

**FINAL**  
**A G E N D A**  
7:00 PM

CANTON CITY COUNCIL

MAY 14, 2018

**ROLL CALL:** Eleven Members Present

**MOTION TO EXCUSE MEMBERS:** President Schulman and Member Chester Absent

**INVOCATION:** Jason Scaglione, Ward 3 Council Member

**PLEDGE OF ALLEGIANCE:** President Pro Tem Chris Smith

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#3 and O#4; 2<sup>nd</sup> Rdg O#5 - O#10; O#3 and O#4 Adopted on 1<sup>st</sup> Rdg; O#12 Adopted as Amended)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** Pete Carpico said that last week he asked each Member to step up and get ahead of the building that was going on in Georgeview Estates. He thanked Majority Leader Smith for facilitating a meeting with Deputy Mayor Williams and hopes the conversations continue. He also has continued concerns regarding Republic Steel. A neighbor took pictures of a yellow plume of smoke coming from Republic Steel. They were open burning something behind Republic Steel but he doesn't know what it was. He turned the photos over to Health Commissioner Adams and wants Council to be aware that this is a continued battle that the neighborhood is having and something needs to be done.

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

- |      |                                 |  |
|------|---------------------------------|--|
| 205. | AUDITOR MALLONN:                | LTR FROM JULIAN & GRUBE, INC DETAILING FINANCIAL AUDIT SERVS TO BE PROVIDED TO CITY OF CANTON. - RECEIVED & FILED  |
| 206. | AUDITOR MALLONN:                | REQ RE-ISSUANCE AND SALE OF A REVITALIZATION ANTICIPATORY NOTE IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$500,000.00 (TO PAY OFF CURRENT REVITALIZATION ANTICIPATORY NOTE - FUND 1152). - FINANCE COMMITTEE  |
| 207. | AUDITOR MALLONN:                | REQ RE-ISSUANCE OF ANTICIPATORY NOTE IN AMT NOT TO EXCEED \$2,000,000.00 TO ALLOW PAYOFF OF A PREVIOUSLY EXISTING NOTE. - FINANCE COMMITTEE  |
| 208. | COURT ADMIN. KOCHERA:           | REQ \$5,000.00 APPROP TRF FR PERSONNEL - JUSTICE REINVESTMENT PRETRIAL GRANT FUND #2799-701001 TO OTHER - JUSTICE REINVESTMENT PRETRIAL GRANT FUND #2799-701001, FOR PROPER OPERATION OF COURT. - FINANCE COMMITTEE  |
| 209. | DEPUTY MAYOR WILLIAMS:          | REQ DISSOLUTION OF ROAD RESERVATION AND AUTHORIZE MAYOR OR SERV DIR TO TRF PROP TO CCIC FOR SUBSEQUENT TRF TO REFUGE OF HOPE MINISTRIES (PARCELS 280871, 280872, 280873 AND 284986). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE  |
| 210. | DEPUTY MAYOR WILLIAMS:          | AUTHORIZE MAYOR OR SERV DIR TO NEGOTIATE AND EXECUTE AN EASEMENT OVER PARCEL #280840 LOCATED ON 22 <sup>ND</sup> ST NE, WARD 9, TO STINGRAY VENTURES LLC. - ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE   |
| 211. | COMM DEV DIRECTOR SEWARD:       | AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT AMENDMENTS WITH SCCAA FOR \$50,000.00 FOR ENRICHMENT & ACADEMIC MENTORING AND \$30,000.00 FOR EMPLOYMENT READINESS TRAINING; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE |
| 212. | HEALTH COMMISSIONER ADAMS:      | 2017 ANNUAL REPORT FOR CANTON CITY HEALTH DEPT. - RECEIVED & FILED   |
| 213. | LAW DIRECTOR AYLWARD:           | REQ TO REORGANIZE LAW DEPT'S CRIMINAL DIVISION. - PERSONNEL COMMITTEE  |
| 214. | LIQUOR CONTROL DIVISION (OHIO): | REQ NEW C2 PERMIT FOR DOLGEN MIDWEST, LLC @ 210 12 <sup>TH</sup> ST NE. - RECEIVED & FILED   |
| 215. | PLANNING COMMISSION:            | ADOPT COMPREHENSIVE CHANGES TO CITY OF CANTON ZONING CODE (AMENDED PART ELEVEN - PLANNING AND ZONING CODE). - JUDICIARY COMMITTEE  |
| 216. | PLANNING COMMISSION:            | APPROVE WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR HOF #5 ANNEXATION (HOFV - HALL OF FAME VILLAGE DISTRICT, WARD 7). - ANNEXATION COMMITTEE   |

