

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

CANTON CITY COUNCIL

FEBRUARY 4, 2019

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: Member Hall Absent

INVOCATION: John Mariol, Ward 7 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#8; 2nd Rdg O#9 - O#13; O#8 Adopted on 1st Rdg)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): None

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

41. AUDITOR MALLONN: CERT OF TOTAL AMT FR ALL SOURCES FOR 2019. - RECEIVED & FILED
42. MAYOR BERNABEI: LTR ADVISING OF RE-APPT OF AUDREY LAVIN TO PLANNING COMMISSION COMMENCING RETRO TO 1/1/19 THRU 12/31/24. - RECEIVED & FILED
43. MAYOR BERNABEI: LTR ADVISING OF APPTS OF INDIVIDUALS TO BD OF TRUSTEES OF CANTON COMMUNITY IMPROVEMENT CORP (CCIC) PURSUANT TO ARTICLE III, SECS 1 AND 4 OF CODE OF REGULATIONS. - RECEIVED & FILED
44. SAFETY DIRECTOR PERRY: FORMALIZE AMENDMENTS TO EXISTING CPPA CONTRACT TO RUN FR 1/1/19 THRU 12/31/19 SUBJECT TO WAGE AND HEALTHCARE ARTICLE REOPENERS. - PERSONNEL AND FINANCE COMMITTEES
45. SERVICE DIRECTOR HIGHMAN: WRF 2018 ANNUAL REPORT OF OPERATION. - RECEIVED & FILED
46. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ONE-YR CONTRACT, WITH OPTION OF (3) ONE-YR RENEWALS AT SOLE DISCRETION OF CITY, FOR EVALUATION OF WATER DISTRIBUTION VALVES; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
47. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDERS 4 THRU 10 TOTALING \$524,310.34, BRINGING TOTAL CONTRACT AMT TO \$9,531,464.70 FOR MAHONING RD CORRIDOR PHASE 2, GP 1103, PID 90365 PROJ; REQ \$278,935.41 SUPP APPROP FR 4566 MAHONING RD CORRIDOR PRJ GP 1103 (UNAPPROP BAL) TO 4566 202079 MAHONING ROAD CORRIDOR PROJECT (OTHER); REQ \$236,121.91 SUPP APPROP FR 5410 SEWER OPERATING (UNAPPROP BAL) TO 5410 202079 MAHONING ROAD CORRIDOR PROJECT (OTHER); REQ \$9,253.02 SUPP APPROP FR 5201 WATER WORKS - OPERATING (020) (UNAPPROP BAL) TO 5201 202079 MAHONING ROAD CORRIDOR PROJECT (OTHER); RETRO AUTHORIZE ANY AND ALL ACTIONS TAKEN PRIOR TO FINALIZATION OF SAID CHANGE ORDERS TO FACILITATE PROJ AND AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS RELATED THERETO; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND CHAPTER 1131, DEFINITIONS, OF TITLE SEVEN, INTERPRETATION OF REGULATIONS AND CHAPTER 1187, SIGNS OF TITLE TWENTY-ONE, SITE DESIGN REQUIREMENTS OF PART ELEVEN, PLANNING & ZONING CODE OF CODIFIED ORD OF CITY OF CANTON
Referred to Judiciary Committee **PUB HRG 2/25/19 @ 7:00 PM**
- 1ST RDG 2. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$1,343.50 TO ORIANA HOUSE; EMERGENCY (MUNI CT, GPS & ELECTRONIC MONITORING OF DEFENDANTS)
Referred to Finance Committee
- 1ST RDG 3. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (DEPT 20WT, PUBLIC WORKS WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY & TREATMENT DIV, TECH V CLASS, POSITION #469)
Referred to Personnel Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 4. AMEND APPROP O#276/2018; EMERGENCY (\$160,000.00 APPROP TRF FR 1001 204010 OTHER BUILDINGS - PERSONNEL TO 1001 204010 OTHER BUILDINGS - OTHER)
Referred to Finance Committee
- 1ST RDG 5. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH ARCADIS IN AMT NOT TO EXCEED \$343,300.00; AMEND APPROP O#276/2018; EMERGENCY (\$377,600.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207057 PERRY/TUSCARAWAS/WOODLAWN AREA WATER MAIN REPLACEMENT PROJ PHASE I - OTHER)
Referred to Finance and Environmental & Public Utilities Committees
- 1ST RDG 6. AUTHORIZING MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH ARCADIS IN AMT NOT TO EXCEED \$128,700.00; AMEND APPROP O#276/2018; EMERGENCY (\$141,600.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207058 PERRY/TUSCARAWAS/WOODLAWN AREA WATER MAIN REPLACEMENT PROJ PHASE II - OTHER)
Referred to Finance and Environmental & Public Utilities Committees
- 1ST RDG 7. AUTHORIZE WATERLINE CONSTRUCTION ALONG US 62 FRONTAGE ROAD; EMERGENCY
Referred to Environmental & Public Utilities and Finance Committees

(COUNCIL RECESSED AT 7:07 PM FOR THE FINANCE COMMITTEE TO DISCUSS O#8; RECONVENED AT 7:09 PM)

- 10/2019 8. AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS FOR MEDICAL AND PHARMACY EXPENSES RESULTING PRIOR TO PASSAGE OF THIS ORDINANCE; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD O#9 - O#13)

