

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

MARCH 19, 2018

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Kevin Hall, Ward 6 Council Member

PLEDGE OF ALLEGIANCE: President Schulman

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

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Pete DiGiacomo thanked Member Scaglione for picking up an abandoned shopping cart for him. Pete also spoke about the Air B&B's and thinks they are a terrible idea due to the sexual and drug elements within the city. Cynthia Hofacre said the Air B&B issue is already affecting the Market Heights area where she lives. She knows that some owners are absentee and asked Council to please take a careful look at what this will do to the neighborhoods in the city.

INFORMAL RESOLUTIONS:

23. PERSONNEL COMMITTEE: CONFIRM APPT OF COREY MINOR SMITH TO COMMUNITY REINVESTMENT AREA HOUSING COUNCIL COMMENCING 3/19/18 THRU COMPLETION OF HER COUNCIL TERM. - ADOPTED
24. PERSONNEL COMMITTEE: CONFIRM APPT OF KEVIN HALL TO COMMUNITY REINVESTMENT AREA HOUSING COUNCIL COMMENCING 3/19/18 THRU COMPLETION OF HIS COUNCIL TERM. - ADOPTED
25. PERSONNEL COMMITTEE: CONFIRM RE-APPT OF LOVIE HAILEY TO FAIR EMPLOYMENT PRACTICES BOARD COMMENCING RETRO FR 3/1/18 THRU 12/31/19. - ADOPTED
26. PERSONNEL COMMITTEE: CONFIRM RE-APPT OF VIRGINIA JEFFRIES TO FAIR EMPLOYMENT PRACTICES BOARD COMMENCING RETRO FR 3/1/18 THRU 12/31/19. - ADOPTED
27. PERSONNEL COMMITTEE: CONFIRM RE-APPT OF AMANDA STEWART TO COMMUNITY REINVESTMENT AREA HOUSING COUNCIL FOR 3 YR TERM COMMENCING RETRO FR 1/1/18 THRU 12/31/20. - ADOPTED

COMMUNICATIONS:

133. AGENT FOR PETITIONER, SLIMAN: COPY OF ANNEXATION PETITION DOCUMENTS FILED WITH STARK CTY. COMM. (HOF VILLAGE #5, 8.040 ACRES IN PLAIN TWP.). - RECEIVED & FILED
134. AGENT FOR PETITIONER, SLIMAN: COPY OF ANNEXATION PETITION DOCUMENTS FILED WITH STARK CTY. COMM. (ONE RICHMOND AVE, 1.979 ACRES IN PLAIN TWP.). - RECEIVED & FILED
135. FINANCE DIRECTOR CROUSE: AMEND APPROP O#277/2017 (\$56,000.00 APPROP TRF FR 6041 208010 MOTOR VEHICLE DEPT DMV - OTHER TO 6041 208010 MOTOR VEHICLE DEPT DMV - PERSONNEL); EMERGENCY. - FINANCE COMMITTEE
136. LIQUOR CONTROL DIV. (OHIO): AMENDED NOTICE OF HRGS FOR NEW C-1 PERMIT FOR DOLGEN MIDWEST, LLC DBA DOLLAR GENERAL STORE 17922 @ 915 TUSCARAWAS ST W. TO BE HELD ON APRIL 5, 2018 AT 10:30 AM IN CANTON CITY COUNCIL CHAMBERS; NEW C-1 PERMIT FOR FAMILY DOLLAR STORES OF OHIO, INC. DBA FAMILY DOLLAR 1348 WEST UNIT, ONLY @2901 MAHONING RD NE TO BE HELD ON APRIL 5, 2018 AT 1:00 PM AT IN CANTON CITY COUNCIL CHAMBERS; NEW PERMIT FOR FAMILY DOLLAR STORES OF OHIO, INC DBA FAMILY DOLLAR 5497 @ 1207 - 12TH ST. NW TO BE HELD ON APRIL 5, 2018 AT 2:30 PM IN CANTON CITY COUNCIL CHAMBERS. - RECEIVED & FILED
137. MAJORITY LEADER SMITH: AUTHORIZE APPT OF JOHN MARIOL TO SYSTEMS PLANNING BOARD COMMENCING 3/19/18 AND EXPIRING UPON COMPLETION OF TERM AS COUNCIL MEMBER. - PERSONNEL COMMITTEE
138. MAYOR BERNABEI: AUTHORIZE APPT OF HENRY RENFRO TO FAIR HOUSING COMMISSION COMMENCING 3/19/18 THRU 12/31/20. - PERSONNEL COMMITTEE
139. MAYOR BERNABEI: AUTHORIZE RE-APPT OF JAMES REINHARD AND CHET WARREN TO STARK AREA REGIONAL TRANSIT AUTHORITY (SARTA) BOARD COMMENCING 1/1/18 THRU 3/31/21. - PERSONNEL COMMITTEE

