

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

SEPTEMBER 23, 2019

ROLL CALL: Ten Member Present

MOTION TO EXCUSE MEMBERS: Members Hawk and Mariol absent

INVOCATION: Kevin Hall, Ward 6 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#12 - O#16; O#11 Retained in Committee; O#16 Adopted on 2nd Reading)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Bruce Nordman congratulated the Mayor, his staff and Council on all of the great activity happening around the city. Dan Fonte said that back in 2009 Council passed a Resolution naming Fire Station #4 after former Firefighter and Councilman, Joe Carbenia. He wanted to know why a plaque was never put up and asked that someone would take care of this. Pete DiGiacomo spoke about a BOE Member who chastises Council and wondered if that person complained when the entire school bus parking lot at one of the Canton City Schools was blacktopped. Pete wondered how much it cost to do that work.

INFORMAL RESOLUTIONS:

23. MAJORITY LEADER SMITH: AUTHORIZE SAF DIR TO ENTER INTO ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$40,000.00 TO SPITZER CHEVROLET COMPANY OF NORTH CANTON FOR PURCH OF ONE (1) SAFETY OFFICER VEHICLE (FIRE DEPT). - ADOPTED
24. MAJORITY LEADER SMITH: AUTHORIZE SERV DIR TO ENTER INTO ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$40,000.00 TO FOR REPAIR OF INTERSECTION AT 13TH ST NW, HARRISON AVE NW AND INTERSTATE 77. - ADOPTED
25. MAJORITY LEADER SMITH: AUTHORIZE SAF DIR TO ENTER ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$30,000.00 TO WESTERN BRANCH DIESEL OF CANTON, OH FOR REPAIR WORK FOR ONE (1) LADDER TRUCK 604 (FIRE DEPT). - ADOPTED

COMMUNICATIONS:

316. CHIEF DEPUTY CLERK GONZALEZ: REQ APPROP TRF IN GENERAL OPERATING FUND (\$9,000.00 APPROP TRF FR PERSONNEL, #702001-611 TO PROFESSIONAL SERVICES, #702001-706). - FINANCE COMMITTEE
317. DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR EXPENDITURE OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS - NO SINGLE AWARD TO EXCEED \$300,000.00 FOR COMM DEV ELIGIBLE ACTIVITIES BENEFITING LOW AND MODERATE-INCOME FAMILIES; AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY FOR EXPENDITURE OF EMERGENCY SOLUTIONS GRANT PROGRAM FUNDS - NO SINGLE AWARD TO EXCEED \$100,000.00 FOR HOMELESS PREV ACTIVITIES BENEFITING LOW-INCOME FAMILIES; AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY FOR EXPENDITURE OF HOME INVESTMENT PARTNERSHIP PROGRAM FUNDS - NO SINGLE AWARD TO EXCEED \$300,000.00 FOR ACTIVITIES PROVIDING HOUSING ACTIVITIES BENEFITING LOW AND MODERATE-INCOME FAMILIES - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
318. LIQUOR CONTROL DIV (OHIO): REQ C1 PERMIT (#4860297) FOR KRATZER LLC DBA QUONSET HUT @ 3775 CLEVELAND AVE NW. - RECEIVED & FILED
319. MAYOR BERNABEI: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, AWARD, RECEIVE BIDS AND ENTER INTO LEASE AGMT FOR TENANCY AND OPERATION OF CAFE STRUCTURE AT CENTENNIAL PLAZA; RETRO AUTHORIZE ANY AND ALL ACTIONS TAKEN PRIOR TO COMPLETION OF LEASE RESULTING FROM ORDINANCE; EMERGENCY. - DOWNTOWN DEVELOPMENT & FINANCE COMMITTEES
320. SAFETY DIRECTOR PERRY: AMEND APPROP O#50/2019 (\$43,574.66 FR UNAPPROP BAL OF 1001 GENERAL FUND TO OTHER 1001 102001 POLICE ADMINISTRATION); EMERGENCY. - FINANCE COMMITTEE
321. SAFETY DIRECTOR PERRY: REQ INF RESOLUTION AUTHORIZING SAF DIR TO ENTER ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$40,000.00 TO SPITZER CHEVROLET COMPANY OF NORTH CANTON FOR PURCH OF ONE (1) SAFETY OFFICER VEHICLE (FIRE DEPT). - FINANCE & PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES

COMMUNICATIONS CONTINUED:

322. SAFETY DIRECTOR PERRY: REQ INF RESOLUTION AUTHORIZING SAF DIR TO ENTER ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$30,000.00 TO WESTERN BRANCH DIESEL OF CANTON, OH FOR REPAIR WORK FOR ONE (1) LADDER TRUCK 604 (FIRE DEPT). - FINANCE & PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
323. SERVICE DIRECTOR HIGHMAN: REQ INF RESOLUTION AUTHORIZING SERV DIR TO ENTER INTO ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$40,000.00 FOR REPAIR OF INTERSECTION AT 13TH ST NW, HARRISON AVE NW AND INTERSTATE 77. - FINANCE AND PUBLIC SAFETY & THOROUGHFARES COMMITTEES
324. SERVICE DIRECTOR HIGHMAN: AUTHORIZE AND DIRECT AUDITOR TO PAY MORAL OBS NECESSARY TO PAY BACK WATER AND SEWER FUNDS FR CAPITAL PROJS FUND FOR PAYMENT MADE TO CHANGE ORDER #5 OF THE 38TH ST NW WATER MAIN REPLACEMENT AND ROADWAY RECONSTRUCTION PROJ RETRO AUTHORIZE ANY AND ALL ACTIONS TAKEN PRIOR TO PASSAGE OF ORDINANCE; AMEND O#50/2019 (\$62,056.79 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUND TO 4501 207037 38TH ST NW IMPROV PROJ - OTHER); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES
325. SERVICE DIRECTOR HIGHMAN: AUTHORIZE CLERK OF COUNCIL TO CERTIFY ATTACHED LIST OF DELINQUENT CHARGES FOR WATER AND SEWER SRVS TO STARK CO. AUDITOR, TO BE ENTERED UPON TAX DUPLICATE AS LIEN UPON LAND FR DATE OF ENTRY TO BE COLLECTED AS OTHER TAXES AND ASSESSMENTS; AUTHORIZE APPROP OFFICIAL TO DELETE ANY ACCOUNTS FR CERTIFICATION LIST PRIOR TO PROVIDING IT TO CTY AUDITOR PROVIDED SERV DIR VERIFIES RECEIPT OF PMT IN FULL, ON APPR'D PMT PLAN, OR BEING PURSUED VIA ALTERNATE COLLECTION METHOD; EMERGENCY. ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE
326. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF AUGUST 31, 2019. - RECEIVED & FILED
327. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTED FILED AS OF AUGUST 31, 2019. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#50/2019; EMERGENCY (\$85,000.00 SUPP APPROP FR UNAPPROP BAL OF 2818 FEMA SAFER GRANT 2017 FUND TO 2818 103001 FIRE ADMIN - OTHER)
Referred to Finance Committee
- 1ST RDG 2. AMEND APPROP O#50/2019; EMERGENCY (\$76,000.00 SUPP APPROP FR UNAPPROP BAL OF 2774 2016 COPS HIRING PROG GRANT FUND TO 2774 102001 POLICE ADMIN - OTHER)
Referred to Finance Committee
- 1ST RDG 3. AMEND APPROP O#50/2019; EMERGENCY (APPROP TRFS IN AMT OF \$405,800.00 AND SUPP APPROPS IN AMT OF \$481,798.74 FOR VARIOUS ADJUSTMENTS TO ACCTS THAT ARE OUT OF BALANCE OF SHORT OF FUNDS)
Referred to Finance and Public Property Capital Improvement Committees
- 1ST RDG 4. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AGMT WITH WSP USA, INC IN AMT NOT TO EXCEED \$125,000.00 FOR COMPLETION OF COMPREHENSIVE PLANNING STUDY FOR SHORB CORRIDOR AREA; EMERGENCY
Referred to Finance and Community & Economic Development Committees
- 1ST RDG 5. VACATE UNIMPROVED PORTION OF FRAZER AVENUE NW; APPROVE AND ACCEPT REPLAT OF LOT 42479 PLUS VACATED PORTION OF FRAZER AVENUE NW; EMERGENCY (603 HANNAH CIR NW FOR FRANK KEMP, WARD 8)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 6. APPROVE AND ACCEPT REPLAT OF LOTS 3604 AND 3605; EMERGENCY (200 BLOCK OF TYLER AVE SE FOR HABITAT FOR HUMANITY, PARCELS 242348 & 211273, WARD 4)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 7. APPROVE AND ACCEPT REPLAT OF ALL LOTS 25259, 25278, 25279 AND OUT LOT 564 AND DEDICATION OF ADDT'L ROADWAY AT MAPLE AVENUE NE; EMERGENCY (2200 BLOCK OF MAPLE AVE NE FOR HABITAT FOR HUMANITY, PARCEL 280019, WARD 9)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 8. APPROVE AND ACCEPT REPLAT OF LOTS 16513 AND 16514; EMERGENCY (1717 BEDFORD AVE SW FOR LESLIE MILLER, PARCELS 223127 & 223128, WARD 5)
Referred to Public Safety & Thoroughfares Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 9. APPROVE AND ACCEPT REPLAT OF LOT 36888 AND PART OF OUT LOT 769; EMERGENCY (600 BLOCK OF 44TH ST NW AND 4200 BLOCK OF NAN BET CIR NW FOR WAYNE ARNOLD AND BETTY SPALDING, PARCELS 302987, 305013 AND 305009, WARD 8)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 10. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$16,049.50 TO BLACK-MCCUSKEY-SOUERS & ARBAUGH LPA; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#12 - O#16; O#11 RETAINED IN COMMITTEE; O#16 ADOPTED)****RETAINED IN**