**COMMUNICATIONS CONTINUED:**

217. PLANNING COMMISSION: APPROVE WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR ONE RICHMOND AVE ANNEXATION (R-1A - SINGLE FAMILY RESIDENTIAL, WARD 6). - ANNEXATION COMMITTEE
218. SERVICE DIRECTOR HIGHMAN: NO PROJECT LABOR AGMT RPT - SHILOH SIDEWALK STREETScape, GP 1280. - RECEIVED & FILED
219. SERVICE DIRECTOR HIGHMAN: AUTHORIZE SALARY OF \$88,888.00; AUTHORIZE TEN (10) DAYS VACATION IN 2018 AND FIFTEEN (15) DAYS VACATION EACH YR THEREAFTER UNTIL CITY ACCRUED TIME CORRELATES WITH APPLICABLE CITY VACATION SCHEDULE (JAMES BENEKOS, NEW WATER DEPT FACILITIES ENGINEER). - PERSONNEL COMMITTEE
220. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; AUTHORIZE CITY TO ENTER INTO AGMT(S) FOR AND TO RECEIVE GRANT FUNDS IN AMT OF \$890,064.00 (\$352,002.00 FOR G.P. 1241; \$538,062.00 FOR G.P. 1198) AND LOAN FUNDS IN AMT OF \$509,566.00 (\$150,858.00 FOR G.P. 1241; \$358,708.00 FOR G.P. 1198) FROM OHIO PUBLIC WORKS COMMISSION TO CONSTRUCT PROJ; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE 4585 FUND (47<sup>TH</sup> ST NW/PACKARD AVE NW 78-IN STORM SEWER REPAIR PROJECT, G.P. 1198) AND 4586 FUND (47<sup>TH</sup> ST NW STORM SEWER REPAIR PROJECT, G.P. 1241) FOR PURPOSE OF TRACKING PROJ REVENUES AND EXPENDITURES; (\$896,770.00 SUPP APPROP FR UNAPPROP BAL OF 4585 (47<sup>TH</sup> ST NW/PACKARD AVE NW 78-IN STORM SEWER REPAIR PROJECT, G.P. 1198 FUND TO 4585-202052 (47<sup>TH</sup> ST NW/PACKARD AVE NW 78-IN STORM SEWER REPAIR PROJECT, G.P. 1198 FUND - OTHER; \$502,860.00 SUPP APPROP FR UNAPPROP BAL OF 4586 (47<sup>TH</sup> ST NW STORM SEWER REPAIR PROJECT, G.P. 1241 FUND TO 4586-202053 (47<sup>TH</sup> ST NW/PACKARD AVE NW 78-IN STORM SEWER REPAIR PROJECT, G.P. 1241 FUND - OTHER); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
221. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH EAST OHIO GAS CO DBA DOMINION ENERGY OHIO (DEO) FOR RELOCATION OF LINES; MAKE \$380,771.00 SUPP APPROP FR UNAPPROP BAL OF 4566 MAHONING RD. CORRIDOR PROJECT, GP 1103 FUND TO 4566 202079 MAHONING RD. CORRIDOR PROJECT, GP 1103 FUND - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - ENVIRONMENTAL & PUBLIC UTILITIES AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
222. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR SALE OF 1957 STEAM LOCOMOTIVE AND TENDER WHICH IS NO LONGER NEEDED FOR MUNICIPAL PURPOSES; EMERGENCY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
223. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR APRIL 2018. - RECEIVED & FILED
224. TREASURER PEREZ: RPT OF AMBULANCE LOCK BOX ACCT FOR APRIL 2018. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AUTHORIZE DISCHARGE OF DEMO LIENS, ASSESSMENTS, PENALTIES, AND INTEREST ON PROP KNOWN AS PARCEL #226346; EMERGENCY  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH THRASER GROUP FOR DESIGN OF SITE MASTER PLAN FOR CANTON WATER DEPT'S DISTRIBUTION SHOP; AMEND APPROP O#64/2018; EMERGENCY (\$49,920.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207022 WATER DISTRIBUTION - OTHER)  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:*****(COUNCIL RECESSED AT 7:08 PM FOR THE FINANCE COMMITTEE TO DISCUSS O#3; RECONVENED AT 7:10PM)***

