

FINAL
AGENDA
7:00 PM

CANTON CITY COUNCIL

JULY 2, 2018

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Pete Ferguson, Ward 8 Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O# 10 – O#13; 2nd Rdg O#14; O#10 – O#13 Adopted on 1st Rdg)

PUBLIC HEARINGS:

- 7:00 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX TERRITORY KNOWN AS HOF VILLAGE #5 ANNEXATION AREA CONTAINING APPROX 8.041 ACRES, ASSIGNING SAID TERRITORY TO WARD 7, ZONING SAID TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); EMERGENCY (NO SPEAKERS) **O#145/2018**
- 7:01 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX TERRITORY KNOWN AS ONE RICHMOND AVE ANNEXATION AREA CONTAINING APPROX 1.979 ACRES, ASSIGNING SAID TERRITORY TO WARD 6, ZONING SAID TERRITORY AS SINGLE FAMILY RESIDENTIAL DISTRICT (R-1A); EMERGENCY (NO SPEAKERS) **O#146/2018**
- 7:02 PM AN ORDINANCE AMENDING PART ELEVEN, PLANNING AND ZONING CODE OF CODIFIED ORDINANCES OF CITY OF CANTON (NO SPEAKERS) **O#147/2018**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): George Rafailedes said he moved into the city of Canton just two weeks ago and had numerous questions that were answered before the meeting. He thanked Members Mariol, Smuckler, and Mayor Bernabei for taking the time to speak with him. He also said that the first thing he noticed upon moving to Canton was the horrible condition of the roads. He said he's never seen anything like the potholes and patched roads. He implored Council and the Administration to do something to fix it. Eric Resnick spoke about the raid at Fresh Mark in Canton. He lives in a Ward where there are numerous immigrants. Canton City Schools have 70 students whose parents work at Fresh Mark. Those parents pay taxes, shop at our stores and purchase homes in our city. As community leaders we should continue to make Canton a welcoming community. Henry Preston also spoke about the conditions of the roads, specifically 30th St, where the road has started to crack. He said that the roads get paved, but when they start to crack, the city doesn't come back and fill them.

INFORMAL RESOLUTIONS:

44. COUNCIL-AS-A-WHOLE: COMMENDING AND THANKING PHANTOM FIREWORKS FOR THEIR GIFT OF THE ANNUAL FIREWORKS DISPLAY. – ADOPTED

COMMUNICATIONS:

262. DEPARTMENT OF COMMERCE: NEW PERMIT APP #0003502-0005, CLASS C-1-2 FOR A&E OF CANTON, LLC DBA WELCOME FOOD AND PIZZA 2 @ 538 CLARENDON AVE NW DENIED AND REJECTED. – RECEIVED & FILED
263. FINANCE DIRECTOR CROUSE: REQ ADOPTION OF ALTERNATIVE TAX BUDGET FOR CITY OF CANTON FOR FISCAL YR ENDING 12/31/19. – FINANCE COMMITTEE
264. FINANCE DIRECTOR CROUSE: AMEND APPROP O#64/2018 (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 6017 HEALTH & LIFE INSURANCE FUND TO 6017 201001 SERVICE DIRECTOR ADMIN – PERSONNEL); EMERGENCY (EMPLOYEE MEDICAL, DENTAL & LIFE INS. CLAIMS) – FINANCE COMMITTEE
265. FINANCE DIRECTOR CROUSE: AMEND APPROP O#64/2018 (\$915,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN – OTHER - \$50,000.00, TO 1001 501101 HUMAN RESOURCES – PERSONNEL - \$26,000.00, TO 1001 504010 INFORMATION TECHNOLOGY MANAGER – OTHER - \$66,500.00, TO 1001 501001 MAYOR ADMIN – OTHER - \$772,500.00; \$600,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUNDS TO 4501 202260 STREET PAVING – OTHER - \$500,000.00, TO 4501 202210 MAINTENANCE – OTHER - \$100,000.00; \$8,500.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE PURCHASE FUND TO 4502 501001 MAYOR ADMIN – OTHER; \$515,000.00 SUPP APPROP FR UNAPPROP BAL OF 2170 NEIGHBORHOOD DEVELOPMENT FUND TO 2170 501001 MAYOR ADMIN – OTHER; \$3,090,000.00 SUPP APPROP FR UNAPPROP BAL OF 2175 COMPREHENSIVE PLAN IMPL FUND TO 2175 501001 MAYOR ADMIN – OTHER); EMERGENCY (APPROP FOR LAST 6 MTHS OF 2018). – FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
266. FINANCE DIRECTOR CROUSE: AMEND APPROP O#64/2018 (\$400,000.00 SUPP APPROP FR UNAPPROP BAL OF 2190 HOFV FUND TO 2190 861101 HOFV – TOURISM DEVELOP DISTRICT – OTHER); EMERGENCY (REIMBURSE FUNDS TO PASS THRU ENTITY). – FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

