

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

CANTON CITY COUNCIL

SEPTEMBER 9, 2019

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** Not Necessary

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

**PLEDGE OF ALLEGIANCE:** President Sherer

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#16; 2<sup>nd</sup> Rdg O#17 - O#21; O#16 Adopted on 1<sup>st</sup> Rdg)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** Pete DiGiacomo stated that in a recent phone call with Majority Leader Smith, she recognized that he was ill and dropped everything to come to his house and take him to the emergency room. His wife arrived in time to take him; but he was very appreciative that the Majority Leader literally came to his home to check on him.

**INFORMAL RESOLUTIONS:**

21. COUNCIL-AS-A-WHOLE: RECOGNIZING SEPTEMBER AS PROSTATE CANCER AWARENESS & EDUCATION MONTH. - ADOPTED
22. MAJORITY LEADER SMITH: AUTHORIZE AND DIRECT SERV DIR TO OPEN ONE OR MORE PURCH ORDERS IN TOTAL AMT NOT TO EXCEED \$49,730.00 TO GUIST DECORATORS FOR PAINTING AND SEALING OF NORTHWEST WATER TREATMENT PLANT FILTER ROOM CEILING. - ADOPTED

**COMMUNICATIONS:**

293. AUDITOR MALLONN: MTHLY RPT BY FUND FOR 8/1/19 THRU 8/30/19. - RECEIVED & FILED
294. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/19 THRU 8/30/19. - RECEIVED & FILED
295. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERTIFICATE DATED 8/30/19. - RECEIVED & FILED
296. AUDITOR MALLONN: REQ LEGISLATION FOR RE-ISSUANCE OF REVITALIZATION ANTICIPATORY NOTE IN MAXIMUM AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,500,000.00 (PMT DUE 10/22/19, FUND 1155). - FINANCE COMMITTEE
297. AUDITOR MALLONN: REQ ISSUANCE OF SE COMMUNITY CENTER (SECC) IMPROVEMENT NOTES IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,200,000.00. (FOR IMPROVEMENTS AND TO PROVIDE COMMUNITY HEALTH AND RELATED SERVS, FUND 2170). - FINANCE COMMITTEE
298. DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ENTERPRISE ZONE AGMT WITH LESH PROPERTIES, LLC AND OHIO AUTO WAREHOUSE, LLC TO PROVIDE REAL PROP TAX EXEMPTION AND AUTHORIZE AUDITOR TO MAKE PAYMENTS TO CANTON CITY SCHOOLS BOARD OF EDUCATION PURSUANT TO SECTION 5709.82(C) OF REVISED CODE (10 YEAR - 75%, PARCELS 301585 & 304728). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
299. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY WITH WI-FIBER LLC FOR IMPLEMENTATION OF PHASE 2; ALTERNATELY AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO CONTRACTS NECESSARY FOR PURCH OF ITEMS IN ACCORD WITH PROCUREMENT PROCESS AUTHORIZED BY ORC OR CANTON COD ORD; AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO PROF SERVS CONTRACTS FOR INSTALLATION OF REFERENCED SWITCHES AND OTHER NETWORK REPAIRS; AUTHORIZE AUDITOR TO PAY ALL MORAL OBS ARISING FR PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; AMEND APPROP O#50/2019 (\$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING TO 1001 102001 POLICE ADMIN - OTHER; EMERGENCY. - FINANCE COMMITTEE
300. SERVICE DIRECTOR HIGHMAN: REQ INF RESOLUTION AUTHORIZING SERV DIR TO OPEN ONE OR MORE PURCH ORDERS IN TOTAL AMT NOT TO EXCEED \$49,730.00 TO GUIST DECORATORS FOR PAINTING AND SEALING OF CEILING ROOM AT NORTHWEST WATER TREATMENT PLANT. - FINANCE COMMITTEE
301. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO NEGOTIATE OR DONATE CITY-OWNED PROP FOR STANDARD HIGHWAY EASEMENTS AND TEMPORARY CONSTRUCTION EASEMENT NECESSARY FOR CONSTRUCTION OF PROJ; AUTHORIZE MAYOR, SERV DIR AND/OR THEIR DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROP OWNER NAMES, PARCEL NUMBERS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS; EMERGENCY. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