- 112/2018** 3. AUTHORIZE PARTICIPATION IN THE ODOT WINTER CONTRACT 018-19; EMERGENCY (ROAD SALT)  
Referred to Finance Committee

***(COUNCIL RECESSED AT 7:10 PM FOR THE PERSONNEL COMMITTEE TO DISCUSS O#4; RECONVENED AT 7:13 PM)***

- 113/2018** 4. AMEND EXHIBIT A TO ORD #100/2011, AS AMENDED, CLASSIFICATION PLAN FOR MGT AND NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON LAW DEPT; EMERGENCY  
Referred to Personnel Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#5 - O#10)**

- 2<sup>ND</sup> RDG** 5. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (CITY WIDE ZONE CHANGE, HARVARD AVE NW @ RT 62 (PARCELS 284873, 280680, 280678, WARD 7; 1700 BLOCKS OF IRA TURPIN WAY NE, BLECKER PL NE, 10<sup>TH</sup> ST NE, IRWIN PL NE, BERGER PL NE, PETRO PL NE, 9<sup>TH</sup> ST NE - FR IRA TURPIN WAY NE TO 9<sup>TH</sup> ST NE AND FR ROSS AVE NE TO THE MIDDLE BRANCH OF NIMISHILLEN CREEK - 91 DIFFERENT TAX PARCELS, WARD 4) (JUD)  
PUB HRG 5/21/18 @ 7:00 P.M.
- 2<sup>ND</sup> RDG** 6. AMEND APPROP O#64/2018; EMERGENCY (\$210,000.00 APPROP TRF FR 7508 852101 INCOME TAX - ADMIN - OTHER TO 7508 852003 DISTRICT TWR JEDD - OTHER FOR \$5,000.00, TO 7508 852004 DISTRICT SM JEDD - OTHER FOR \$190,000.00 AND TO 7508 852005 DISTRICT FP JEDD - OTHER FOR \$15,000.00; \$180,000.00 SUPP APPROP FR UNAPPROP BAL OF 7508 JACKSON-CANTON JEDD CLEARING FUND TO 7508 852004 DISTRICT SM JEDD - OTHER) (FIN)
- 2<sup>ND</sup> RDG** 7. AMEND APPROP O#64/2018; EMERGENCY (\$93,000.00 APPROP TRF FR 5701 101501 CODE ENFORCEMENT ADMIN - PERSONNEL TO 5701 307001 ENVIRONMENTAL HEALTH ADMIN - PERSONNEL) (FIN)
- 2<sup>ND</sup> RDG** 8. AMEND APPROP O#64/2018; EMERGENCY (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 2314 FAMILY HEALTH FUND TO 2314 301001 FAMILY HEALTH - 700 - OTHER) (FIN)
- 2<sup>ND</sup> RDG** 9. AUTHORIZE MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; EXECUTE PROFESSIONAL SERVICES CONTRACT FOR CONSTRUCTION OVERSIGHT SERVICES; RECEIVE GRANT FUNDS IN AMT OF \$528,313 AND ZERO PERCENT INTEREST LOAN IN AMT OF \$549,876 FOR RIDGEWOOD EAST PHASE I PART I WATER MAIN REPLACEMENT PROJ AND RIDGEWOOD EAST PHASE I, PART 2 (22ND/24TH ST NE) ROADWAY RECONSTRUCTION PROJ, GP 1123; RECEIVE GRANT FUNDS IN AMT OF \$150,000 AND LOAN IN AMT OF \$482,625 FOR ROADWAY PROJ; AUTHORIZE AUDITOR TO ESTABLISH 5237 RIDGEWOOD EAST PHASE I PART I WATER MAIN REPLACEMENT PROJ FUND AND 4584 RIDGEWOOD EAST PHASE I PART 2 (22ND/24TH ST NE) ROADWAY RECONSTRUCTION PROJ, GP 1123 FUND; AMEND APPROP O#64/2018; EMERGENCY (\$1,078,189.00 SUPP APPROP FR UNAPPROP BAL OF 5237 RIDGEWOOD EAST PHASE I PART I WATER MAIN REPLACEMENT PROJ FUND TO 5237 207043 RIDGEWOOD EAST PHASE I PART I WATER MAIN REPLACE PROJ - OTHER; \$632,625.00 SUPP APPROP FR UNAPPROP BAL OF 4584 RIDGEWOOD EAST PHASE I PART 2 (22ND/24TH ST NE) ROADWAY RECONSTRUCTION PROJ, GP 1123 FUND TO 4584 202051 RIDGEWOOD EAST PHASE I PART 2 (22ND/24TH ST NE) ROADWAY RECONSTRUCTION PROJ, GP 1123 - OTHER) (FIN AND E&PU)
- 2<sup>ND</sup> RDG** 10. AMEND APPROP O#64/2018; EMERGENCY (\$2,308,261.43 SUPP APPROP FR UNAPPROP BAL OF 5235 CANTON SOUTH-CLEVELAND AVE (REGIONALIZATION) WATERLINE EXTENSION PROJ FUND TO 5235 207053 CANTON SOUTH-CLEVELAND AVE (REGIONALIZATION) WATERLINE EXTENSION PROJ - OTHER) (FIN)