267. FINANCE DIRECTOR CROUSE: AMEND APPROP O#64/2018 (\$1,000,000.00 SUPP APPROP FR UNAPPROP BAL OF 1155 NIP ACQUISITIOIN DEMO DEBT FUND TO 1155 101501 CODE ENFORCEMENT ADMIN – OTHER); EMERGENCY (NIP PHASE 3 PROG). – FINANCE COMMITTEE
268. FINANCE DIRECTOR CROUSE: AMEND APPROP O#64/2018 (\$300,000.00 SUPP APPROP FR UNAPPROP BAL OF 2784 2017 COPS HIRING PROG GRANT FUND TO 2784 102001 POLICE ADMIN – OTHER); EMERGENCY (SALARIES & BENEFITS OF 8 OFFICERS). – FINANCE COMMITTEE
269. LIQUOR CONTROL DIVISION (OHIO): REQ STOCK TRANSFER ON C1 C2 LIQ PERMIT FOR WIRELESS OUTLET LLC DBA RED CIRCLE WIRELESS LOCATED @ 1816 CLEVELAND AVE NW. – RECEIVED & FILED
270. MAYOR BERNABEI
MAJORITY LEADER SMITH
ASST. MAJ. LEADER BABCOCK
MEMBER CHESTER, WARD 2
AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ANY AND ALL CONSTRUCTION CONTRACTS NEEDED FOR COMPLETION OF PHASES I AND II OF MARKET SQUARE PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL PROF SERVS CONTRACTS TO EFFECTUATE COMPLETION OF PHASES I AND II OF MARKET SQUARE PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (KRESGE LOT). – FINANCE COMMITTEE
271. MAYOR BERNABEI: REQ AUTHORIZATION FOR APPT OF LISA SIMMS AS PUBLIC AT-LARGE TO CANTON CONSTRUCTION BOARD COMMENCING 7/16/18 THRU 12/31/20. – PERSONNEL COMMITTEE
272. MAYOR BERNABEI: REQ AUTHORIZATION FOR RE-APPT OF JOHN KUHNASH AS ELECTRIC JOURNEYMAN TO CANTON CONSTRUCTION BOARD FOR 3-YR TERM COMMENCING RETRO TO 7/1/18 THRU 6/30/21. – PERSONNEL COMMITTEE
273. MAYOR BERNABEI: REQ AUTHORIZATION FOR RE-APPT OF SEAN DURKIN TO SYSTEMS PLANNING BOARD FOR 2-YR TERM RETRO TO 6/1/18 THRU 5/30/20. – PERSONNEL COMMITTEE
274. MAYOR BERNABEI: LTR ADVISING RE-APPT OF JESS BENNETT TO PLANNING COMMISSION FOR 6-YR TERM COMMENCING RETRO TO 7/1/18 THRU 6/30/24. – RECEIVED & FILED
275. MAYOR BERNABEI: LTR ADVISING RE-APPT OF THEODORE JOHNSON AND JAMES WOOFER TO MAYOR'S NEIGHBORHOOD COMMISSION FOR 3-YR TERM COMMENCING RETRO FR 6/1/18 THRU 5/31/21. – RECEIVED & FILED
276. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF TABLETS AND RELATED WARRANTIES AND ACCESSORIES FOR POLICE DEPT; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO CONTRACT FOR PURCH OF ITEMS IN ACCORD WITH PROCUREMENT PROCESS; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY; AUTHORIZE AUDITOR TO CREATE FUND NAME AND NUMBER (GETAC F-110 TABLETS & EQUIPMENT, DIRECTED PATROLS). – FINANCE COMMITTEE
277. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR PURCH OF ONE (1) COMBINATION SEWER CLEANER FOR COLLECTION SYSTEMS DEPT; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT FOR PURCH VIA ANY COOP PURCH AGMT AUTHORIZED BY EITHER THE ORC OR CANTON COD ORD; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE COMMITTEE
278. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS AS OF 5/31/18. – RECEIVED & FILED
279. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR MAY 2018. – RECEIVED & FILED
280. TREASURER PEREZ: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX FOR MAY, 2018. – RECEIVED & FILED
281. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF MAY 31, 2018. – RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. ADOPT AMENDMENTS TO ECONOMIC GROWTH INITIATIVE REGULATIONS; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 2. APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 4911, 4912, 4913 AND PART OF LOT 4914;
EMERGENCY (HABITAT FOR HUMANITY)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 3. APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 298, 299, AND 300 AND DEDICATION OF PARTS OF
SPRING AVENUE NE AND ORCHARD AVE NE; EMERGENCY (REFUGE OF HOPE)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 4. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS 44TH ST. NE ANNEXATION AREA
CONTAINING APPROX 1.896 ACRES, ASSIGNING TERRITORY TO WARD 8, ZONING TERRITORY AS
R-1C (SINGLE FAMILY RESIDENTIAL); EMERGENCY **PUB HRG 7/30/18 @ 7:00 PM**
Referred to Annexation Committee
- 1ST RDG 5. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS 77 GULLIVERS – 2414 FAIRCREST ST. SW
ANNEXATION AREA CONTAINING APPROX 3.3642 ACRES, ASSIGNING TERRITORY TO WARD 4,
ZONING TERRITORY AS B-4 (SPECIAL BUSINESS); EMERGENCY **PUB HRG 7/30/18 @ 7:01 PM**
Referred to Annexation Committee
- 1ST RDG 6. AUTHORIZE MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD, AND EXECUTE
CONSTRUCTION CONTRACT AND EXECUTE PROF SERVS CONTRACT WITH MOTTER & MEADOWS
ARCHITECTS IN AMT NOT TO EXCEED \$38,800.00 FOR DESIGN AND CONSTRUCTION OVERSIGHT
SERVS FOR RENOVATION TO CORNERSTONE PARKING FACILITY FOR RELOCATION OF CITY'S
UTILITY BILLING AND COLLECTIONS DEPT; AMENDING APPROP O#64/2018; EMERGENCY
(\$251,611.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207003 WATER
BILLING – OTHER; \$171,553.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER FUND TO 5410
207003 SEWER BILLING – OTHER; \$148,679.00 APPROP TRF FR 5601 205001 REFUSE ADMIN –
OTHER TO 5601 207003 SANITATION BILLING FUND – OTHER)
Referred to Public Property Capital Improvement and Finance Committees
- 1ST RDG 7. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT AMENDMENT WITH BLACK
MCCUSKEY SOUERS & ARBAUGH, LPA IN AN AMT NOT TO EXCEED \$50,000.00 FOR LEGAL SERVS
RELATED TO HOF VILLAGE; EMERGENCY
Referred to Finance Committee
- 1ST RDG 8. AMEND VARIOUS SECTIONS OF CHAPTER 917, TREES, PART NINE, TITLE ONE OF THE CODIFIED
ORDINANCES OF CITY OF CANTON
Referred to Judiciary Committee
- 1ST RDG 9. AMEND SECTION 975.07, LOCATION OF WASTE FOR PICKUP AND SECTION 975.99, PENALTY OF
CHAPTER 975, SOLID WASTE MANAGEMENT SYSTEM, OF PART NINE, TITLE FIVE OF CODIFIED ORD
OF CITY OF CANTON
Referred to Judiciary Committee

