

FINAL
A G E N D A
7 :00 PM

CANTON CITY COUNCIL

JANUARY 29, 2018

ROLL CALL: Ten Members Present

MOTION TO EXCUSE MEMBERS: Member Hawk and Member Mack Absent

INVOCATION: James Babcock, At-Large Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#13; 2nd Rdg O#14 - O#17, O#19 - O#33; O#13 Adopted on 1st Rdg; O#18 Retained in Committee; O#33 Adopted on 2nd Rdg)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Chuck Osborne spoke about problems with the Hall of Fame Village. He is concerned about the location so close to Avondale and how it will affect property values. He questioned who will pay for replacing McKinley High School and rebuilding the Fulton/I-77 interchange. He also fears it may be the demise of the McKinley Grand Hotel. Brain injuries suffered in football is a concern and this has been acknowledged by the NFL. Pete DiGiacomo read an article from the January 28, 2018 issue of The Repository regarding overtime costs for police and fire. He stated that the Hall of Fame was to pay a portion of these costs, and the City is still waiting for payment. The City pays their moral obligations, so should the Hall of Fame. Ken Jones spoke about the potential income tax increase to fund the Comprehensive Plan. He feels that plans which provide for housing renewal should come first. Certain areas for revitalization should be specified and what the focus will be, including a ranking of importance. He feels homeowners should be involved in the decision making process, and zoning should be modified and enforced so that low quality, subsidized housing may not be erected indiscriminately anywhere in the City. He would like to see a city wide property tax easement proposed to give homeowners an incentive to reinvest in their homes.

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

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| 50. | ANNEXATION CHAIRMAN MARIOL: | REQ STATEMENT OF SERVICES FOR HALL OF FAME VILLAGE #5 ANNEXATION LOCATED IN PLAIN TOWNSHIP. - ANNEXATION COMMITTEE |
| 51. | HEALTH COMMISSIONER ADAMS: | AMEND APPROP O#277/2017 (\$4,400.00 SUPP APPROP FR FUND 2318 301001 LOCAL AIDS PREVENTION - 600 PAYROLL TO FUND 2318 301001 LOCAL AIDS PREVENTION FUND - 700 OTHER. - FINANCE COMMITTEE |
| 52. | SAFETY DIRECTOR PERRY: | FORMALIZE TENTATIVE AGMT WITH AFSCME LOCAL 3449/OHIO COUNCIL 8 PURSUANT TO WAGE AND HEALTHCARE RE-OPENER NEGOTIATIONS FOR YR 1/1/18 - 12/31/18. - FINANCE AND PERSONNEL COMMITTEES |
| 53. | SAFETY DIRECTOR PERRY: | AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO PROF SERVS CONTRACT WITH BLACK, MCCUSKEY, SOUERS AND ARBAUGH LPA FOR LEGAL SERVS RELATED TO WORKER'S COMP CASES; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE |
| 54. | SERVICE DIRECTOR HIGHMAN: | AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR CANTON SOUTH - CLEVELAND AVENUE WATERLINE EXTENSION PROJ (REGIONALIZATION); AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION ENGINEERING SERVS FOR PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO PURCHASE AND MAKE PAYMENT FOR EASEMENTS; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH OHIO EPA, THROUGH OHIO WATER DEVELOPMENT AUTHORITY TO RECEIVE FR WATER SUPPLY REVOLVING LOAN ACCT, PRINCIPAL FORGIVENESS AND ZERO PERCENT INT LOAN TO BE AMORTIZED OVER 15 YR PERIOD FOR CANTON SOUTH - CLEVELAND AVENUE WATERLINE EXTENSION PROJ (REGIONALIZATION); AUTHORIZE AUDITOR TO ESTABLISH AND CREATE FUND 5235 CANTON SOUTH - CLEVELAND AVENUE WATERLINE EXTENSION PROJ (REGIONALIZATION) FUND TO RECEIVE LOAN AND REVENUE PROCEEDS AND TRACK PROJ EXPENDITURES; MAKE \$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207048 CANTON SOUTH - CLEVELAND AVENUE WATERLINE EXTENSION PROJ (REGIONALIZATION) - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES |

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (617 MCKINLEY AVE SW, PARCEL #280007, #280082, AND #280083 FR R-1A (SINGLE-FAMILY RESIDENTIAL) TO PR-4 (PLANNED MULTI-FAMILY RESIDENTIAL) (SMHA)
Referred to Judiciary Committee

