

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

CANTON CITY COUNCIL

June 5, 2017

**ROLL CALL:** Eleven Members Present

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

**INVOCATION:** Kevin Hall, Ward 6 Council Member

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#8; 2<sup>nd</sup> Rdg O#9 - O#12; O#8 Adopted on 1<sup>st</sup> Rdg; O#13 Postponed until 6/19/17)

**PUBLIC HEARINGS:**

- 7:30 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; EMERGENCY (SOUTH OF ST RT 30 AND NORTH OF 21<sup>ST</sup> ST SW, WEST OF BROOKS AVE SW) FROM R-1A (SINGLE FAMILY RESIDENTIAL) TO P1-2 (PLANNED HEAVY INDUSTRIAL) FOR MARATHON PETROLEUM COMPANY IN WARD 5, PLANNING COMMISSION RECOMMENDED APPROVAL (6 SPEAKERS) **SEE O#13**
- 7:31 PM AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; EMERGENCY (515 - 48TH ST, PARCEL #380067) FROM R-1C (SINGLE - FAMILY RESIDENTIAL) TO PCS (PLANNED COMMUNITY SERVICE) FOR ST. MARK'S EPISCOPAL CHURCH IN WARD 8, PLANNING COMMISSION RECOMMENDED APPROVAL (12 SPEAKERS) **O#125/2017**
- 7:32 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE HOF VILLAGE #3 ANNEXATION AREA CONTAINING APPROXIMATELY .176 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 7 OF THE CITY; ZONING SAID TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); AND DECLARING THE SAME TO BE AN EMERGENCY (NO SPEAKERS) **O#126/2017**

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

**PUBLIC SPEAKS (CITY BUSINESS):** Jonathan Bailey believes we're living in a different time and should be prepared for refugees coming into the city. He believes many of the parking lots could be used to house people. He pitched the idea that the city should consider using goats in order to save money on cutting grass. Greg Sanford wondered what has happened that the people in the city of Canton no longer care about keeping the city clean. He says vermin, such as groundhogs, racoons, and even skunks, are taking over. He thinks that a meeting should be had with various businesses and churches in the area to conduct a city-wide clean up. Pete DiGiacomo urged Council to vote against paying the \$850.00 bill owed to AT&T for helping to track a missing juvenile. He says that AT&T is a multi-million dollar company and they should be ashamed of themselves for charging to help find a missing child. Brenda Baylor thanked the Mayor and Council for their concern regarding the issues with Republic Steel. The Health Department went out and took soil samples. There are still some ongoing cancer related issues. There are 5903 residents surrounding Republic Steel, but only 12 health reports were turned in. The Health Dept. says that of these 12 reports, none of them are related to anything having to do with Republic Steel. She believes that the report is not very conclusive, when you take into account that only 12 reports were turned in. She also believes that when another meeting is held, all 5903 people should receive notice.

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

204. ANNEXATION CHAIRMAN MORRIS: REQ STATEMENT OF SERVS FOR 4111 LOUISVILLE ST NE ANNEXATION . - ANNEXATION COMMITTEE
205. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 5/31/17 . - RECEIVED & FILED
206. AUDITOR MALLONN: MTHLY RPT BY FUND FOR 5/1/17 THRU 5/31/17. - RECEIVED & FILED
207. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/17 THRU 5/31/17. - RECEIVED & FILED
208. CLERK DOUGHERTY: LTR TO LIQUOR CONTROL DIV WITHDRAWING OBJ TO NEW PERMIT #0024045, CLASS C-2 (LA ABEJA REYNA, LLC DBA LA ABEJA MEXICAN STORE). - RECEIVED & FILED
209. COUNCIL MEMBER CHESTER, WARD 2: REQ HONORARY NAME CHANGE OF ALLEY ON COURT AVE NW FR 3<sup>RD</sup> ST NW TO 4<sup>TH</sup> ST NW TO MARIA'S WAY NW IN HONOR OF MARIA BYINGTON, OWNER OF ARCADIA GRILL. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
210. DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO PROVIDE REAL PROP EXEMPTION PURSUANT TO ORC SEC 5709.41 TO ENTER INTO ONE OR MORE TIF AGMTS WITH BROADVIEW DEVELOPMENT LLC OR ITS AFFILIATES, ENTER INTO ONE OR MORE AGMTS TO PERMIT ISSUANCE OF BONDS, SECURED SOLELY BY PROJECT; EMERGENCY . - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
211. FINANCE DIRECTOR CROUSE: AUTHORIZE MAYOR TO ENTER INTO PROF SERV CONTRACT FOR CREDIT/PURCH CARD PROG FOR CITY PURCH NOT EXCEEDING \$20,000.00; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE

**COMMUNICATIONS CONTINUED:**

212. FINANCE DIRECTOR CROUSE: AMEND APPROP O#41/2017 (\$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 2216 FHAP YR 13 PSHIP PROJ GR FUND TO 2216 505010 FAIR HOUSING DEPT - OTHER); EMERGENCY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
213. LIQUOR CONTROL DIVISION (OH): LTR INFORMING OF CITY COUNCIL'S WITHDRAWAL OF OBJECTION (NEW PERMIT #0024045, CLASS C-2, LA ABEJA REYNA, LLC DBA LA ABEJA MEXICAN STORE). - RECEIVED & FILED
214. MAYOR BERNABEI: LTR ADVISING OF RE-APPT OF MS. PAT SILAGY-WESSON TO MAYOR'S NEIGHBORHOOD COMMISSION FOR 3 YR TERM COMMENCING 6/1/17 THRU 5/31/20. - RECEIVED & FILED
215. SAFETY DIRECTOR PERRY: AUTHORIZE HUMAN RESOURCES DIR TO PAY MORAL OB TO AULTWORKS (FLU CLINICS IN 11/2016), BLACK, MCCUSKEY, SOUERS & ARBAUGH LPA (LEGAL SERVS 2016), OMNI ORTHOPAEDICS (FIT-FOR DUTY EVAL 2016) AND MEDPRO GROUP IME SOLUTIONS, LLC (FIT FOR DUTY EVAL 2016). - FINANCE COMMITTEE
216. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO AGMT FOR AND ACCEPT \$70,500.00 IN GRANT FUNDS FR OHIO OFFICE OF CRIMINAL JUSTICE SERVS; AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO ALL CONTRACTS NECESSARY FOR UPDATE TO CITY'S CURRENT RMS SOFTWARE, AS WELL AS FOR PURPOSE OF INSTALLATION, STAFF, TRAINING, TESTING OF UPDATED SOFTWARE, AND FOR ALL OTHER GOODS OR SERVS NECESSARY FOR PROJ; AUTHORIZE AUDITOR TO RENAME FUND #2781 - THERMAL IMAGING SYSTEM GRANT FUND TO FUND #2781 - USE OF FORCE SOFTWARE UPGRADE GRANT FUND IN WHICH TO PLACE GRANT MONEY; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; AMEND APPROP O#41/2017; EMERGENCY (\$70,500.00 SUPP APPROP FR UNAPPROP BAL OF FUND #2781 - USE OF FORCE SOFTWARE UPDATE GRANT FUND TO 2781 102001 POLICE DEPT ADMIN - OTHER). - FINANCE COMMITTEE
217. TREASURER PEREZ: RPT OF PARKING METER REV FOR APRIL 2017. - RECEIVED AND FILED
218. TREASURER PEREZ: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX FOR APRIL 2017. - RECEIVED AND FILED
219. MAYOR BERNABEI: LTR ADVISING OF RE-APPT OF MR. GREG CONRAD TO MAYOR'S NEIGHBORHOOD COMMISSION FOR 3 YR TERM COMMENCING 6/1/17 THRU 5/31/20. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. ENLARGING BOUNDARIES OF AREA OF CITY OF CANTON DESIGNATED AS HOF VILLAGE TOURISM DEVELOPMENT DISTRICT FOR PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN DISTRICT, PURSUANT TO ORC SEC 715.014; EMERGENCY  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 2. AMEND ORDINANCE #262/2015 TO INCLUDE CERTAIN "PHASE 1 PROPERTY" OF HALL OF FAME VILLAGE PROJ SITE AS "EXISTING PROPERTY" IN AREA COVERED BY TAX INCREMENT FINANCING PROVISIONS OF ORC SEC 5709.40, EXEMPTING IMPROVEMENTS TO SAID "PROPERTY" FROM TAXATION DURING TERM OF COMPENSATION AGMT AUTHORIZED BY O#261/2015; EMERGENCY  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 3. AMEND RESOLUTION #137/2016 BY ADDITION OF PARCEL #5208292; EMERGENCY (TAMSAL FULTON-BLAKE ANNEX)  
Referred to Annexation Committee
- 1<sup>ST</sup> RDG 4. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,000,000 FOR PURPOSE OF PAYING COSTS OF REVITALIZATION IN CITY AND ADDRESSING PROP CONDITIONS DELETERIOUS TO PUBLIC HEALTH AND SAF THRU DEMOLITION OF DETERIORATING STRUCTURES AND IMPROVEMENT OF THOSE SITES, ENABLING USE OR REUSE OF LAND IN CITY  
Referred to Finance Committee

