

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

June 19, 2017

ROLL CALL: Ten Members Present

MOTION TO EXCUSE MEMBERS: Member Morris and Member Mariol Absent

INVOCATION: Chris Smith, Acting Majority Leader

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#6 - O#12; O#16 Adopted as Amended)

PUBLIC HEARINGS:

7:30 PM AN ORDINANCE ENLARGING THE BOUNDARIES OF THE AREA OF THE CITY OF CANTON DESIGNATED AS THE HOF VILLAGE TOURISM DEVELOPMENT DISTRICT FOR THE PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO OHIO REVISED CODE SECTION 715.014

SEE O#6

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Lisa Bussey expressed concern over the recent shootings between Gibbs and Spring Avenue, and asked that something be done. President Schulman suggested that she stay until after the meeting, and someone who can help would talk to her. Patricia Kirk announced that the Tree Commission will not be meeting in July, but will meet the first Tuesday in August, and said she is looking forward to working with Member Scaglione, who is the Council representative for the Tree Commission. Linda Campbell spoke about the problem with high grass in the vacant lot across the street from her residence. She has tried to reach someone in Code regarding this property, but can never get through to anyone. She would also like to see a recreation center in the park near her home so people may hold events there and kids will have a place to go and things to do. She also feels there should be more jobs available, which would help stop crime. James Parker spoke about the Marathon rezone. He reiterated some of Mr. O'Brien's concerns from the public hearing, and said that Marathon should purchase the lot from Mr. O'Brien, compensate him for his time and trouble, and move him off the property. He asked Council to deny the rezone request, and stipulate that the rezoning contain Mr. O'Brien's property and that he be adequately compensated. Jolanda Jackson is concerned about problems she experienced in the southeast end, and feels the only answer is prayer. She has asked for ward maps so she can set up leadership in each ward where the churches can come out. She has been trying to get these maps for almost a year, but has been unsuccessful. She asked Council to provide her with a copy of the ward maps, and challenged everyone to step up as leaders, come out to the different wards, and address these problems.

INFORMAL RESOLUTIONS:

27. COUNCIL-AS-A-WHOLE: COMMEND GOODWILL EFFORTS OF MARIA BYINGTON BY HONORARY NAMING OF COURT AVE NW FROM 3RD ST NW TO 4TH ST NW AS MARIA'S WAY. - ADOPTED

COMMUNICATIONS:

220. C&ED CHAIRPERSON SMITH: REQ LEGISLATION TO PROCEED WITH IMPLEMENTATION AND SPECIAL ASSESSMENT FOR FUNDING OF SERVICE PLAN ADOPTED BY DOWNTOWN CANTON SID FOR 5 YRS BEGINNING 2018. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
221. FINANCE DIRECTOR CROUSE: REQ \$43,805.00 SUPP APPROP FR UNAPPROP BAL OF 2415 GUARDRAIL/ATTENUATOR REPLACEMENT FUND TO 2415 202210 MAINTENANCE - OTHER FOR \$10,000.00 AND TO 2415 753001 LAW - OTHER FOR \$33,805.00. - FINANCE COMMITTEE
222. LAW DIRECTOR MARTUCCIO: AUTHORIZE MAYOR OR SERV DIR TO EXECUTE DEVELOPMENT AND OPERATIONS & MAINTENANCE AGMTS, ALONG WITH ANY RELATED AND NECESSARY FUNDING, DISBURSEMENT, COOPERATIVE, REAL PROPERTY, OR OTHER NECESSARY AGMTS WITH THE HOF VILLAGE. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
223. LAW DIRECTOR MARTUCCIO: AMEND BUDGET O#41/2017 TO RESTORE REDUCED PERSONNEL FUNDING TO LAW DEPT PROPORTIONATELY TO BALANCE OF 2017 TO UTILIZE SALARIED VACANT POSITION. - FINANCE COMMITTEE
224. LIQUOR CONTROL DIV (OHIO): REQ NEW D1, D3 PERMIT FOR H2 WINE MERCHANTS CANTON LLC, DBA H2 HUTH & HARRIS WINE MERCHANTS, 421, 423, 427 E TUSC. - RECEIVED & FILED
225. MAYOR BERNABEI: AUTHORIZE NEWLY HIRED PUBLIC WORKS SUPERINTENDENT, STEVEN TRZCINSKI, TO RECEIVE 10 DAYS VACATION PER YR BEGINNING IN 2017 UNTIL HIS CITY ACCRUED TIME CORRELATES WITH APPLICABLE VACATION SCHEDULE. - PERSONNEL COMMITTEE
226. PLANNING COMMISSION: REQ REPLAT FOR LOT 838 (PARCEL #304676), 4113 LESH ST NE IN WARD 6, FOR MAX SOLOMON. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
227. PLANNING COMMISSION: REQ REPLAT OF PART OF LOTS 7741 AND 7742 (PARCELS 239102 & 213953), 712 SHORB AVE NW IN WARD 2 FOR ARETHA FRANCIS. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