PUB HRG 2/12/18 @ 7:00 PM

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 2. APPROVE AND ADOPT CITY OF CANTON POLICY AND PROCEDURES FOR CITY PROVIDED CREDIT CARDS; EMERGENCY
Referred to Finance and Judiciary Committees
- 1ST RDG 3. AMEND APPROP O#277/2017; EMERGENCY (\$2,931.98 APPROP TRF FR 2767 701001 MISDEMEANANT JAIL DIVERSION GRANT FUND - PERSONNEL TO 2767 701001 MISDEMEANANT JAIL DIVERSION GRANT - OTHER) (RETURN UNSPENT FY 17 GRANT FUNDS TO STATE OF OH)
Referred to Finance Committee
- 1ST RDG 4. AMEND APPROP O#277/2017; EMERGENCY (\$57,687.00 SUPP APPROP FR UNAPPROP BAL OF 2789 2012 COPS HIRING PROG GRANT FUND TO 2789 102001 POLICE ADMIN - OTHER) (RETURN OVERDRAWN MONIES AND FINALIZE AUDIT)
Referred to Finance Committee
- 1ST RDG 5. AMEND APPROP O#277/2017; EMERGENCY (\$27,617.36 SUPP APPROP FR UNAPPROP BAL OF 2769 BYRNE MEM JUSTICE ASSIT GRANT 2016 FUND TO 2769 100201 POLICE ADMIN - OTHER; \$25,226.69 FR UNAPPROP BAL OF 2770 BYRNE MEM JUSTICE ASSIT GRANT 2015 FUND TO 2770 100201 POLICE ADMIN - OTHER; \$20,206.17 SUPP APPROP FR UNAPPROP BAL OF 2787 BYRNE MEM JUSTICE ASSIT GRANT 2014 FUND TO 2787 100201 POLICE ADMIN - OTHER) (MOVE MONIES TO CORRECT FUNDS)
Referred to Finance Committee
- 1ST RDG 6. AMEND APPROP O#277/2017; EMERGENCY (\$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 2318 LOCAL AIDS PREVENTION FUND TO 2813 301001 LOCAL AIDS PREVENTION - 700 OTHER)
Referred to Finance Committee
- 1ST RDG 7. AUTHORIZE LAW DIR TO ENTER INTO CONTRACTS WITH NAMED CITIES AND VILLAGES TO PROVIDE LEGAL REPRESENTATION IN PROS OF CRIMINAL CASES AND RELATED MATTERS BY CITY PROS OFFICE; EMERGENCY (E. CANTON, E. SPARTA, HARTVILLE, LOUISVILLE, MAGNOLIA, N. CANTON, WAYNESBURG)
Referred to Finance Committee
- 1ST RDG 8. APPROVE AND ACCEPT REPLAT OF LOTS 22501 - 22509; EMERGENCY (2100 BLOCK OF 7TH ST NE, BETWEEN BELDEN AVE NE AND GOBEL AVE NE (HABITAT FOR HUMANITY)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 9. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON AND AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR MGMT AND NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (SANITARY SEWER EPA ADMIN ORDER ON CONSENT)
Referred to Personnel Committee
- 1ST RDG 10. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH MUNICIPAL & FINANCIAL SERVS GROUP; AMEND APPROP O#277/2017; EMERGENCY (\$68,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207001 WATER ADMINISTRATION - OTHER; \$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER FUND TO 5410 206005 OPERATIONS AND MAINTENANCE - OTHER) (WATER AND SEWER RATE STUDY)
Referred to Finance Committee
- 1ST RDG 11. APPROVE CANTON CITY WATER MAIN EXTENSION TO VILLAGE OF HARTVILLE; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMT FOR EXTENSION OF WATER MAIN; EMERGENCY (GENTLEBROOK VILLAGE & THE WOODLANDS)
Referred to Environmental & Public Utilities Committee
- 1ST RDG 12. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH CT CONSULTANTS, INC; AMEND APPROP O#277/2017; EMERGENCY (\$76,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207050 FAIRMOUNT AREA WATER MAIN REPLACEMENT PROJ, PHASE II - OTHER)
Referred to Finance Committee

(COUNCIL RECESSED AT 7:35 PM FOR THE FINANCE AND PERSONNEL COMMITTEES TO DISCUSS O#13; RECONVENED AT 7:38 PM)

- 5/2018 13. APPROVE CONTRACT AMENDMENTS TO COLLECTIVE BARGAINING AGMT BETWEEN CITY OF CANTON AND LOCAL 3449 AND OHIO COUNCIL 8; EMERGENCY (WAGE & HEALTHCARE RE-OPENER NEGOTIATIONS FOR YR 1/1/18 - 12/31/18)
Referred to Finance and Personnel Committees

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD O#14 - O#17, O#19 - O#33; O#18 RETAINED IN CMTE; O#33 ADOPTED)

- 2ND RDG 14. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (PARCEL #280008, 1120 15TH ST NW, LEHMAN HIGH SCHOOL) (JUD)
PUB HRG 2/5/18 @ 7:00 PM
- 2ND RDG 15. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS HOF VILLAGE #4 ANNEXATION AREA CONTAINING APPROX 8.363 ACRES; ASSIGNING SAID TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); EMERGENCY (ANNEX)
PUB HRG 2/5/18 @ 7:01 PM

