

FINAL
A G E N D A
7:00 PM

NOVEMBER 26, 2018

CANTON CITY COUNCIL

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Corey Minor Smith, At-Large Council Member

PLEDGE OF ALLEGIANCE: President Pro Tem Smith

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#6; 2nd Rdg O#7 - O#15; O#6 Adopted on 1st Rdg; O#15 Adopted on 2nd Rdg)

PUBLIC HEARINGS:

7:00 PM AN ORDINANCE AMENDING O#55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; CITY WIDE ZONE CHANGE OF SEVERAL PARCELS FOR AULTMAN HOSPITAL AND TAX PARCEL #280019 LOCATED @ MAPLE AVE NE & 23RD ST. NE FOR HABITAT FOR HUMANITY; PLANNING COMMISSION RECOMMENDED APPROVAL (NO SPEAKERS) **O#249/2018**

7:01 PM AN ORDINANCE AMENDING O#55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; LOCATED @ FAIRCREST & GREENTREE AVE SW FOR NEW DAWN REAL ESTATE LLC, IN WARD 4; PLANNING COMMISSION RECOMMENDED APPROVAL (TWO SPEAKERS) **O#250/2018**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Pete DiGiacomo spoke about the bike lanes at 9th St. SW and doesn't believe we have enough riders in the city to warrant two bike lanes there. He wonders where the people who live there will be able to park their cars. Dan Fonte is concerned about the sanitation rates going up for people who have the Homestead exemption and believes that to be fair, the exemption should include everyone over 65 years of age and believes there needs to be a system to let seniors know about the exemption. He also thinks the bike lanes and the diagonal parking around the city are horrible ideas! Eric Resnick offered his condolences to Council on the loss of Council President Schulman. He dislikes the TIF Agreements that the city enters into with various businesses because the money has to be taken from somewhere and he believes the money is being taken from the Canton City School District. Richard Manson said he was never informed that his taxes had to be paid in full in order to receive grant funds. He said he can have his taxes paid by the end of 2019, but would like his house removed from the NIP Program in order to receive the grant he applied for.

INFORMAL RESOLUTIONS:

61. COUNCIL-AS-A-WHOLE: HONORING AND COMMENDING TRINITY GOSPEL TEMPLE FOR THEIR 55 YR COMMITMENT TO THE CITY OF CANTON. - ADOPTED
62. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF JOHN STRAUSS TO ARCHITECTURAL REVIEW BD COMMENCING 1/1/19 TO 12/31/22. - ADOPTED
63. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF JOHN LUCAS, JR. TO ZONING BD OF APPEALS COMMENCING 1/1/19 TO 12/31/20. - ADOPTED
64. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF KARL KRAUS TO ZONING BD OF APPEALS COMMENCING 1/1/19 TO 12/31/21. - ADOPTED
65. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF STEVE LAMIELL TO ZONING BD OF APPEALS COMMENCING 1/1/19 TO 12/31/21. - ADOPTED
66. PERSONNEL COMMITTEE: AUTHORIZE APPT OF CLEO A. LUCAS TO BD OF HEALTH COMMENCING 11/26/18 TO 3/31/23. - ADOPTED
67. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF MAUREEN AUSTIN TO TREE COMMISSION COMMENCING 1/1/19 TO 12/31/20. - ADOPTED
68. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF LOIS ELLIS TO TREE COMMISSION COMMENCING 1/1/19 TO 12/31/20. - ADOPTED
69. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF ANGELA MOODY TO FAIR HOUSING COMMISSION COMMENCING 1/1/19 TO 12/31/23. - ADOPTED

COMMUNICATIONS:

456. DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ENTERPRISE ZONE AGMT WITH RELIABLE READY MIX CO. TO PROVIDE 10-YR 75% REAL PROPERTY TAX EXEMPTION; AUTHORIZE AUDITOR TO MAKE PMTS TO CANTON CITY SCHOOL BOE AS REQ PURSUANT TO 5709.82(C) OF THE REVISED CODE; EMERGENCY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
457. PLANNING COMMISSION: REQ REPLAT OF LOTS 22555 & 22556 (PARCELS 200336 & 200337), IN WARD 4, LOCATED AT 2200 BLOCK OF 6TH ST NE (FOR HABITAT FOR HUMANITY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
458. PLANNING COMMISSION: REQ REPLAT OF ALL OF LOT 265 AND PART OF LOT 266 (PARCELS 206556, 221303, 10010149 & 10010150), IN WARD 2, LOCATED AT THE NORTHWEST CORNER OF CLEVELAND AVE AND 2ND ST NW (FOR TOM SCHERVISH ON BEHALF OF STARK MGMT SERVS INC). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

COMMUNICATIONS CONTINUED:

459. PLANNING COMMISSION: REQ REPLAT OF LOTS 23369 & 23370 (PARCELS 236130 & 236131), IN WARD 9, LOCATED AT 2000 BLOCK OF 25TH ST NE (FOR HABITAT FOR HUMANITY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
460. PLANNING COMMISSION: REQ REPLAT OF LOTS 24138 & 24139 (PARCELS 217896 & 217897), IN WARD 9, LOCATED AT 2000 BLOCK OF 23RD ST NE (FOR HABITAT FOR HUMANITY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR OR SERV DIR TO ACCEPT AND ENTER INTO RENAISSANCE ENTERPRISE LEASING, INC. JOINT ECONOMIC DEVELOPMENT DISTRICT (JEDD) AGMT AREA IN JACKSON TWP; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO JOB CREATION TAX INCENTIVE AGMT WITH RENAISSANCE ENTERPRISE LEASING, INC PURSUANT TO CITY'S INCENTIVE PROG; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 3. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$10,094.17 TO SUNPRO, INC.; EMERGENCY (CLEANUP AND DISPOSAL OF 16 HAZARDOUS BARRELS FOR NIP PROG)
Referred to Finance Committee
- 1ST RDG 4. AUTHORIZE RESURFACING OF SR 43 FR 3RD ST SE TO MARKET AVE AND SR 172 FR CHERRY ST. TO RIVERSIDE DR.; EMERGENCY
Referred to Public Safety & Thoroughfares and Finance Committees
- 1ST RDG 5. AUTHORIZE MAYOR AND/OR SERV DIR AND SAF DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO VARIOUS CONTRACTS FOR SUPPLY EQUIPMENT, ITEMS, MATERIALS, SUPPLIES AND SERVS PURSUANT TO COD ORD SEC 105.09; ENTER INTO PROF SERVS CONTRACTS PURSUANT TO COD ORD SEC 105.10; ENTER INTO CONTRACTS PURSUANT TO O.R.C. SEC 735.05 WITH QUALIFIED NONPROFIT AGENCIES; ENTER INTO CONTRACT FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVS UTILIZING ANY PURCH PROCESS AUTHORIZED BY EITHER O.R.C. OR CANTON COD ORD; ENTER INTO CHANGE ORDERS AND/OR CONTRACT AMENDMENTS FOR SAID PURCH DURING 2019 CALENDAR YR; EMERGENCY
Referred to Finance Committee

(COUNCIL RECESSED AT 7:27 PM FOR THE FINANCE COMMITTEE TO DISCUSS O#6; RECONVENED AT 7:29 PM)

- 247/2018 6. AMEND O#64/2018; EMERGENCY (\$971.00 SUPP APPROP FR UNAPPROP BAL OF 2318 LOCAL AIDS PREVENTION FUND TO 2318 301001 LOCAL AIDS PREVENTION - 700 - OTHER)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#7 - O#15; O#15 ADOPTED)**

- 2ND RDG 7. AMEND APPROP O#64/2018; EMERGENCY (\$250,000.00 SUPP APPROP FR UNAPPROP BAL OF 2120 INCOME TAX FUND TO 2120 852101 INCOME TAX ADMIN - OTHER) (FIN)
- 2ND RDG 8. AMEND APPROP O#64/2018; EMERGENCY (\$771,766.30 APPROP TRF FR 5410 206058 OWDA WRF PHOSP PROJ (CONSTR) - OTHER TO 5410 206057 OWDA WRF PHOSP PROJ MEMB (6556) - OTHER) (FIN)
- 2ND RDG 9. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER #1 AND FINAL IN AMT NOT TO EXCEED \$41,355.80 WITH NORTHSTAR ASPHALT, INC. FOR 19TH ST NE RESURFACING PROJ, GP 1239; EMERGENCY (FIN)
- 2ND RDG 10. AUTHORIZE AND CONSENT TO MINOR BRIDGE MAINTENANCE TO 12 STRUCTURES ON I-77; EMERGENCY (JUST NORTH OF CLEVELAND AVE OVER E BRANCH OF NIMISHILLEN CREEK NORTH THRU US-30 INTERCHANGE) (PS&T)
- 2ND RDG 11. AUTHORIZE AND CONSENT TO SPOT PAVING OF US 30 AT TRUMP AVE NE; EMERGENCY (PS&T)
- 2ND RDG 12. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR LEASE OF 15.904 ACRES OF CITY OWNED PROPERTY FOR GOLF TRAINING AND PROGRAMS FOR AREA YOUTH; EMERGENCY (OUTLOTS 897 & 1343; CITY LOT 43031, AKA PARCELS 10004035, 10004038, 10004039 & 380700) (FIN & PPCI)
- 2ND RDG 13. AUTHORIZE AND CONSENT TO MINOR BRIDGE WORK TO SFN 7601069 STA-43-10.92 OVER US 30; EMERGENCY (BELDEN AVE) (PS&T)
- 2ND RDG 14. AUTHORIZE ESTABLISHMENT OF FAIR MARKET VALUE OF REAL PROPERTY; AUTHORIZE MAYOR, SERV DIR OR THEIR DESIGNEE TO ENTER INTO AGMT FOR PURCHASE/ACQUISITION OR DONATION/ACQUISITION OF PART OF OUTLOT 1121 FOR PUBLIC STREET RIGHT-OF-WAY; EMERGENCY (NE CANTON INDUSTRIAL PARK PROJ; GP 1148) (PS&T)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 248/2018** 15. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ANY AND ALL CONTRACTS NECESSARY TO PURCHASE TWO (2) DUMP/SALT TRUCKS; OR TO ALTERNATIVELY PURCHASE SAID VEHICLES PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; EMERGENCY (DEPT OF PUBLIC WORKS) (PPCI & FIN)