COMMUNICATIONS CONTINUED:

140. PLANNING COMMISSION: REQ CITY-WIDE ZONE CHANGE OF APPROX 5.7 ACRES, HARVARD AVE NW @ RT. 62, PARCELS 284873, 280680, AND 280678 FR R-4 TO CS IN WARD 7; APPROX 25.6 ACRES IN THE 1700 BLOCKS OF IRA TURPIN WAY NE TO 9TH ST NE & FR ROSS AVE NE TO MIDDLEBRANCH OF NIMISHILLEN CREEK, 91 DIFFERENT TAX PARCELS, FR I-1 TO OS, IN WARD 4, IN LINE WITH COMPREHENSIVE PLAN. - JUDICIARY COMMITTEE
141. SAFETY DIRECTOR PERRY: AUTHORIZE CPD TO RECEIVE AND ACCEPT DONATION OF CRASH TEAM RELATED EQUIP VALUED AT \$111,542.31 FR STATE OF OHIO DEPT. OF PUBLIC SAFETY; EMERGENCY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
142. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO AMEND LEASE AGMT BETWEEN CITY OF CANTON AND CANTON COMMUNITY IMPROVEMENT CORPORATION APPROVING KUBOTA UTILITY EASEMENT AND OUTLINE ALL RIGHTS AND RESPONSIBILITIES; AUTHORIZE MAYOR AND/OR SERV DIR TO AMEND COOP AGMTS BETWEEN CITY OF CANTON AND KUBOTA MEMBRANE USA CORP APPROVING KUBOTA UTILITY EASEMENT AND OUTLINING ALL RIGHTS AND RESPONSIBILITIES; EMERGENCY. - ENVIRONMENTAL AND PUBLIC UTILITIES COMMITTEE
143. SERVICE DIRECTOR HIGHMAN,
SAFETY DIRECTOR PERRY,
FINANCE DIRECTOR CROUSE: AUTHORIZE APPROP OFFICIAL(S) TO PURCH AND/OR LEASE TITLED VEHICLES PER LIST, INCLUDING ALL NECESSARY EQUIPMENT AND COMPONENTS IN ACCORD WITH SEC 105.08 OF CANTON COD ORD; AUTHORIZE APPROP OFFICIAL(S) TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR PURCH OF PROJ IN LIST THAT EXCEED ANY APPLICABLE DOLLAR AMT THRESHOLD(S); ALTERNATIVELY AUTHORIZE APPROP OFFICIAL(S) TO ENTER INTO CONTRACT FOR PURCH AND PROJ VIA ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT FOR LINE OF CREDIT/LEASE TO PURCH ITEMS; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR NEW CITY WIDE PHONE SYSTEM UTILIZING ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; SETS BID/FORMAL PROCUREMENT THRESHOLD FOR ALL PURCH ON LIST AT ORC THRESHOLD OF \$50,000.00 WAITING THRESHOLDS OF CANTON COD ORD 105.09; MAKES \$2,395,705.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUND TO: 4501 102001 POLICE ADMIN - OTHER - \$269,520.00, 4501 103001 FIRE ADMIN - OTHER - \$547,500.00, 4501 103501 CENTRAL COMMUNICATION ADMIN - OTHER - \$18,000.00, 4501 202001 ENGINEERING - OTHER - \$555,000.00, 4501 204010 OTHER BUILDINGS - OTHER - \$262,000.00, 4501 301001 HEALTH ADMIN - OTHER - \$26,900.00, 4501 501101 HUMAN RESOURCES ADMIN - OTHER - \$11,000.00, 4501 504010 INFORMATION TECHNOLOGY - OTHER - \$685,585.00, 4501 753001 LAW ADMIN - OTHER - \$8,700.00, 4501 852001 TREASURER ADMIN - OTHER - \$11,500.00; \$228,000.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE PURCHASES FUND TO 4502 103001 FIRE ADMIN - OTHER - \$70,000.00, 4502 202210 MAINTENANCE - OTHER - \$60,000.00, 4502 208010 SERVICE & REPAIR - OTHER - \$26,000.00, 4502 301001 HEALTH ADMIN - OTHER - \$50,000.00, 4502 701001 JUDGES ADMIN - OTHER - \$22,000.00; \$10,000.00 APPROP TRF FR 4501 202020 URBAN FORESTRY - OTHER TO 4501 202210 MAINTENANCE - OTHER; \$84,273.00 APPROP TRF FR 4501 201001 SERVICE DIRECTOR - OTHER TO 4501 202210 MAINTENANCE - OTHER - \$39,858.00, 4501 504010 INFORMATION TECHNOLOGY - OTHER - \$44,415.00; AUDITOR AUTHORIZED TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
144. TREASURER PEREZ: MNTHLY RPT PARKING METER REVENUE FOR FEBRUARY 2018. - RECEIVED & FILED
145. TREASURER PEREZ: MNTHLY RPT OF DEPOSITS AND PAY-INS FOR AMBULANCE LOCK BOX ACCT FOR MONTH OF FEBRUARY 2018. - RECEIVED & FILED
146. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF FEBRUARY 28, 2018. - RECEIVED & FILED
147. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS FILED AS OF FEBRUARY 28, 2018. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH MULLIN & LONERGAN ASSOCIATES, INC. IN APPROX AMT OF \$21,600.00 FOR PREPARATION OF CITY OF CANTON 2019 - 2023 CONSOLIDATED PLAN; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 2. AMEND APPROP O#277/2017; EMERGENCY (\$80,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 204010 OTHER BUILDINGS - OTHER - \$20,000.00, TO 1001 753020 LAW - NON OPERATIONAL - OTHER - \$60,000.00)
Referred to Finance Committee
- 1ST RDG 3. AMEND \APPROP O#277/2017; EMERGENCY (\$810,000.00 SUPP APPROP FR UNAPPROP BAL OF 2314 FAMILY HEALTH FUND TO 2314 301001 FAMILY HEALTH - 700 - OTHER)
Referred to Finance Committee
- 1ST RDG 4. APPROVE RELOCATION OF DOMINION ENERGY GAS PIPELINE ON LAND OWNED BY CITY OF CANTON AND AUTHORIZE SERV DIR TO EFFECTUATE NECESSARY ACTS IN CONJUNCTION WITH PROJ; EMERGENCY (RT 62/HARRISBURG RD/30TH ST NE ROADWAY IMPROVEMENT PROJ, STA-62-24.90, PID 96346)
Referred to Environmental & Public Utilities Committee
- 1ST RDG 5. APPROVE CANTON CITY WATER MAIN EXTENSION TO THE FOUNTAINS AT EDGEWOOD; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMT WITH MCKINLEY EDGEWOOD DEVELOPMENT CO., LLC FOR EXTENSION OF WATER MAIN; EMERGENCY
Referred to Environment & Public Utilities Committee