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

- 1<sup>ST</sup> RDG 1. AMEND APPROP O#50/2019; EMERGENCY (\$4,648.45 APPROP TRF FR 2767 701001 JAIL DIVERSION GRANT FUND - PERSONNEL TO 2767 701001 JAIL DIVERSION GRANT FUND - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROP, NO LONGER NEEDED FOR MUNI PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (800 BLK OF CLEVELAND AVE SW)  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 3. AUTHORIZE MAYOR OR SERV DIR TO DISSOLVE PERRY TOWNSHIP/CANTON JOINT ECONOMIC DEVELOPMENT DISTRICT AGMT; EMERGENCY (O#206/2016)  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 4. AMEND APPROP O#50/2019 (\$1,300,000.00 APPROP REDUCTION FR 2211 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER TO UNAPPROP BAL OF 2211 COMMUNITY DEVELOPMENT FUND)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AMEND APPROP O#50/2019 (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 7508 JACKSON-CANTON JEDD CLEARING FUND TO 7508 852006 DISTRICT 18-001 COMDOC JEDD - OTHER - \$50,000.00, TO 7508 852007 DISTRICT 19-001 KECK PARK JEDD - OTHER - \$25,000.00, TO 7508 852008 DISTRICT TOS JEDD - OTHER - \$25,000.00)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 6. AMEND APPROP O#50/2019 (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 6041 MOTOR VEHICLE DEPT FUND TO 6041 208010 SERVICE AND REPAIR - OTHER; \$33,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 7. AMEND APPROP O#50/2019 (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 852002 TREASURER-GROWTH INIT SETTLEMENT - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 8. APPROVE AND ACCEPT REPLAT OF ALL OF OUT LOTS 1382 AND 1418; EMERGENCY (3000 BLOCK OF GREENTREE AVE SW, WARD 4 - NEW DAWN DEV & JEFFREY HEIN)  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 9. APPROVE AND ACCEPT REPLAT OF PART OF LOTS 4227, 4228, AND 4229; EMERGENCY (700 BLOCK OF 12<sup>TH</sup> ST NE, WARD 2 FOR MAZEN ALBHAISI)  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 10. APPROVE AND ACCEPT REPLAT OF OUT LOT 1347; EMERGENCY (2725 MARET ST NE, WARD 6 FOR J&S PROP ACQUISITIONS, LLC)  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 11. AMEND APPROP O#50/2019; EMERGENCY (\$443,232.82 INTERFUND TRF FR 5401 202061 I-77/FAIRCREST ANN SANITARY SWR - TRF OUT TO 5410 206005 OPERATION AND MAINTENANCE - TRF IN)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 12. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND EXECUTE A CONSTRUCTION CONTRACT AND TO EXECUTE A PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS FOR WOODLAWN AVE. NW WATER MAIN EXTENSION PROJECT; AMEND APPROP O#50/2019; EMERGENCY (\$670,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207063 WOODLAWN AVENUE NW WATER MAIN EXTENSION PROJECT - OTHER)  
Referred to Environmental & Public Utilities and Finance Committees
- 1<sup>ST</sup> RDG 13. AMEND APPROP O#50/2019 (\$3,841,200.00 UNAPPROP BAL OF 5238 CANTON SOUTH WATER MAIN EXTENSION - PHASE 1 PROJECT FUND TO 5238 207064 CANTON SOUTH WATER MAIN EXTENSION - PHASE I PROJECT - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 14. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONSTRUCTION CONTRACT FOR 2019 WRF ROOF REPAIR/REPLACEMENT PROJ; EMERGENCY  
Referred to Public Property Capital Improvement and Finance Committees
- 1<sup>ST</sup> RDG 15. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND EXECUTE CONSTRUCTION CONTRACT FOR 44<sup>TH</sup> ST WATER MAIN REPLACEMENT/ROADWAY RECONSTRUCTION PROJ; AUTHORIZE AUDITOR TO ESTABLISH 5240 44<sup>TH</sup> ST NW WATER MAIN REPLACEMENT/ROADWAY RECONSTRUCTION PROJ FUND; EMERGENCY  
Referred to Environmental & Public Utilities and Finance Committees

**(COUNCIL RECESSED AT 7:11 PM FOR THE FINANCE AND PUBLIC SAFETY & THOROUGHFARES COMMITTEES TO DISCUSS O#16; RECONVENED AT 7:14 PM)**

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

- 158/2019** 16. ADOPT PLANS, AUTHORIZE MAYOR OR SERV DIR TO COOPERATE WITH AND REQ TRANSPORTATION DIR TO PROCEED WITH RESURFACING OF CHERRY AVE (S.R.43) BETWEEN 425' SOUTH OF 3<sup>RD</sup> ST AND MARKET AVE AND TUSCARAWAS ST (S.R.172) BETWEEN CHERRY AVE AND RIVERSIDE DR, INCLUDING MISC STRUCTURE WORK ON BRIDGE NUMBERS AT STA-77-1038, STA-77-1069, STA-153-0091, STA-172-1350, STA-172-1380, AND STA-172-1556, WITHIN CITY OF CANTON; AMEND APPROP O#50/2019; EMERGENCY (\$280,992.00 SUPP APPROP FR UNAPPROP BAL OF 2113 MUNICIPAL ROAD FUND TO 2113 202001 ENGINEERING ADMIN - OTHER)  
Referred to Finance and Public Safety & Thoroughfares Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:  
(SUSPENDED RULE 22A TO ADD O#17 - O#21)**