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

- 249/2018** 16. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (CITY WIDE ZONE CHANGE OF SEVERAL PARCELS FOR AULTMAN HOSPITAL AND TAX PARCEL #280019 LOCATED @ MAPLE AVE NE & 23RD ST. NE FOR HABITAT FOR HUMANITY)
PUB HRG 11/26/18 @ 7:00 PM
- 250/2018** 17. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (LOCATED @ FAIRCREST & GREENTREE AVE SW FOR NEW DAWN REAL ESTATE LLC, WARD 4)
PUB HRG 11/26/18 @ 7:01 PM
- 251/2018** 18. AUTHORIZE MAYOR TO ENTER INTO ENTERPRISE ZONE AGMT WITH SLESNICK REALTY CO., LLC/S. SLESNICK CO., INC. TO PROVIDE REAL PROP TAX EXEMPTION; AUTHORIZING AUDITOR TO MAKE PAYMENTS TO CANTON CITY SCHOOL BOARD OF EDUCATION AS REQUIRED TO BE PAID PURSUANT TO SEC 5709.82(C) OF THE REVISED CODE; EMERGENCY (PARCEL #10009723)
- 252/2018** 19. AMEND APPROP O#64/2018; EMERGENCY (\$44,056.05 SUPP APPROP FR UNAPPROP BAL OF 2185 URBAN TIF FUND TO 2185 501001 MAYOR ADMIN - OTHER) (PAYMENT TO HISTORIC ONESTO, LLC)
- 253/2018** 20. AMEND APPROP O#64/2018; EMERGENCY (\$164,000.00 SUPP APPROP FR UNAPPROP BAL OF 2815 FEMA SAFER GRANT 2015 FUND TO 2815 103001 FIRE ADMIN - OTHER) (DRAW DOWN FEMA GRANT FUNDS)
- 254/2018** 21. AMEND O#64/2018; EMERGENCY (\$120,500.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 753001 LAW ADMIN - PERSONNEL - \$80,000.00, TO 1001 901001 CIVIL SERVICE - PERSONNEL - \$20,500.00, TO 1001 802001 AUDITOR - CLERK OF COURTS ATM - OTHER - \$20,000.00; \$8,225.00 SUPP APPROP FR UNAPPROP BAL OF 5701 BUILDING CODE FUND TO 5701 753001 LAW ADMIN - PERSONNEL) (YEAR END ADJUSTMENTS)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, December 3, 2018 in Council Caucus Room at 6:30 PM**

- 1) Finance Committee
- 2) Public Safety & Thoroughfares Committee
- 3) Community & Economic Development Committee

MISCELLANEOUS BUSINESS: Member Minor Smith thanked the representative from New Dawn Real Estate for addressing the concerns of the constituents being affected by the zone change. She also thanked Mr. Resnick for coming to Council with his concerns about the TIF Agreements. Member Babcock asked for clarification on the Homestead Exemption where sanitation is concerned. Service Dir. Highman said there is a 50% discount for citizens 65 or older or those on permanent disability who meet the income threshold. The threshold \$31,500.00 and is based on income requirements of the Property Tax Dept. Member Morris agreed with Mr. Fonte and asked Serv. Dir. Highman if there is a way to get the exemption information to seniors through utility billing because some of them are not on social media and do not attend neighborhood association meetings. Dir. Highman said he would discuss it with the Utility Billing Dept. Member Mariol asked Deputy Mayor Williams whether a TIF or Tax Abatemen is on future value after the development of a property and if the Canton City School District and Parks Department still get the original property tax they were collecting prior to the improvement. He also wanted to know if a 10-yr, 75% TIF is done, will the different entities that collect the property tax actually see an increase in what they collect. Deputy Mayor Williams said this is accurate. He added that the properties are typically valued on the improved value and made it clear that there is a distinction between a TIF and a Tax Abatement. He said Mr. Resnick was referring to a TIF, but what was proposed in the legislation is a 10-yr, 75% tax abatement, which will be on the improved value, which he believes is a win-win for everyone.

QUOTE OF THE WEEK: *"It always amazes me that spectators want to coach, coaches want to officiate, and officials just want to watch the game."* - Lou Holtz

ADJOURNMENT: 7:45 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, DECEMBER 3, 2018 @ 7:00 PM