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

- 1<sup>ST</sup> RDG 5. 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 CITY OF CANTON; DECLARE NECESSITY OF ISSUANCE OF SAID NOTE PROCEEDS FOR PAYOFF OF PREVIOUSLY EXISTING NOTE; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 6. AMEND APPROP O#41/2017; EMERGENCY (\$15,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 901001 CIVIL SERVICE - OTHER) (ADVERTISING FOR OPEN POSITIONS - STREET DEPT, MAYOR'S OFF; POLICE DEPT; FIRE DEPT)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 7. AMEND APPROP O#41/2017; EMERGENCY (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 852002 TREASURER GROWTH INIT SETTLEMENT - OTHER) (JOB CREATION INCENTIVE PAYMENTS)  
Referred to Finance Committee

**(COUNCIL RECESSED AT 8:35 PM FOR THE PERSONNEL COMMITTEE TO DISCUSS ORDINANCE #8; RECONVENED AT 8:40 PM)**

- 124/2017 8. AUTHORIZE HIRING OF MR. DONN B. ANGUS AS PLANNING DIR AT \$110,000.00 ANNUALLY WITH TEN (10) DAYS VACATION PER YR, BEGINNING 2017; EMERGENCY  
Referred to Personnel Committee

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

**(SUSPENDED RULE 22A TO ADD O#9 - O#12)**

- 2<sup>ND</sup> RDG 9. AUTHORIZE MAYOR OR SERV DIR TO: ENTER INTO AGMT FOR AND ACCEPT GRANT FUNDS IN AMT NOT TO EXCEED \$30,000.00 FR HUNTINGTON NAT'L BANK FOR IMPLEMENTATION OF CITY OF CANTON COMPREHENSIVE PLAN; AMEND APPROP O#41/2017; EMERGENCY (\$30,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER) (FIN)
- 2<sup>ND</sup> RDG 10. AUTHORIZE DISCHARGE OF PORTION OF DEMO LIENS, ASSESSMENTS, PENALTIES AND INTEREST OF PROPERTY KNOWN AS PARCEL #224899; EMERGENCY (AMT TO BE WAIVED, \$4,384.10) (C&ED)
- 2<sup>ND</sup> RDG 11. AMEND EXHIBIT A TO O#40/2000, AS AMENDED CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (SERV DIR PUBLIC WORKS - WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY & TREATMENT DIV, UTILITY OPERATOR 3 FR 10 TO 18, SEMI-SKILLED UTILITY WORKERS FR 14 TO 4) (PER)
- 2<sup>ND</sup> RDG 12. AUTHORIZE MAYOR OR SERV DIR TO NEGOTIATE AND ENTER INTO UTILITY EASEMENT AGMT WITH EAST OH GAS CO, DBA DOMINION EAST OH, RELATED TO RELOCATION OF GAS LINE IN AREA OF MAHONING RD NE; EMERGENCY (E&PU)