- 2<sup>ND</sup> RDG 17. AMEND APPROP O#50/2019; EMERGENCY (\$84,940.00 SUPP APPROP FR UNAPPROP BAL OF 2215 FAIR HOUSING ASSISTANCE FUND TO 2215 505010 FAIR HOUSING DEPT - PERSONNEL)  
(FIN & C&ED)
- 2<sup>ND</sup> RDG 18. AUTHORIZE MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (PARCELS 280907 & 218463, 1000 BLOCK OF 9<sup>TH</sup> ST NE)  
(C&ED)
- 2<sup>ND</sup> RDG 19. AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS IN AMT NOT TO EXCEED \$5,000.00 FOR STARK CO REGIONAL PLANNING COMMISSION EXPENSES; EMERGENCY  
(FIN)
- 2<sup>ND</sup> RDG 20. AMEND APPROP O#50/2019; EMERGENCY (\$542,382.17 SUPP APPROP FR UNAPPROP BAL OF 1154 HOF VILLAGE PROJ FUND TO 1154 201001 SERVICE DIRECTOR ADMIN - OTHER)  
(FIN)
- 2<sup>ND</sup> RDG 21. AMEND APPROP O#50/2019; EMERGENCY (\$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 2316 WIC SUPPLEMENTAL HEALTH - FY 77 FUND TO 2316 WIC SUPPLEMENTAL HEALTH - FY 77 - 700 OTHER DIRECT COSTS; \$175,000.00 SUPP APPROP FR UNAPPROP BAL OF 2314 FAMILY HEALTH (476) FUND TO 2314 FAMILY HEALTH (476) - 700 OTHER DIRECT COSTS; \$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 2331 AIR POLLUTION (134) TO 2331 AIR POLLUTION (134) FOR \$35,000.00 TO -600 PERSONNEL AND \$25,000.00 TO -700 OTHER DIRECT COSTS; \$65,625.00 SUPP APPROP FR UNAPPROP BAL OF 2318 LOCAL AIDS PREVENTION FUND TO 2318 301001 LOCAL AIDS PREVENTION - 700 OTHER DIRECT COSTS; \$3,000.00 APPROP TRF FR 2318 301001 LOCAL AIDS PREVENTION - 600 PAYROLL TO 2318 301001 LOCAL AIDS PREVENTION - 700 OTHER DIRECT COSTS)  
(FIN)

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

- 159/2019** 22. WITHDRAW CANTON'S OBJ TO TRF OF LIQUOR PERMIT LOCATED WITHIN THE CITY; EMERGENCY (#1683832, C-1-2 PERMIT FOR COMMUNITY CONVENIENCE LLC DBA DUEBER DRIVE THRU @ 1037 DUEBER AVE SW, WARD 5)
- 160/2019** 23. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS FOR CONSTRUCTION SERVS AND PURCH AND INSTALLATION OF EQUIPMENT AND FURNISHINGS NEEDED TO ESTABLISH MEDICAL/DENTAL CLINIC; ALTERNATIVELY ENTER INTO CONTRACTS FOR PURCH OF SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE ALL CONTRACTS NECESSARY TO ENTER INTO LEASE AGMT WITH AN ENTITY TO PROVIDE MEDICAL/DENTAL SERVS AT EDWARD "PEEL" COLEMAN CENTER; AMEND APPROP O#50/2019; EMERGENCY (1,005,000.00 SUPP APPROP FR UNAPPROP BAL OF 2170 NEIGHBORHOOD FUND TO 2170 200501 GENERAL GOV'T SUPPORT ADMIN - OTHER)
- 161/2019** 24. AMEND APPROP O#50/2019; EMERGENCY (\$1,292.00 SUPP APPROP FR UNAPPROP BAL OF 1151 LAND REUTILIZATION AND NOTE FUND TO 1151 101501 CODE ENFORCEMENT ADMIN - OTHER)  
(DEBT INT FOR MOVING OHIO FORWARD NOTE)
- 162/2019** 25. AMEND APPROP O#50/2019; EMERGENCY (\$134,484.00 SUPP APPROP FR UNAPPROP BAL OF 2658 FY 2016 ASSIST TO FIREFIGHTERS GRANT FUND TO 2658 103001 FIRE ADMIN - OTHER; \$134,484.00 INTERFUND ADV REPAYMENT FR 2658 103001 FIRE ADMIN - ADV OUT TO 1001 103001 FIRE ADMIN - ADV IN) (GRANT FR DEPT. OF HOMELAND SECURITY)
- 163/2019** 26. APPROVE CANTON CITY WATER MAIN EXTENSION TO SARATOGA HILLS NO. 5; AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMTS NECESSARY FOR EXTENSION OF SAID WATER MAIN; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, September 16, 2019 in Council Caucus Room at 6:15 PM**

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Environmental & Public Utilities Committee
- 4) Public Property Capital Improvement Committee
- 5) Public Safety & Thoroughfares Committee

**MISCELLANEOUS BUSINESS:** Member Kimbrough said there are concerns regarding the Centennial Plaza being wheelchair accessible. Deputy Mayor Williams said that he would take a look into the issue and report back. Clerk Dougherty stated that he would be out of the office on Thursday, attending required "Sunshine Law" training.

**QUOTE OF THE WEEK:** *"Whenever I feel the need to exercise, I lie down until it goes away."* - Paul Terry

**ADJOURNMENT:** 7:23 PM

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, SEPTEMBER 16, 2019 @ 7:00 PM**