COMMUNICATIONS CONTINUED:

228. PLANNING COMMISSION: REQ REPLAT OF LOTS 10895, 10828, 10829, 10830, 10831, 10832 & 10833 (PARCELS 231680, 225923, 226098, 225813, 244539 & 230980), 2333 MAHONING RD NE IN WARD 6 FOR J. LEONARD MASON. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
229. PLANNING COMMISSION: REQ ZONE CHANGE AT 2333 AND 2309 MAHONING RD NE, PARCELS 231680, 225923, 226098, 225813, 244539 & 230980, WARD 6, FR B-3 GENERAL BUSINESS TO PB-4 PLANNED SPECIAL BUSINESS (J. LEONARD MASON). - JUDICIARY COMMITTEE
230. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO AGMT FOR AND ACCEPT \$134,484.00 IN GRANT FUNDS FR DEPT OF HOMELAND SECURITY; AUTHORIZE AUDITOR TO RENAME FUND #2658 - 2010 SUMMER YOUTH TANF GRANT TO FUND #2658 - FY 2016 ASSISTANCE TO FIREFIGHTERS GRANT FUND TO PLACE GRANT MONEY UPON RECEIPT; AUTHORIZE MAYOR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF MDT'S AND SOFTWARE FOR FIRE DEPT; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO CONTRACT FOR ABOVE PURCH IN ACCORDANCE WITH ANY COOP PURCH PROG OR PROCUREMENT PROCEDURE AUTHORIZED BY LAW; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; REQ \$13,448.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJ FUND TO 4501 103001 FIRE DEPT ADMIN - OTHER, AND \$134,484.00 SUPP APPROP FR UNAPPROP BAL OF FUND #2658 - FY 2016 ASSISTANCE TO FIREFIGHTERS GRANT FUND TO 2658 103001 FIRE DEPT ADMIN - OTHER. - FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
231. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR, SAF DIR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR DEMO OF STRUCTURE AT 1306 LOGAN AVE NW; AUTHORIZE MAYOR, SAF DIR AND/OR SERV DIR TO ENTER INTO ANY OTHER NECESSARY CONTRACTS FOR ABOVE DEMO THRU ANY PROCUREMENT METHOD AUTHORIZED BY LAW; AUTHORIZE MAYOR, SAF DIR AND/OR SERV DIR TO TRF REAL PROPERTY LOCATED AT 1306 LOGAN AVE NW (PARCEL #228343) TO CANTON CCIC FOR ECONOMIC DEVELOPMENT PURPOSES; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
232. SERVICE DIRECTOR BARTOS: INFORM COUNCIL THAT CITY WILL NOT BE ENTERING INTO PROJ LABOR AGMT (PLA) FOR 2017 CHIP AND SEAL PROG, GP 1259 PURSUANT TO SUBSEC 105.01(b)(5) OF CANTON CODIFIED ORDINANCES. - RECEIVED & FILED
233. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO (1) YR CONTRACT WITH OPTION OF (2) (1) YR EXTENSIONS IF MUTUALLY AGREED UP BY BOTH PARTIES WITH SMHA FOR VEHICLE MAINTENANCE AND FUEL SRVS FOR SMHA; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
234. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO A SOLE SOURCE PURCH AGMT WITH NALCO CO, LLC FOR PURCH OF PERMACARE MPE50 FOR USE IN WRF MEMBRANE SYSTEM; REQ \$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER FUND TO 5410 206005 OPERATION AND MAINTENANCE - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
235. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONSTRUCTION CONTRACT FOR 19TH ST NE RESURFACING PROJ, GP 1239; REQ \$510,000.00 APPROP TRF FR 4501 202210 STREET MAINTENANCE - OTHER TO 4501 202047 19TH ST NE RESURFACING PROJ, GP 1239 - OTHER, \$207,500.00 APPROP TRF FR 4501 202260 STREET PAVING - OTHER TO 4501 202047 19TH ST NE RESURFACING PROJ, GP 1239 - OTHER, AND \$182,500.00 APPROP TRF FR 4501 202042 FULTON ROAD RESURFACING PROJ, GP 1184 - OTHER TO 4501 202047 19TH ST NE RESURFACING PROJ, CP 1239 - OTHER; REQ \$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 202047 19TH ST NE RESURFACING PROJ, GP 1239 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