- CMTE 11. AUTHORIZE MAYOR OR SERV DIR TO DISSOLVE PERRY TOWNSHIP/CANTON JOINT ECONOMIC DEVELOPMENT DISTRICT AGMT; EMERGENCY (O#206/2016)
(C&E)
- 2ND RDG 12. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,500,000 FOR PURPOSE OF PAYING COSTS OF REVITALIZATION WITHIN CITY AND ADDRESSING PROPERTY CONDITIONS DELETERIOUS TO PUBLIC HEALTH AND SAFETY THRU DEMO OF DETERIORATING STRUCTURES AND IMPROVEMENT OF THOSE SITES, THEREBY ENABLING USE OR REUSE OF LANDS WITHIN CITY
(FIN)
- 2ND RDG 13. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$1,200,000 FOR PURPOSE OF PAYING COSTS OF CONSTRUCTING, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING CITY COMMUNITY CTR, INCLUDING FACILITIES TO PROVIDE COMMUNITY HEALTH AND RELATED SERVICES
(FIN)
- 2ND RDG 14. AUTHORIZE MAYOR TO ENTER INTO ENTERPRISE ZONE AGMT WITH LESH PROPERTIES, LLC AND OHIO AUTO WAREHOUSE, LLC TO PROVIDE REAL PROPERTY TAX EXEMPTION; AUTHORIZE AUDITOR TO MAKE PAYMENTS TO CANTON CITY SCHOOL BD OF ED AS REQUIRED TO BE PAID PURSUANT TO SEC 5709.82(C) OF ORC; EMERGENCY
(C&E)
- 2ND RDG 15. AUTHORIZE MAYOR OR SERV DIR TO NEGOTIATE OR DONATE CITY-OWNED PROPERTY FOR STANDARD HIGHWAY EASEMENTS AND TEMP CONSTRUCTION EASEMENT AS PART OF SPANGLER ST NE BRIDGE REPLACEMENT PROJ STA-SPANGLER ST BRIDGE, PID 104822; EMERGENCY
(PS&T)
- 170/2019 16. AUTHORIZE MAYOR OR SAF DIR TO: ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS NECESSARY WITH WI-FIBER LLC; ALTERNATIVELY ENTER INTO ALL CONTRACTS NECESSARY FOR THE PURCHASE OF SAID ITEMS IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AND ENTER INTO ALL PROFESSIONAL SERVICES CONTRACTS FOR IMPLEMENTATION OF WI-FIBER LLC CONTRACT, PHASE 2; AUTHORIZE AUDITOR TO PAY ALL MORAL OBS THAT ARISE WITH THIS PROJ; AMEND APPROP O#50/2019; EMERGENCY (\$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN - OTHER)
(FIN)

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

- 171/2019 17. 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)
- 172/2019 18. 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)
- 173/2019 19. 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)
- 174/2019 20. 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)
- 175/2019 21. 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)
- 176/2019 22. 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)
- 177/2019 23. APPROVE AND ACCEPT REPLAT OF PART OF LOTS 4227, 4228, AND 4229; EMERGENCY (700 BLOCK OF 12TH ST NE, WARD 2 FOR MAZEN ALBHAISI)
- 178/2019 24. APPROVE AND ACCEPT REPLAT OF OUT LOT 1347; EMERGENCY (2725 MARET ST NE, WARD 6 FOR J&S PROP ACQUISITIONS, LLC)

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

- 179/2019** 25. AMEND APPROP O#50/2019; EMERGENCY (\$443,232.82 INTERFUND TRF FR 5401 202061 I-77/FAIRCREST ANNX SANITARY SWR - TRF OUT TO 5410 206005 OPERATION AND MAINTENANCE - TRF IN)
- 180/2019** 26. 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)
- 181/2019** 27. 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)
- 182/2019** 28. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONSTRUCTION CONTRACT FOR 2019 WRF ROOF REPAIR/REPLACEMENT PROJ; EMERGENCY
- 183/2019** 29. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND EXECUTE CONSTRUCTION CONTRACT FOR 44TH ST WATER MAIN REPLACEMENT/ROADWAY RECONSTRUCTION PROJ; AUTHORIZE AUDITOR TO ESTABLISH 5240 44TH ST NW WATER MAIN REPLACEMENT/ROADWAY RECONSTRUCTION PROJ FUND; EMERGENCY

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

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

MISCELLANEOUS BUSINESS: Clerk Dougherty reported a successful picnic that feeds those in need and thanked everyone who helped to make it a success..

QUOTE OF THE WEEK: *"If you can't be a good example, then you'll just have to be a horrible warning."* - Catherine Aird

ADJOURNMENT: 7:30 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, SEPTEMBER 30, 2019 @ 7:00 PM