(COUNCIL RECESSED AT 7:21 PM TO DISCUSS O#10 & O#13; RECONVENED AT 7:23 PM)

- 141/2018 10. AUTHORIZE AUDITOR TO CREATE 2170 NEIGHBORHOOD DEVELOPMENT AND 2175
COMPREHENSIVE PLAN IMPLEMENTATION FUNDS; EMERGENCY (TRACKING, REVENUES &
EXPENDITURES)
Referred to Finance Committee

(COUNCIL RECESSED AT 7:35 PM TO DISCUSS O#11; RECONVENED AT 7:53 PM)

- 142/2018 11. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR MANAGEMENT AND
NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; AUTHORIZE MAYOR AND/OR
SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF
ONE (1) ROLLER AND ONE (1) ASPHALT HEATER/HOTBOX FOR STREET DEPT OR TO
ALTERNATIVELY PURCH EQUIPMENT PURSUANT TO ANY COOP PURCH AGMTS AUTHORIZED BY
LAW; EMERGENCY
Referred to Personnel & Finance Committees

(COUNCIL RECESSED AT 7:23 PM TO DISCUSS O#12; RECONVENED AT 7:35 PM)

- 143/2018 12. AUTHORIZE BOARD OF CANTON PARK COMMISSIONERS THRU DIR OF PARKS & REC TO
ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACT NECESSARY FOR PURCH
OF TWO (2) TORO GROUNDSMASTER MOWERS WHICH ARE USED/DEMOS AND ARE SOLE
SOURCE; OR TO ALTERNATIVELY PURCH ITEMS PURSUANT TO ANY PROCUREMENT PROCESS
AUTHORIZED BY LAW; AMEND APPROP O#64/2018; EMERGENCY (\$110,000.00 SUPP APPROP FR
UNAPPROP BAL OF 2530 PARKS OPERATING FUND TO 2530 401060 SPECIAL PARKS FUNDS –
OTHER)
Referred to Finance and Parks & Recreation Committees