COMMUNICATIONS CONTINUED:

236. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONSTRUCTION CONTRACT FOR ROADWAY BASE STABILIZATION PROJ, GP 1265; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
237. TREASURER PEREZ: MTHLY RPT OF DEPOSITS AND PAY-INS FOR AMBULANCE LOCK BOX ACCT FOR MAY, 2017. - RECEIVED & FILED
238. TREASURER PEREZ: MTHLY RPT OF PARKING METER REVENUE FOR MAY, 2017. - RECEIVED & FILED
239. TREASURER PEREZ: INFORM COUNCIL OF BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF JAN 31, 2017 THRU MAY 31, 2017. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. APPROVE STATEMENT OF SERVICES TO BE PROVIDED TO PROPERTY OWNER IN 4111 LOUISVILLE ST NE ANNEXATION AREA, APPROX DATE SERVICES WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO CITY OF CANTON, OH; EMERGENCY
Referred to Annexation Committee
- 1ST RDG 2. AUTHORIZE MAYOR TO ENTER INTO PROF SRVS CONTRACT FOR CREDIT/PURCH CARD PROG FOR CITY PURCHASES NOT EXCEEDING \$20,000.00; EMERGENCY
Referred to Finance Committee
- 1ST RDG 3. AMEND APPROP O#41/2017; EMERGENCY (\$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 2216 FHAP YR 13 PSHIP PROJ GR FUND TO 2216 505010 FAIR HOUSING DEPT - OTHER)
Referred to Community & Economic Development Committee
- 1ST RDG 4. AUTHORIZE AUDITOR TO PAY MORAL OB TO AULTWORKS, BLACK, MCCUSKEY, SOUERS & ARBAUGH, LPA, OMNI ORTHOPAEDICS, AND MEDPRO GROUP IME SOLUTIONS, LLC; EMERGENCY
Referred to Finance Committee
- 1ST RDG 5. AUTHORIZE MAYOR OR SAF DIR TO: ENTER INTO AGMT FOR AND ACCEPT \$70,500.00 IN GRANT FUNDS FR OH OFFICE OF CRIMINAL JUSTICE SRVS; ENTER INTO ALL CONTRACTS NECESSARY FOR UPDATE TO CURRENT RMS SOFTWARE AND FOR INSTALLATION, STAFF TRAINING, TESTING OF UPDATED SOFTWARE, AND ALL OTHER NECESSARY GOODS OR SRVS; AUTHORIZE AUDITOR TO RENAME 2781 THERMAL IMAGING SYSTEM GRANT FUND TO FUND 2781 USE OF FORCE SOFTWARE UPGRADE GRANT FUND; AMEND APPROP O#41/2017; EMERGENCY (\$70,500.00 SUPP APPROP FR UNAPPROP BAL OF 2781 USE OF FORCE SOFTWARE UPGRADE GRANT TO 2781 102001 POLICE DEPT ADMIN - OTHER)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#6 - O#12)**

- 2ND RDG 6. 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 (C&ED)
PUB HRGS 6/19/17 @ 7:30 P.M. AND 7/3/17 @ 7:30 P.M.
- 2ND RDG 7. 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 (C&ED)
- 2ND RDG 8. AMEND RESOLUTION #137/2016 BY ADDITION OF PARCEL #5208292; EMERGENCY (TAMSAL-FULTON-BLAKE ANNEX) (ANNEX)
- 2ND RDG 9. 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 (FIN)
- 2ND 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 CITY OF CANTON; DECLARE NECESSITY OF ISSUANCE OF SAID NOTE PROCEEDS FOR PAYOFF OF PREVIOUSLY EXISTING NOTE; EMERGENCY (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 11. 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) (FIN)
- 2ND RDG 12. 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) (FIN)

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

- 133/2017 13. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (SOUTH OF STATE ROUTE 30 AND NORTH OF 21ST 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 HELD 6/5/17 @ 7:30 PM**
- 134/2017 14. 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)
- 135/2017 15. 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)

AMENDED AS

- 136/2017 16. 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)
- 137/2017 17. 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

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, July 3, 2017 in Council Caucus Room at 6:45 PM**

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

MISCELLANEOUS BUSINESS: None

QUOTE OF THE WEEK: "Perfection is not attainable, but if we chase perfection we can catch excellence." - Vince Lombardi

ADJOURNMENT: 7:56 P.M.

NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JULY 3, 2017 @ 7:30 PM