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 16. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS 4111 LOUISVILLE ST-MAHONING INDUSTRIAL PARK ANNEXATION AREA CONTAINING APPROX .637 ACRE; ASSIGNING SAID TERRITORY AS I-1 (LIGHT INDUSTRIAL DISTRICT); EMERGENCY (ANNEX)
PUB HRG 2/5/18 @ 7:02 PM
- 2ND RDG 17. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS 4229 4TH ST NW ANNEXATION AREA CONTAINING APPROX .193 ACRE; ASSIGNING SAID TERRITORY AS B-2 (NEIGHBORHOOD BUSINESS); EMERGENCY (ANNEX)
PUB HRG 2/5/18 @ 7:03 PM
- RETAINED IN**
CMTE 18. AMEND TITLE SEVEN - BUSINESS REGULATION CODE OF CODIFIED ORDINANCES OF CITY OF CANTON BY ADDITION OF CHAPTER 779, RETAIL SHOPPING CART REGULATIONS (JUD)
- 2ND RDG 19. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$6,684 TO BLACK, MCCUSKEY, SOUERS & ARBAUGH LAW FIRM; EMERGENCY (HERCULES BROADVIEW DEVELOPMENT TIF AGMTS) (FIN)
- 2ND RDG 20. AMEND APPROP O#277/2017; EMERGENCY (\$350.00 SUPP APPROP FR UNAPPROP BAL OF 2327 LEAD ASSESSMENT FUND TO 2327 301001 HEALTH ADMIN - PERSONNEL; \$185.00 SUPP APPROP FR UNAPPROP BAL OF 2329 SMOKE FREE OHIO FUND TO 2329 301001 HEALTH ADMIN - PERSONNEL; \$150.00 SUPP APPROP FR UNAPPROP BAL OF 2356 TATTOO PARLORS FUND TO 2356 301001 HEALTH ADMIN - PERSONNEL; \$21,175.00 SUPP APPROP FR UNAPPROP BAL OF 2760 FEDERAL FORFEITURE FUND TO 2760 102001 POLICE ADMIN - PERSONNEL; \$375,000.00 SUPP APPROP FR UNAPPROP BAL OF 2784 2017 COPS HIRING GRANT FUND TO 2784 102001 POLICE ADMIN - OTHER; \$88,197.22 SUPP APPROP FR UNAPPROP BAL OF 2795 JUSTICE REINV GRANT PROB FUND TO 2795 701001 JUDGES ADMIN - PERSONNEL) (FIN)
- 2ND RDG 21. AUTHORIZE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF VARIOUS COMPONENT CODES OF CODIFIED ORDINANCES OF CANTON, OH; EMERGENCY (JUD)
- 2ND RDG 22. AUTHORIZE LAW DIRECTOR TO DISTRIBUTE FREE OF CHARGE TO PUBLIC OFFICIALS AND PUBLIC INSTITUTIONS COPIES OF 2017 SUPPLEMENT TO CANTON CODIFIED ORDINANCES; TO AFFIX PRICE FOR SALE OF SAME; EMERGENCY (\$8.50) (JUD)
- 2ND RDG 23. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$183,700 TO CENTRAL ALLIED ENTERPRISES, INC; AMEND APPROP O#277/2017; EMERGENCY (\$183,700.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207022 DISTRIBUTION MAINTENANCE - OTHER) (FIN)
- 2ND RDG 24. AUTHORIZE AUDITOR TO PAY TWO MORAL OBS IN AMT NOT TO EXCEED \$8,354.65 TO STANDARD PLUMBING & HEATING CO.; EMERGENCY (REPAIRS TO CITY HALL CHILLERS) (FIN)
- 2ND RDG 25. AUTHORIZE AUDITOR TO PAY ALL MORAL OBS OWED FOR BOTH CONSTRUCTION AND CONSTRUCTION ENGINEERING SERVICES RELATED TO 38TH ST IMPROVEMENT PROJ; EMERGENCY (FIN)
- 2ND RDG 26. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS NECESSARY TO PURCHASE (1) INTERNATIONAL TANDEM DUMP TRUCK, (1) CARGO VAN, AND (1) MINI EXCAVATOR WITH TRAILER; OR TO ALTERNATIVELY PURCHASE SAID VEHICLES PURSUANT TO ANY COOP PURCHASING AGMTS AUTHORIZED BY LAW; EMERGENCY (WATER DEPT) (PPCI & FIN)
- 2ND RDG 27. AUTHORIZE MAYOR, SERV DIR OR SAF DIR TO APPLY FOR, ENTER INTO AGMT FOR, AND RECEIVE FUNDS FR MULTIPLE POTENTIAL FUNDING SOURCES FOR VARIOUS CITY PROJS; EMERGENCY (FIN)
- 2ND RDG 28. AMEND EXHIBIT A TO ORDINANCE #100/2011, AS AMENDED, CLASSIFICATION PLAN FOR MANAGEMENT AND NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (FACILITY ENGINEER (WATER), ENGINEER II) (PERS)
- 2ND RDG 29. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (LESH PROPERTIES, PARCELS 380288 & 304826, 3501 & 3533 LESH ST NE) (JUD)
PUB HRG 2/12/18 @ 7:00 PM
- 2ND RDG 30. AUTHORIZE MAYOR OF SAF DIR TO ENTER INTO CONTRACT WITH AXON ENTERPRISES, INC. FOR UNLIMITED TASER CARTRIDGE PROG; EMERGENCY (POLICE & FIRE) (FIN)
- 2ND RDG 31. RESOLUTION DIRECTING STARK COUNTY BOARD OF ELECTIONS TO CONDUCT ELECTION AT PRIMARY ELECTION ON 5/8/18 FOR PURPOSE OF PROVIDING ELECTORS OF CITY OF CANTON, OH WITH OPPORTUNITY TO APPROVE OR DISAPPROVE LEVY PROVIDING FOR PROPOSED INCREASE IN CITY OF CANTON, OH INCOME TAX ORDINANCE FR 2% TO 2.5%, EFFECTIVE FOR COLLECTING COMMENCING 7/1/18 FOR CONTINUING PERIOD OF TIME, SUCH INCREASE TO BE USED AND ALLOCATED FOR PURPOSES OF PUBLIC SAFETY (POLICE & FIRE) AND OTHER GENERAL OPERATING EXPENSES, CITY INFRASTRUCTURE, STREETS AND ROADS, NEIGHBORHOOD DEVELOPMENT, INCLUDING DEMOS, CODE ENFORCEMENT AND HOUSING PROGRAMS, AND FOR PURPOSES PRIORITIZED IN MOST CURRENT COMPREHENSIVE PLAN, AND SUBSEQUENT AMENDMENTS APPROVED BY COUNCIL, INCLUDING ECONOMIC AND DOWNTOWN DEVELOPMENT, JOB CREATION, EXPANSION AND RETENTION; EMERGENCY (JUD & FIN)

ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 32. AMEND SECS 182.012 AND 182.013 OF PART ONE OF CODIFIED ORDINANCES OF CITY OF CANTON (INCOME TAX INCREASE FR 2% TO 2.5%) (JUD & FIN)
- 6/2018 33. AUTHORIZE MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD, AND EXECUTE CONSTRUCTION CONTRACT; ADVERTISE, RECEIVE QUALIFICATIONS, AWARD AND EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION ENGINEERING SERVS; RECEIVE AND ENTER INTO AGMTS FOR GRANTS/LOANS FR ODOT AND OPWC; AND TO ENTER INTO AGMTS WITH UTILITY CO'S AS NEEDED FOR TRAFFIC SIGNAL COMMUNICATIONS UPGRADE PROJ; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE 4583 TRAFFIC SIGNAL COMMUNICATIONS UPGRADE PROJ, G.P. 1185, PID 99897 FUND; AMEND APPROP O#277/2017; EMERGENCY (\$1,159,035.00 SUPP APPROP FR UNAPPROP BAL OF 4583 TRAFFIC SIGNAL COMMUNICATIONS UPGRADE PROJ FUND TO 4583 202049 TRAFFIC SIGNAL COMMUNICATIONS UPGRADE PROJ, G.P. 1185 - OTHER) (FIN)

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

- 7/2018 34. APPROVE AND ACCEPT REPLAT OF LOTS 16752, 16753, AND 16754; EMERGENCY (1200 BLOCK OF 11TH ST NW, ATTY. WILLIAM DEMSKEY FOR MARA DONNERSBACH PARRA AND MARIE O'BRIEN, WARD 1)
- 8/2018 35. APPROVE AND ACCEPT REPLAT OF LOTS 35611, 35612, AND 35613; EMERGENCY (2900 BLOCK OF SAHARA AVE NE, FOR ROY BROWN AND STEVE CAMACHO, WARD 6)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, February 5, 2018 in Council Caucus Room at 6:00 PM
Claims Committee

MONDAY, February 5, 2018 in Council Caucus Room at 6:15 PM
1) Finance Committee
2) Personnel Committee
3) Environmental & Public Utilities Committee
4) Public Safety & Thoroughfares Committee
5) Judiciary Committee

MISCELLANEOUS BUSINESS: Member Smith acknowledged the Walsh College students who were in the audience.

QUOTE OF THE WEEK: *"Small minds discuss people, average minds discuss events, great minds discuss ideas."* - Anonymous

ADJOURNMENT: 7:50 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 5, 2018 @ 7:00 PM