- 144/2018 13. AUTHORIZE MAYOR OR SAF DIR TO ENTER INTO CONTRACTS NECESSARY TO RESPOND TO 2006 –
7TH ST. NE EMERGENCY DEMO; AUTHORIZE AUDITOR TO PAY ALL MORAL OBS RELATED TO DEMO;
EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#14)

- 2ND RDG 14. WITHDRAW CANTON'S OBJECTION TO TRF OF LIQUOR PERMIT LOCATED WITHIN CITY; EMERGENCY (DOLGEN MIDWEST LLC, DBA DOLLAR GENERAL STORE 17922, 915 TUSC ST W, C-1 PERMIT) (JUD)

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

- 145/2018 15. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS HOF VILLAGE #5 ANNEXATION AREA CONTAINING APPROX 8.041 ACRES, ASSIGNING SAID TERRITORY TO WARD 7, ZONING SAID TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); EMERGENCY
PUB HRG 7/2/18 @ 7:00 PM
- 146/2018 16. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS ONE RICHMOND AVE ANNEXATION AREA CONTAINING APPROX 1.979 ACRES, ASSIGNING SAID TERRITORY TO WARD 6, ZONING SAID TERRITORY AS SINGLE FAMILY RESIDENTIAL DISTRICT (R-1A); EMERGENCY
PUB HRG 7/2/18 @ 7:01 PM
- 147/2018 17. AMEND PART ELEVEN, PLANNING AND ZONING CODE OF CODIFIED ORDINANCES OF CITY OF CANTON
PUB HRG 7/2/18 @ 7:02 PM
- 148/2018 18. AMEND APPROP O#64/2018; EMERGENCY (\$349,722.22 INTERFUND TRF FR 1001 GENERAL FUND TO 1154 HOF VILLAGE PROJECT FUND; \$31,162.22 SUPP APPROP FR UNAPPROP BAL OF 1154 HOF VILLAGE PROJECT FUND TO 1154 201001 SERVICE DIRECTOR ADMIN – OTHER) (HALL OF FAME VILLAGE PROJ)
- 149/2018 19. AMEND APPROP O#64/2018, EMERGENCY (\$183,025.00 SUPP APPROP FR UNAPPROP BAL OF 2530 PARK OPERATING AND SPEC REV FUND TO 2530 401052 PARKS REC PROGRAMS – OTHER - \$69,000.00, TO 2530 401060 SPECIAL PARKS FUND – OTHER - \$29,025.00, TO 2530 401090 PARK REDEVELOPMENT – OTHER - \$85,000.00) (CANTON PARKS & REC DEPT RECEIPT OF FUNDS FR DISSOLVING CANTON JOINT REC DIST)
- 150/2018 20. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER/CONTRACT AMENDMENT NO. 2 IN AMT NOT TO EXCEED \$21,168.00 WITH RT FOX LLC DBA CONNECTING POINT FOR 378 MICROSOFT HOSTED EXCHANGE AND GFI ARCHIVER LICENSES AND ALL APPLICABLE SUPPORT; AMEND APPROP O#64/2018; EMERGENCY (\$21,168.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 504010 INFORMATION TECHNOLOGY MANAGER – OTHER)
- 151/2018 21. APPROVE CANTON CITY WATER MAIN EXTENSION TO PLAIN TWP; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMT FOR EXTENSION OF WATER MAIN; EMERGENCY (WICKER CREEK HOLDING, LLC)
- 152/2018 22. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$6,472.00 TO HANNON ELECTRIC COMPANY; AMEND APPROP O#64/2018; EMERGENCY (\$26,472.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207012 PUMPING MAINTENANCE – OTHER)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, July 16, 2018 in Council Caucus Room at 6:00 PM

- 1) Judiciary Committee
- 2) Finance Committee
- 3) Community & Economic Development Committee
- 4) Public Property Capital Improvement Committee
- 5) Personnel Committee
- 6) Annexation Committee
- 7) Public Safety & Thoroughfares Committee

MISCELLANEOUS BUSINESS: Majority Leader Smith commended Ms. Elizabeth Lenzy of the Lenzy Institute on receiving her 3-yr accreditations. Member Hawk commended Member Smuckler on getting a hole-in-one on the Firestone Golf Course. Majority Leader Smith thanked various members of Council and the Administration for participating in a fashion show at her church.

QUOTE OF THE WEEK: *"I've learned that people will forget what you said, people will forget what you did, but people will never forget how you made them feel."* – Maya Angelou

ADJOURNMENT: 8:10 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JULY 16, 2018 @ 7:00 PM