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

- 6/19/17 13. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (SOUTH OF STATE ROUTE 30 AND NORTH OF 21<sup>ST</sup> ST SW, WEST OF BROOKS AVE SW, CANTON, OH) FR R-1A (SINGLE-FAMILY RESIDENTIAL) TO PI-2 (PLANNED HEAVY INDUSTRIAL, FOR MARATHON PETROLEUM) **PUB HRG 6/5/17 @ 7:30 PM**
- 125/2017 14. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (PARCEL #380067, LOCATED @ 515 - 48<sup>TH</sup> ST NW, CANTON) FR R-1C (SINGLE-FAMILY RESIDENTIAL) TO PCS (PLANNED COMMUNITY SERVICE, FOR ST. MARK'S EPISCOPAL CHURCH) **PUB HRG 6/5/17 @ 7:31 PM**
- 126/2017 15. AUTH CANTON TO ANNEX TERRITORY KNOWN AS HOF VILLAGE #3; APPROX .176 ACRES, MORE OR LESS; ASSIGNING TERRITORY TO WARD 7; ZONING TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); EMERGENCY **PUB HRG 6/5/17 @ 7:32 PM**
- 127/2017 16. AMEND APPROP O#41/2017; EMERGENCY (\$16,417.40 APPROP TRF FR 1001 701001 JUDGES ADMIN - OTHER TO 1001 701001 JUDGES ADMIN - PERSONNEL)
- 128/2017 17. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO GRANT AGMT WITH ICAN HOUSING SOLUTIONS IN AMT NOT TO EXCEED \$570,000.00 FOR CONSTRUCTION OF ARBOR RIDGE PERMANENT SUPPORTIVE HOUSING PROJ; EMERGENCY
- 129/2017 18. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO GRANT AGMT WITH COMMUNITY BUILDING PARTNERSHIP OF STARK CTY INC. IN AMT NOT TO EXCEED \$150,000.00 TO PROVIDE DOWN-PAYMENT ASSIST TO INCOME QUALIFIED RESIDENTS OF THE CITY OF CANTON; EMERGENCY
- 130/2017 19. AUTHORIZE AUDITOR TO PAY MORAL OB TO SD MYERS LLC, DBA GOOD PLACE PUBLISHING; EMERGENCY (\$3,168.00 FOR PRINTING SERV)

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

- 131/2017** 20. ACCEPT TAX INCENTIVE REVIEW COUNCIL'S RECOMMENDATIONS REG ENTERPRISE ZONE AND COMMUNITY REINVESTMENT AREA TAX ABATEMENT AGMTS; EMERGENCY
- 132/2017** 21. AMEND APPROP O#41/2017; EMERGENCY (\$17,988.84 INTER-FUND TRF FR 1001 GENERAL FUND - OTHER TO 1151 LAND REUTILIZATION AND NOTE FUND - OTHER)
- DEFEATED** 22. AUTHORIZE AUDITOR TO PAY MORAL OB TO AT&T NATIONAL COMPLIANCE CENTER; EMERGENCY (\$850.00 FOR LOCATION AND PINGING SERVS TO TRACK MISSING JUVENILE)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, June 19, 2017 in Council Caucus Room at 6:30 PM**

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

STARK COUNTY COMMUNITY ACTION AGENCY PRESENTATION

**MISCELLANEOUS BUSINESS:** President Schulman stated that our thoughts are with Member Smuckler during his illness.

**QUOTE OF THE WEEK:** *"The past is our only real possession in life. It is the one piece of property of which time cannot deprive us; it is our own in a way that nothing else in life is. In a word, we are our past; we do not cling to it, it clings to us."*  
Grace King, American Author.

**ADJOURNMENT:** 9:07 PM

**NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JUNE 19, 2017 @ 7:30 PM**