

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

NOVEMBER 27, 2017

ROLL CALL: Twelve Members Present

MOTION TO EXCUSE MEMBERS: President Schulman Absent

INVOCATION: Chris Smith, Ward 4 Council Member

PLEDGE OF ALLEGIANCE: President Pro Tem Morris

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#4 - O#6; 2nd Rdg O#7 - O#11; O#4 - O#6 Adopted on 1st Rdg; O#8 - O#11 Adopted on 2nd Rdg; O#12 Postponed until December 4, 2017; O#247/2017 Reconsidered & Amended)

PUBLIC HEARINGS:

7:00 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE TAMSAL-FULTON ANNEXATION AREA CONTAINING APPROXIMATELY 3.95 ACRES; ASSIGNING SAID TERRITORY AS B-3 (GENERAL BUSINESS) TO WARD 7 OF THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY
(NO SPEAKERS) **O#263/2017**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): None

INFORMAL RESOLUTIONS:

41. PERSONNEL COMMITTEE: CONFIRMING MAYOR'S APPT OF MAUREEN AUSTIN TO PUBLIC APPOINTEE VACANCY ON STARK COUNTY REGIONAL PLANNING COMMISSION COMMENCING 11/27/17 TO 12/31/19. - ADOPTED
42. PERSONNEL COMMITTEE: CONFIRMING MAYOR'S APPT OF DONN ANGUS TO PUBLIC APPOINTEE VACANCY ON STARK COUNTY REGIONAL PLANNING COMMISSION COMMENCING 11/27/17 TO 12/31/20. - ADOPTED
43. PERSONNEL COMMITTEE: CONFIRMING MAYOR'S EXTENSION OF RHODERICK SIMPSON'S TERM ON STARK COUNTY REGIONAL PLANNING COMMISSION FR 11/15/18 TO 12/31/18. - ADOPTED

COMMUNICATIONS:

437. AGENT FOR PETITIONER, WRIGHT: REQ AUTHORIZATION FOR ZONE CHANGE OF LOTS 02-80007, 02-80082, 02-80083, LOCATED AT 617 MCKINLEY AVE SW, IN WARD 4, FOR STARK METROPOLITAN HOUSING AUTHORITY. - PLANNING COMMISSION
438. AUDITOR MALLONN: REQ LEGISLATION BE PREPARED TO AFFECT \$2,000,000.00 NOTE FOR CONTINUED OPERATION AND REVENUE OF GENERAL FUND; (\$2,000,000.00 APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 801001 ANTICIPATORY NOTE OTHER). - FINANCE COMMITTEE
439. COMM DEV DIRECTOR SEWARD: REQ LEGISLATION AUTHORIZING AUDITOR TO PAY MORAL OB IN AMT OF \$4,160.00 TO HABITAT FOR HUMANITY EAST CENTRAL OHIO FOR DEMO OF GARAGE @ 2241 - 16TH ST NE; EMERGENCY. - FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES
440. FINANCE DIRECTOR CROUSE: AMEND APPROP O#41/2017 (\$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 801001 AUDITOR - ADMIN - PERSONNEL; \$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 6017 HEALTH & LIFE INSURANCE FUND TO 6017 201001 SERVICE DIRECTOR ADMIN - PERSONNEL); EMERGENCY (MEDICAL, DENTAL, LIFE INSURANCE CLAIMS). - FINANCE AND PERSONNEL COMMITTEES
441. FINANCE DIRECTOR CROUSE: AMEND APPROP O#41/2017 (\$30,000.00 SUPP APPROP FR UNAPPROP BAL OF 6023 COMPENSATED ABSENCE CLAIM FUND TO 6023 801001 AUDITOR - ADMIN - PERSONNEL); EMERGENCY (ABSENCES, RETIREMENT, SICK & VACATION). - FINANCE AND PERSONNEL COMMITTEES
442. LIQUOR CONTROL DIV (OHIO): REQ TRAN OF C1 C2 PERMIT FROM OM KARTHIKEYA LLC TO THAPABROTHERS LLC @ 2211 TUSCARAWAS RD. - RECEIVED & FILED
443. MAYOR BERNABEI: REQ AUTHORIZATION FOR RE-APPT OF MARCIA ZAWACKY TO FAIR HOUSING COMMISSION FOR 5 YR TERM COMMENCING 1/1/18 THRU 12/31/22. - PERSONNEL COMMITTEE
444. MAYOR BERNABEI: REQ AUTHORIZATION FOR RE-APPT OF REMEL MOORE AND JOHN STONE TO TREE COMMISSION COMMENCING 1/1/18 AND EXPIRING ON 12/31/19. - PERSONNEL COMMITTEE
445. MAYOR BERNABEI: REQ AUTHORIZATION FOR APPT OF DANIEL J. BLEND TO ARCHITECTURAL REVIEW BOARD, TO FILL VACATED SEAT OF STEVE COON, FOR NEW 4 YR TERM COMMENCING 1/1/18 THRU 12/31/21. - PERSONNEL COMMITTEE

COMMUNICATIONS CONTINUED:

446. MAYOR BERNABEI
FINANCE CHAIRMAN MARIOL: REQ LEGISLATION EFFECTIVE 1/1/18, TO SUSPEND AUTOMATIC IMPLEMENTATION OF ANY AND ALL WAGE INCREASES CALLED FOR IN O#100/2011 AND ALL RELATED POLICIES, PROCEDURES, AND ORD FOR FISCAL YR 2018; SUSPEND ANY AND ALL WAGE INCREASES FOR 2018 TO WAGE SCHEDULE FOR FIDUCIARY MGT AND NON-BARGAINING UNIT EMPLOYEES UNDER APPOINTING AUTHORITY OF MAYOR, AUDITOR, TREASURER, LAW DIR, COUNCIL, SAF DIR, SERV DIR, AND ALL CITY BOARDS AND COMMISSIONS; SUSPEND ANY AND ALL ANNUAL COST OF LIVING ADJUSTMENTS FOR MAYOR, AUDITOR, TREASURER, LAW DIR, COUNCIL PRES, CITY COUNCIL MEMBERS; SUSPEND ANY AND ALL WAGE INCREASES FOR POLICE CHIEF, FIRE CHIEF, AND DIV CHIEF IN FIRE DEPT; SUSPEND ANY AND ALL ORD, POLICIES, AND PROCEDURES WHICH PROVIDE STEP INCREASES FOR MGT AND NON-BARGAINING UNIT PERSONNEL; ALLOWS FOR DULY AUTHORIZED PROMOTIONS, PROVIDED RESULTING NEW STARTING SALARY DOES NOT EXCEED PARTING SALARY OF PREVIOUS EMPLOYEE TO HOLD POSITION, UNLESS VACANCY OCCURRED MORE THAN TWO CALENDAR YRS BEFORE 2018 PROMOTION, IN WHICH CASE ALL PREVIOUSLY ESTABLISHED ORD, POLICIES, AND PROCEDURES REGARDING PROMOTIONS SHALL APPLY; EXEMPTS ALL WAGES AND VACATION DAY INCREASES CALLED FOR IN O#95/2016 FR AFOREMENTIONED SUSPENSION; EMERGENCY. - FINANCE AND PERSONNEL COMMITTEES
447. TREASURER PEREZ: RPT OF PARKING METER REV FOR OCTOBER 2017. - RECEIVED AND FILED
448. TREASURER PEREZ: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX FOR OCTOBER 2017. - RECEIVED AND FILED
449. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF OCTOBER 31, 2017. - RECEIVED AND FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND SEC 509.04 OF PART FIVE - GENERAL OFFENSES CODE OF THE COD ORD OF CITY OF CANTON; EMERGENCY (NOISE ORDINANCE)
Referred to Judiciary Committee
- 1ST RDG 2. AMEND APPROP O#41/2017; EMERGENCY (\$17,000.00 APPROP TRF FR 1001 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER TO 1001 102001 POLICE ADMIN - OTHER) (TOWING SERVS)
Referred to Finance Committee
- 1ST RDG 3. APPROVE CANTON CITY WATER MAIN EXTENSION TO VILLAGE OF HARTVILLE; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMT(S) FOR EXTENSION OF SAID WATER MAIN; EMERGENCY (HERITAGE TRUCK)
Referred to Environmental & Public Utilities Committee

(COUNCIL RECESSED AT 7:08 PM FOR THE FINANCE COMMITTEE TO DISCUSS O#4 - O#6; RECONVENED AT 7:10 PM)

- 256/2017 4. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER NO. 5 TO CITY OF CANTON WRF PHOSPHORUS/TOTAL NITROGEN PROJ - CONTRACT NO. 26; EMERGENCY
Referred to Finance Committee
- 257/2017 5. AMEND O#41/2017; EMERGENCY (\$70,500.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN. - OTHER; \$70,500.00 SUPP APPROP FR UNAPPROP BAL OF 2781 USE OF FORCE SOFTWARE UPDATE GRANT FUND TO 2781 102001 POLICE ADMIN - OTHER; \$70,500.00 INTERFUND ADVANCE FR 1001 102001 POLICE ADMIN - ADV OUT - OTHER TO 2781 102001 POLICE ADMIN - ADV IN - OTHER; \$70,500.00 INTERFUND ADVANCE REPAYMENT FR 2781 101001 POLICE ADMIN - ADV OUT - OTHER TO 1001 102001 POLICE ADMIN - ADV IN - OTHER)
Referred to Finance Committee
- 258/2017 6. AUTHORIZE APPROP CITY OFFICIAL(S) TO MAKE ANY AND ALL NECESSARY MATHEMATICAL CORRECTIONS TO CHANGE ORDER NO. 5 TO MAHONING RD NE CORRIDOR PROJ, PHASE 1, CONSTRUCTION CONTRACT NO. 2014-77 (PROJECT); AUTHORIZE AUDITOR TO PAY MORAL OB TO WENGER EXCAVATING, INC. IN AMT NOT TO EXCEED \$455.00 FOR WORK PERFORMED ON PROJ; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#7 - O#11; O#8 - O#11 ADOPTED)