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

- 2ND RDG 6. APPROVE STATEMENT OF SERVICES TO BE PROVIDED TO PROPERTY OWNER IN 77 GULLIVERS/2414 FAIRCREST ST SW ANNEXATION AREA, APPROX DATE SERVICES WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO CITY OF CANTON, OH; EMERGENCY (ANNEX)
- 2ND RDG 7. PROVIDE FOR ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,900,000 TO PROVIDE FUNDS TO MAKE LOAN FOR ECONOMIC DEV IN CITY; AUTHORIZE RELATED MATTERS; EMERGENCY (FIN)
- 2ND RDG 8. AUTHORIZE MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (PARCEL #10002545, ALLEN AVE SE) (C&ED)
- 2ND RDG 9. AMEND CHAPTERS 185, TRANSIENT LODGING TAX AND 759, ROOMING HOUSES, LODGING HOUSES AND RESIDENTIAL SOCIAL SERVICE FACILITIES OF CANTON CODIFIED ORDINANCES (JUD)
- 2ND RDG 10. AUTHORIZE ANDREW ROTH, AS PURCHASING DIR, TO RECEIVE SALARY OF \$75,000 AND TEN (10) DAYS VACATION PER YR BEGINNING IN 2018, UNTIL HIS CITY ACCRUED TIME CORRELATES WITH APPLICABLE CITY VACATION SCHEDULE; EMERGENCY (PERS)
- 2ND RDG 11. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR TREE PLANTING PROJ, GP 1256 - PHASE 2; EMERGENCY (FIN)
- 2ND RDG 12. ADOPT PLANS, AUTHORIZE MAYOR OR SERV DIR TO COOPERATE WITH AND REQUEST TRANSPORTATION DIR TO PROCEED WITH REALIGNING AND RECONFIGURING INTERSECTIONS US 62, MIDDLEBRANCH, HARRISBURG AND 30TH ST, INCLUDING CONSTRUCTION OF ROUNDABOUT AT HARRISBURG AND 30TH ST, WITHIN CITY OF CANTON; AMEND APPROP O#277/2017; EMERGENCY (\$450,000.00 APPROP FR UNAPPROP BAL OF 5201 WATER WORKS OPERATING FUND TO 5201 207022 DISTRIBUTION MAINTENANCE - OTHER) (E&PU AND FIN)

