

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

JANUARY 7, 2019

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: Member Hall Absent

INVOCATION: Jason Scaglione, Ward 3 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#6 - O#7; O#8 Adopted as Amended)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Pete DiGiacomo spoke about the constant gunfire, use of semi-automatic rifles and large fireworks in his neighborhood during New Year's Eve and New Year's morning. He would like to know if any citations were issued. Lois Jacobson said she comes to Council at least once a year to remind everyone about Coming Together Stark County. She is a founding member of the organization that reaches out to the entire county to promote diversity for all citizens. She also passed out fliers listing a couple of the programs they offer.

INFORMAL RESOLUTIONS:

1. COUNCIL-AS-A-WHOLE COMMENDING COUNCIL PRESIDENT ALLEN SCHULMAN FOR HIS YRS OF SERVICE TO THE CITY OF CANTON. - ADOPTED
2. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF DEBORAH ROHRBACH TO THE FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/19 - 12/31/21. - ADOPTED
3. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF ROBERT THOMPSON TO THE FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/19 - 12/31/21. - ADOPTED
4. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF VALERIE WATSON TO THE FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/19 - 12/31/21. - ADOPTED
5. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF AMY WEISBROD TO THE FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/19 - 12/31/21. - ADOPTED
6. PERSONNEL COMMITTEE: AUTHORIZE RE-APPT OF CLINT ZOLLINGER TO THE FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/19 - 12/31/21. - ADOPTED

COMMUNICATIONS:

1. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERTIFICATE DATED 12/31/18. - RECEIVED & FILED
2. AUDITOR MALLONN: MTHLY RPT BY FUND FOR 12/1/18 THRU 12/31/18. - RECEIVED & FILED
3. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/18 THRU 12/31/18. - RECEIVED & FILED
4. CLERK DOUGHERTY: WITHDRAW OBJ TO TRF APPLICATION FOR LIQ PERMIT FOR FAMILY DOLLAR STORES OF OHIO, INC. DBA FAMILY DOLLAR 5947, @ 1207 - 12TH ST NW, WARD 1 (COOP AGMT ATTACHED) - JUDICIARY COMMITTEE
5. CLERK DOUGHERTY: WITHDRAW OBJ TO TRF APPLICATION FOR LIQ PERMIT FOR FAMILY DOLLAR STORES OF OHIO, INC. DBA FAMILY DOLLAR 1348, WEST UNIT ONLY, @ 2901 MAHONING RD NE, WARD 6 (COOP AGMT ATTACHED). - JUDICIARY COMMITTEE
6. SAFETY DIRECTOR PERRY: LTR NOTIFYING COUNCIL OF RESIGNATION DAVID MOLNAR, CHIEF BLDG OFFICIAL, EFFECTIVE 12/28/18. - RECEIVED & FILED
7. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE A PROF SERVS CONTRACT WITH IBI GROUP FOR DESIGN OF CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJ; AMEND O#276/2018 (\$174,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207055 CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJECT - OTHER); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

8. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH BURGESS & NIPL FOR DESIGN OF MARKET AVE NORTH WATER MAIN REPLACEMENT PROJ; AMEND O#276/2018 (\$87,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207054 MARKET AVE NORTH WATER MAIN REPLACEMENT PROJECT - OTHER); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE
9. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH CT CONSULTANTS, INC. FOR DESIGN OF SPANGLER ST. NE AREA WATER MAIN REPLACEMENT PROJ; AMEND O#276/2018 (\$154,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207056 SPANGLER STREET NE AREA WATER MAIN REPLACEMENT PROJECT - OTHER); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE
10. SERVICE DIRECTOR HIGHMAN: AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL, TO ALLOW UP TO TWO (2) TOTAL EMPLOYEES IN ANY COMBINATION OF CLASSIFICATIONS LISTED, FOUND IN SERV DIRECTOR'S PUBLIC WORKS-WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY & TREATMENT DIVISION SHOWN IN EXHIBIT A (A. CLASS 671, UNION GROUP11, BACTERIOLOGIST; B. CLASS 672, UNION GROUP 11, WATER QUALITY CONTROL CHEMIST); EMERGENCY. - PERSONNEL COMMITTEE
11. SERVICE DIRECTOR HIGHMAN: AMEND CLASSIFICATION PLAN FOR MGT NON-BARGAINING UNIT PERSONNEL TO ALLOW UP TO THREE (3) TOTAL EMPLOYEES IN ANY COMBINATION OF CLASSIFICATIONS LISTED, FOUND IN SERV DIRECTOR'S PUBLIC WORKS - WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY & TREATMENT DIVISION SHOWN IN EXHIBIT A (A. SUPERVISOR, DISTRIBUTION; B. ASSISTANT SUPERVISOR, DISTRIBUTION); EMERGENCY - PERSONNEL COMMITTEE
12. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE ENGINEERING PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS OF PROJ; AUTHORIZE MAYOR, SERV DIR OR DESIGNEE ON BEHALF OF CITY OF CANTON TO ESTABLISH FMV OF ALL PARCELS FOR FEE SIMPLE TAKES NECESSARY FOR CONSTRUCTION OF PROJ; AUTHORIZE MAYOR, SERV DIR OR DESIGNEE TO NEGOTIATE WITH PROP OWNERS FOR PURCH/ACQUISITION OR DONATION/ACQUISITION OF PARCELS UTILIZING FMV AS BASIS OF NEGOTIATIONS TO ACCEPT TITLE TO PARCELS; AUTHORIZE MAYOR, SERV DIR, OR DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROP OWNER NAMES, PARCEL NUMBERS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS; DECLARE COUNCIL'S INTENT TO APPROP PARCELS FOR PROJ (AS REQ BY ORC 719.04) IF NEGOTIATED SETTLEMENT CANNOT BE REACHED WITH PARCEL OWNERS; AUTHORIZE MAYOR AND/OR SERV DIR ON BEHALF OF CITY OF CANTON TO ACQUIRE THREE PARCELS OF DELINQUENT VACANT LAND (STARK CO. AUDITOR PARCEL NOS. 231647, 222754, 223237) THRU STARK CO. LAND REUTILIZATION CORP; AUTHORIZE CITY TO RECEIVE AND ENTER INTO AGMT FOR GRANT FUNDS FOR PROJ; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE SEPARATE FUND FOR TRACKING PROJ REVENUES AND EXPENDITURES AND AMENDS O#276/2018 APPROP TOTAL ODOT FUNDING AMT OF \$458,000.00 FR UNAPPROP BAL OF 4588 (3RD ST. SE BRIDGE PROJECT, GP 1167, PID 91972) FUND TO 4588-202096 (3RD ST. SE BRIDGE PROJECT, GP 1167, PID 91972) FUND AND ORGANIZATION - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE & PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO JOB CREATION TAX INCENTIVE AGMT WITH THRASHER ENGINEERING, INC. PURSUANT TO CITY'S INCENTIVE PROGRAMS; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 2. AMEND O#88/2012; EMERGENCY (AMEND LANGUAGE UNDER CAPTION "CORNERSTONE DECK")
Referred to Community & Economic Development Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 3. AUTHORIZE MAYOR TO ENTER INTO ENTERPRISE ZONE AGMT WITH JULZ BY ALAN RODRIGUEZ TO PROVIDE REAL PROP TAX EXEMPTION; AUTHORIZE AUDITOR TO MAKE PAYMENTS TO CANTON CITY SCHOOL BD OF EDU AS REQ PURSUANT TO SEC 5709.82(C) OF REVISED CODE; EMERGENCY
Referred to Community & Economic Development Committee
- 1ST RDG 4. AUTHORIZE MAYOR OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS FOR PURCH OF FOUR (4) SMALL SPORT UTILITY VEHICLES FOR BUILDING DEPT; ALTERNATIVELY PURCH SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY O.R.C. AND/OR CANTON COD ORD; EMERGENCY
Referred to Public Property Capital Improvement & Finance Committees
- 1ST RDG 5. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (ADDT'L SENIOR ELECTRONIC TECHNICIAN TO SERV DIRECTOR'S PUBLIC WORKS COLLECTION SYSTEM DEPT)
Referred to Personnel Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#6 - O#7)**

- 2ND RDG 6. AMEND O#171/2018; AMEND APPROP O#64/2018; EMERGENCY (\$37,296.00 SUPP APPROP FR UNAPPROP BAL OF 2790 2017-DJ-BX-0135 EDWARD BYRNE MEMORIAL GRANT FUND TO 2790 102001 POLICE ADMIN - OTHER) (FIN)
- 2ND RDG 7. AUTHORIZE AUDITOR TO RENAME 2319 AIDS HOME HEALTH CARE FUND TO 2319 EARLY INTERVENTION SERVICES FUND; AMEND APPROP O#64/2018; EMERGENCY (\$15,000.00 INTER-FUND TRF FR 1001 301001 HEALTH ADMIN - OTHER TO UNAPPROP BAL 2319 301001 EARLY INTERVENTION SERVICES - OTHER; \$15,000.00 SUPP APPROP FR UNAPPROP BAL OF 2319 EARLY INTERVENTION SERVICES FUND TO 2319 301001 EARLY INTERVENTION SERVICES - 600 PERSONNEL FOR \$10,000.00 AND TO 2319 301001 EARLY INTERVENTION SERVICES - 700 OTHER FOR \$5,000.00) (FIN)

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

- 1/2019 8. AMEND APPROP O#64/2018; EMERGENCY (\$2,388.00 APPROP TRF FR 701001 2799-62183 JUSTICE REINVESTMENT PRETRIAL GRANT FUND - PAYROLL FRINGES-COMP ABSENCE TO 701001 2799-70506 JUSTICE REINVESTMENT PRETRIAL GRANT FUND - OTHER PROFESSIONAL SERVICES)
- 2/2019 9. REPEAL SECTION 509.09, PANHANDLING PROHIBITIONS OF CHAPTER 509, DISORDERLY CONDUCT AND PEACE DISTURBANCE OF PART FIVE, GENERAL OFFENSES CODE OF COD ORD OF CITY OF CANTON

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, January 14, 2019 in Council Caucus Room at 6:00 PM**

- 1) Personnel Committee
- 2) Public Property Capital Improvement Committee
- 3) Finance Committee
- 4) Community & Economic Development Committee

STARK COUNTY "FIX-IT FUND PRESENTATION - JIM WALLACE

MISCELLANEOUS BUSINESS: Member Smuckler asked Clerk Dougherty to set up a meeting with the Stark County Sheriff to discuss the Dog Warden situation.

QUOTE OF THE WEEK: *"It doesn't matter how strong your opinions are. If you don't use your power for positive change, you are, indeed, part of the problem."* - Coretta Scott King

ADJOURNMENT: 7:25 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JANUARY 14, 2019 @ 7:00 PM