- 2ND RDG 7. AUTHORIZE MAYOR OR SAF DIR TO: ENTER INTO AGMT FOR AND ACCEPT \$20,114.54 IN GRANT FUNDS FR OFFICE OF JUSTICE PROG, BUREAU OF JUSTICE ASSISTANCE FOR FISCAL YR 2017 BULLETPROOF VEST PARTNERSHIP; ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR PURCHASE OF NAT'L INSTITUTE OF JUSTICE COMPLIANT ARMORED VESTS; OR TO ALTERNATIVELY ENTER CONTRACT FOR SAID PURCHASES PURSUANT TO ANY OH REVISED CODE AND/OR CANTON CODIFIED ORDINANCES; AUTHORIZE AUDITOR TO RENAME 2782 FIRE 175TH ANNIVERSARY FUND TO 2782 FY 2017 BULLETPROOF VEST PARTNERSHIP FUND; AMEND APPROP O#41/2017; EMERGENCY (\$20,114.54 SUPP APPROP FR UNAPPROP BAL OF 2782 FY 2017 BULLETPROOF VEST FUND TO 2782 102001 POLICE ADMINISTRATIVE - OTHER; \$20,114.54 FR UNAPPROP BAL OF FUND 1001 GENERAL FUND TO 1001 102001 POLICE ADMINISTRATIVE - OTHER; \$20,114.54 INTER-FUND TRF FR 1001 102001 POLICE ADMINISTRATIVE - ADVANCE OUT TO 2782 102001 POLICE ADMINISTRATIVE - ADVANCE IN) (PPCI & FIN)
- 259/2017 8. AMEND APPROP O#41/2017; EMERGENCY (\$25,000.00 APPROP TRF FR 1001 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER TO 1001 103001 FIRE ADMIN - OTHER) (EMS CHARGES) (FIN)
- 260/2017 9. AMEND APPROP O#41/2017; EMERGENCY (\$17,442.30 SUPP APPROP FR UNAPPROP BAL OF 2789 2012 COPS HIRING PROG GRANT FUND TO 2789 102001 POLICE ADMIN - OTHER; \$17,442.30 FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN - OTHER; \$17,442.30 INTER-FUND TRF FR 1001 102001 POLICE ADMIN - TRF OUT TO 2789 102001 POLICE ADMIN - TRF IN) (FIN)
- 261/2017 10. AMEND APPROP O#41/2017; EMERGENCY (\$171,380.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102090 POLICE - CANTON CRIME LAB - PERSONNEL SERVICES FOR \$12,500.00, 1001 103001 FIRE - ADMIN - PERSONNEL SERVICES FOR \$150,000.00, 1001 201015 ANNEXATION - PERSONNEL SERVICES FOR \$1,080.00, AND TO 1001 901001 CIVIL SERVICE - PERSONNEL SERVICES FOR \$7,800.00) (FIN)
- 262/2017 11. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO THIRD SUPPLEMENTAL AGMT TO CANTON/HARTVILLE CONTRACT 2002-66 OF 6/19/02; EMERGENCY (WATER SUPPLY) (E&PU)

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

POSTPONED UNTIL 12/4/17

- _____ 12. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE A DEVELOPMENT AGMT, AN OPERATIONS & MAINT AGMT, AND ALL NECESSARY AGMTS RELATED TO JOHNSON CONTROLS HALL OF FAME VILLAGE; EMERGENCY
- 263/2017 13. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS TAMSAL-FULTON; APPROX 3.95 ACRES; ASSIGN TERRITORY AS B-3 (GENERAL BUSINESS) TO WARD 7; EMERGENCY
- 264/2017 14. AMEND SECTION 903.07 OF PART NINE OF CODIFIED ORD OF CITY OF CANTON (VISION CLEARANCE OF SHRUBBERY)
- 265/2017 15. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO MULTI-YR AGMT WITH BOARD OF STARK CO. COMMISSIONERS FOR LEASE OF STARK CO. PROP LOCATED ADJACENT TO STARK CO. COURTHOUSE; EMERGENCY (SKATE RINK, ORIGINAL ARCADE CONEYS)

RECONSIDERED AND AMENDED

- 247/2017 16. AUTHORIZE AUDITOR TO CREATE 2795 JUSTICE REINVESTMENT GRANT-PROBATION FUND; AMEND APPROP O#41/2017; EMERGENCY (\$89,918.00 SUPP APPROP FR UNAPPROP BAL 2795 701001 JUSTICE REINVESTMENT GRANT-PROBATION - OTHER TO 3806 701001 JUSTICE REINVESTMENT GRANT-PROBATION - PERSONNEL)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, December 4, 2017 in Council Caucus Room at 6:15 PM

- 1) Finance Committee
- 2) Personnel Committee
- 3) Environmental & Public Utilities Committee
- 4) Judiciary Committee

LAND BANK PRESENTATION - SARA PETERS

MISCELLANEOUS BUSINESS: None

QUOTE OF THE WEEK: *"The two most important days in your life are the day you are born and the day you find out why."*
Mark Twain

ADJOURNMENT: 7:25 PM

NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, DECEMBER 4, 2017 @ 7:00 PM