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

- 58/2018 13. APPROVE STATEMENT OF SERVICES TO BE PROVIDED TO PROP OWNER IN 44TH ST NE ANNEXATION AREA, APPROX DATE SERV WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON BEING ANNEXED TO CITY OF CANTON; EMERGENCY
- 59/2018 14. PROVIDE FOR ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$4,750,000.00 TO PROVIDE FUNDS TO PAY PORTION OF COSTS ACQUIRING, CONSTRUCTING, IMPROVING, FURNISHING OR EQUIPPING ECONOMIC DEV PROJ IN THE CITY; AUTHORIZE RELATED MATTERS; EMERGENCY
- 60/2018 15. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$3,500,000.00 FOR PURPOSE OF PAYING COSTS OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING AND IMPROVING CITY BLDGS, INCLUDING, WITHOUT LIMITATIONS, REPLACEMENT OF CITY HALL ROOF, CIVIC CENTER ROOF AND IMPROVEMENTS TO OTHER CITY FACILITIES
- 61/2018 16. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,000,000.00 FOR PURPOSE OF PROVIDING FUNDS TO PAY COURT-APPROVED SETTLEMENT OF CLAIM AGAINST THE CITY

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

- 62/2018** 17. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,050,000.00 FOR PURPOSE OF PAYING COSTS OF REVITALIZATION WITHIN THE CITY AND ADDRESSING PROP CONDITIONS DELETERIOUS TO PUBLIC HEALTH AND SAFETY THRU DEMO OF DETERIORATING STRUCTURES AND IMPROVEMENT OF THOSE SITES, ENABLING USE OR REUSE OF LANDS WITHIN THE CITY
- 63/2018** 18. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$6,373.94 TO HUNTINGTON NATIONAL BANK; EMERGENCY (2017 BANK FEES)
- 64/2018** 19. ADOPT 2018 ANNUAL APPROP FOR CITY OF CANTON; EMERGENCY (GENERAL FUND BUDGET)
- 65/2018** 20. APPROVE AND ACCEPT REPLAT OF ALL OF OUTLOTS 1165, 1166 AND 1388; EMERGENCY (2304 - 2320 FAIRCREST ST SW, WARD 4, FOR SHAWNEE DEV AND PILOT TRAVEL CENTERS)
- 66/2018** 21. APPROVE AND ACCEPT REPLAT OF PART OF LOT 37074 AND PART OF OUT LOTS 545, 850 AND 851; EMERGENCY (3112 CLEVELAND AVE NW, WARD 7, FOR DEVILLE DEV)
- 67/2018** 22. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER NO. 1 AND FINAL IN AMT NOT TO EXCEED \$35,857.52 WITH CENTRAL ALLIED ENTERPRISES, INC. FOR ROADWAY BASE STABILIZATION PROJ, G.P. 1265; AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS RELATED TO PROJ; EMERGENCY
- 68/2018** 23. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER NO. 1 IN AMT NOT TO EXCEED \$14,307.00 WITH SCHINDLER ELEVATOR CORP FOR CORNERSTONE PARKING DECK ELEVATOR REPAIR; AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS RELATED TO SAID PROJ; EMERGENCY
- 69/2018** 24. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER NO. 5 IN AMT NOT TO EXCEED \$69,230.00 WITH ARCADIS US, INC. FOR CONSTRUCTION ENGINEERING RELATED TO PID 90671 - 12TH ST NW BRIDGE REPLACEMENT AND STREETSCAPE PROJ - GP 1160; AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS RELATED TO SAID PROJ; EMERGENCY
- 70/2018** 25. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER NO. 6 IN AMT NOT TO EXCEED \$154,549.83 WITH BEAVER EXCAVATING CO FOR PID 90671 - 12TH ST NW BRIDGE REPLACEMENT AND STREETSCAPE PROJ - GP 1160; AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS RELATED TO SAID PROJ; EMERGENCY
- 71/2018** 26. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO EASEMENT AGMT WITH EAST OHIO GAS CO D/B/A DOMINION ENERGY OHIO RELATED TO PLACEMENT OF 12" HIGH PRESSURE GAS LINE ACROSS REIFSNYDER PARK; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, March 26, 2018 in Council Caucus Room at 6:30 PM**

- 1) Finance Committee
- 2) Personnel Committee
- 3) Community & Economic Development Committee
- 4) Environmental & Public Utilities Committee

MISCELLANEOUS BUSINESS: Member Mariol asked that we have a Moment of Silence to honor last Wednesday's passing of Prof. Stephen Hawking, who was a brilliant physicist.

QUOTE OF THE WEEK: *"Live so that when your children think of fairness, caring, and integrity, they think of you."* - H. Jackson Brown Jr.

ADJOURNMENT: 7:30 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MARCH 26, 2018 @ 7:00 PM