- 2ND RDG 9. APPROVE AND ACCEPT REPLAT OF LOTS 3083, 3084 AND PART OF LOTS 6226, 6227, 6228 AND 6229 VACATING A 12' UNNAMED ALLEY; EMERGENCY (NW CORNER 9TH ST AND THE O'JAYS PKWY NE, WARD 2) **PUB HRG WAIVED** (PS&T)
- 2ND RDG 10. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE FOR REQ FOR PROPOSALS FR INTERESTED VENDORS FOR IMPLEMENTATION OF ENERGY CONSERVATION MEASURES FOR SPECIFIED CITY BLDGS PURSUANT TO O.R.C. 717.02; EMERGENCY ("SMART CITIES") (PPCI)
- 2ND RDG 11. AUTHORIZE MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR 33RD ST NW AREA WATER MAIN REPLACEMENT PROJ; EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS; RECEIVE GRANT FUNDS IN AMT OF \$900,000.00 AND ZERO PERCENT INT LOAN IN AMT OF \$600,000.00 FR OHIO PUBLIC WORKS COMMISSION; AUTHORIZE AUDITOR TO CREATE 5239 33RD ST NW AREA WATER MAIN REPLACEMENT PROJ FUND; AMEND APPROP O#276/2018; EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5239 33RD STREET NW AREA WATER MAIN REPLACEMENT PROJ FUND TO 5239 207052 33RD STREET NW AREA WATER MAIN REPLACEMENT PROJ - OTHER; \$565,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207052 33RD STREET NW AREA WATER MAIN REPLACEMENT - OTHER) (FIN & E&PU)
- 2ND RDG 12. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR BLDG OF AGGREGATE SHELTER AND RELATED UPGRADES; AMEND APPROP O#276/2018; EMERGENCY (\$220,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207022 WATER DISTRIBUTION - OTHER) (FIN & PPCI)
- 2ND RDG 13. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT; EXECUTE A PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS FOR RIDGEWOOD EAST WATER MAIN REPLACEMENT PROJ PHASE II; AMEND APPROP O#276/2018; EMERGENCY (\$1,064,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207047 RIDGEWOOD PHASE II WATER MAIN REPLACEMENT PROJ - OTHER) (FIN & E&PU)

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

- 11/2019 14. WITHDRAW CANTON'S OBJECTION TO TRANSFER OF LIQUOR PERMIT LOCATED WITHIN CITY; EMERGENCY (FAMILY DOLLAR 5497, 1207 12TH ST NW, WARD 1)
- 12/2019 15. WITHDRAW CANTON'S OBJECTION TO TRANSFER OF LIQUOR PERMIT LOCATED WITHIN CITY; EMERGENCY (FAMILY DOLLAR 1348, 2901 MAHONING RD NE, WARD 6)
- 13/2019 16. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH IBI GROUP FOR DESIGN OF CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#276/2018; EMERGENCY (\$174,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207055 CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJ - OTHER)
- 14/2019 17. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH BURGESS & NIPLE FOR DESIGN OF MARKET AVE NORTH WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#276/2018; EMERGENCY (\$87,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207054 MARKET AVE NORTH WATER MAIN REPLACEMENT PROJ - OTHER)

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

- 15/2019** 18. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROFESSIONAL SERVICES CONTRACT WITH CT CONSULTANTS, INC. FOR DESIGN OF SPANGLER ST NE AREA WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#276/2018; EMERGENCY (\$154,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207056 SPANGLER ST NE AREA WATER MAIN REPLACEMENT PROJ - OTHER)
- 16/2019** 19. AMEND EXHIBIT A TO O#40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (DEPT 20WT SERV DIR'S PUBLIC WORKS WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY & TREATMENT DIV, WATER QUALITY CONTROL CHEMIST AND BACTERIOLOGIST)
- 17/2019** 20. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON/ EMERGENCY (DEPT 20WT, SERV DIR'S PUBLIC WORKS WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY & TREATMENT DIV, SUPERVISOR DISTRIBUTION CLASS AND ASST SUPERVISOR DISTRIBUTION CLASS)
- 18/2019** 21. AUTHORIZE MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT AND EXECUTE ENGINEERING PROFESSIONAL SERVICES CONTRACT FOR CONSTRUCTION OVERSIGHT SERVICES; ESTABLISH FAIR MARKET VALUE OF REAL PROPERTY; AUTHORIZE MAYOR, SERV DIR OR DESIGNEE TO ENTER INTO AGMTS FOR PURCHASE/ACQUISITION OR DONATION/ACQUISITION OF THESE PARCELS; AUTHORIZE MAYOR OR SERV DIR TO ACQUIRE THREE PARCELS OF DELINQUENT VACANT LAND THRU STARK CTY LAND REUTILIZATION CORP; AUTHORIZE CITY TO RECEIVE AND ENTER INTO AGMT FOR GRANT FUNDS FOR 3RD ST SE BRIDGE PROJ; GP 1167; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE 4588 3RD ST SE BRIDGE PROJ, GP 1167, PID 91972 FUND; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, February 11, 2019 in Council Caucus Room at 6:30 PM**

- 1) Finance Committee
- 2) Personnel Committee
- 3) Judiciary Committee
- 4) Environmental & Public Utilities Committee

MISCELLANEOUS BUSINESS: Member Smith reminded everyone that this is Black History Month and encouraged all Council Members to attend the activities. One event is Jenelle Freeman being honored for Black History Month at Mt. Olive Baptist Church, and anyone needing further information should see Member Smith. Member Hawk congratulated Member Fisher and the Youth Council for their exceptional work at last week's First Friday event. They conducted and ran the entire event themselves, and we should all be very proud of them. Member Morris stated that there are huge cracks in the new asphalt on the south side of 19th Street and requested that the Service Director and someone from Engineering meet with him at the site.

QUOTE OF THE WEEK: *"Too many people spend money they haven't earned, to buy things they don't want, to impress people they don't like."* -Will Rogers

ADJOURNMENT: 7:25 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 11, 2019 @ 7:00 PM