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

- 114/2018** 11. AUTHORIZE AUDITOR TO EXECUTE A PROF SERVS CONTRACT WITH BURGESS & NIPLE FOR DESIGN OF 33<sup>RD</sup> ST NW AREA WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#64/2018; EMERGENCY (\$102,900.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207052 33<sup>RD</sup> ST NW AREA WATER MAIN REPLACEMENT PROJ - OTHER)

**AMENDED AS**

- 115/2018** 12. AMEND SECTIONS 105.01, 105.09, AND 105.10 OF PART ONE, ADMINISTRATIVE CODE, OF THE COD ORDINANCES OF THE CITY OF CANTON (DEFINITIONS OF CONTRACTS)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, May 21, 2018 in Council Caucus Room at 6:15 PM**

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

FINANCE PRESENTATION

**MISCELLANEOUS BUSINESS:** Member Hawk reminded the Law Dept. that it's grass cutting season and wondered what could be done to expedite the procedure. Law Dir. Aylward said the criminal component to the high grass and weeds hasn't been utilized a lot because it requires allocating the limited resources and time of the police force. A 1<sup>st</sup> offense, is a minor misdemeanor, up to \$150.00 fine. The 2<sup>nd</sup> offense is a 4<sup>th</sup> degree misdemeanor, up to \$250.00 fine/30 days in jail. It's not realistic to try to prosecute corporate or out-of-state defendants for a misdemeanor. She would like Council Members to take a

look around their Wards to see if there are any people who are contributing to a standard of life issue and the Law Dept. will take a look at those issues.

**QUOTE OF THE WEEK:** *“Life doesn't require that we be the best, only that we try our best. If you're doing your best, you won't have any time to worry about failure.”* - H. Jackson Brown Jr.

**ADJOURNMENT:** 7:30 P.M.

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MAY 21, 2018 @ 7:00 PM**