ADMIN - OTHER - \$11,695.00, TO 4501 801001 AUDITOR ADMIN - OTHER - \$27,000.00, TO 4501 852001 TREASURER ADMIN - OTHER - \$10,000.00, TO 4501 901001 CIVIL SERVICE - OTHER - \$10,000.00; \$340,248.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE PURCHASES FUND TO 4502 102001 POLICE ADMIN - OTHER - \$262,500.00, TO 4502 103001 FIRE ADMIN - OTHER - \$37,204.00, TO 4502 201201 PURCHASING ADMIN - OTHER - \$12,544.00, TO 4502 504010 INFORMATION TECHNOLOGY - OTHER - \$28,000.00; \$7,728.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS OPERATING FUND TO 5201 201201 PURCHASING ADMIN - OTHER; \$7,728.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 201201 PURCHASING ADMIN - OTHER; \$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 5701 BUILDING CODE FUND TO 5701 101501 CODE ENFORCEMENT ADMIN - OTHER) (PPCI & FIN)

AMENDED AS

- 68/2017 11. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS NECESSARY TO PURCH TWO (2) SALT TRUCKS; OR ALTERNATIVELY PURCH SAID VEHICLES PURSUANT TO ANY COOP PURCH AGMTS AUTHORIZED BY LAW; AMEND APPROP O#41/2017; EMERGENCY (\$170,000.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE FUND TO 4502 202210 STREET MAINT - OTHER) (PPCI)
- 69/2017 12. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERVS AGMT WITH ARCADIS U.S., INC. IN AMT NOT TO EXCEED \$713,700.00 FOR CANTON WATER RECLAMATION FACILITY SLUDGE PROCESSING MODIFICATIONS PROJ; ENTER INTO AGREEMENTS WITH NORTH CANTON AND STARK COUNTY; ENTER INTO CONSTRUCTION CONTRACT FOR PROJ; AMEND APPROP O#41/2017; EMERGENCY (\$7,398,700.00 SUPP APPROP FR UNAPPROP BAL OF 5413 SANITARY SEWER REPLACEMENT FUND TO 5413 206056 WRF SLUDGE PROCESSING MODIFICATIONS PROJECT - OTHER) (FIN)

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

- 70/2017 13. 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)
- 71/2017 14. AMEND SEC 521.08, LITTERING AND DUMPING, OF CHAPTER 521 OF GENERAL OFFENSES CODE
- 72/2017 15. AMEND SECS 505.14 AND 505.15 OF CHAPTER 505 OF GENERAL OFFENSES CODE (KEEPING OF DOGS AND CATS)
- 73/2017 16. AUTHORIZE AUDITOR TO PAY MORAL OB TO COUNTY FIRE PROTECTION; EMERGENCY (\$4,207.00 FOR INSPECTION & MAINTENANCE OF FIRE TRUCK LADDERS AND AERIALS)
- 74/2017 17. 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)
- 75/2017 18. AUTHORIZE AUDITOR TO PAY MORAL OB TO GPD GROUP; EMERGENCY (\$75,859.05 TO GPD GROUP FOR MAHONING RD NE CORRIDOR PROJ)
- 76/2017 19. 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)

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

- 77/2017** 20. 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 - PARCEL #247982)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, April 10, 2017 in Council Caucus Room at 6:45 PM**

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Annexation Committee

MISCELLANEOUS BUSINESS: Member Smith invited all Council Members-at-Large and the audience to attend the meeting Tuesday regarding Republic Steel, and also announced the 4th Ward Town Hall meeting on Saturday, April 8th, at 11:00 A.M. at the Southeast Community Center. She urged everyone to attend and learn what is happening in the 4th Ward. Law Director Martuccio spoke about Gonzaga University. He went to their School of Law back in the late '70's before they became such a power house. The University is known for graduating a lot of Washington State Supreme Court Justices and Washington State Attorneys General. He gave a plug to the Gonzaga Bull Dogs Men's Basketball Team. Clerk Dougherty gave the thought for the week, "Whenever you find yourself on the side of the majority, it's time to pause and reflect". - Mark Twain

ADJOURNMENT: 8:35 P.M.

NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 10, 2017 @ 7:30 PM