

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

CANTON CITY COUNCIL

NOVEMBER 25, 2019

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** Not Necessary

**INVOCATION:** Christine Schulman, At-Large Council Member

**PLEDGE OF ALLEGIANCE:** President Sherer

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#8 - O#12; 2<sup>nd</sup> Rdg O#13 - O#15; O#8 - O#12 Adopted on 1<sup>st</sup> Rdg; O#11 Adopted as Amended; O#213/2019 and O#215/2019 Reconsidered and Postponed Indefinitely; O#214/2019 Reconsidered and Amended)

**PUBLIC HEARINGS:** None

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

**PUBLIC SPEAKS (CITY BUSINESS):** Health Commissioner Adams said the City Health Dept. has received national, full status, accreditation and thanked everyone for their support. Amy Roe requested a larger police presence in her Southwest neighborhood. After a second break-in of her garage, her husband caught and detained the robber until the police arrived.

**INFORMAL RESOLUTIONS:**

38. MAJORITY LEADER SMITH: AUTH AND DIRECT SAF DIR TO OPEN ONE OR MORE PURCH ORDERS IN TOTAL AMT NOT TO EXCEED \$39,000.00 FOR REPAIR OF A LADDER TRUCK 685 FOR FIRE DEPT. - ADOPTED
39. PERSONNEL COMMITTEE: AUTH REAPPT OF JOHN GIUA TO INCOME TAX REVIEW BD COMMENCING 1/1/20 TO 12/31/21. - ADOPTED
40. PERSONNEL COMMITTEE: AUTH APPT OF DARREN MAYLE TO INCOME TAX REVIEW BD COMMENCING 1/1/20 TO 12/31/21. - ADOPTED
41. PERSONNEL COMMITTEE: AUTH REAPPT OF RODNEY MEADOWS TO CANTON ARCHITECTURAL REVIEW BD COMMENCING 1/1/20 TO 12/31/23. - ADOPTED
42. PERSONNEL COMMITTEE: AUTH REAPPT OF DAWN M. DEVINE TO INVESTMENT BD COMMENCING 1/1/20 TO 12/31/21. - ADOPTED
43. PERSONNEL COMMITTEE: AUTH REAPPT OF PATRICK MCCARTHY TO INVESTMENT BD COMMENCING 1/1/20 TO 12/31/21. - ADOPTED
44. PERSONNEL COMMITTEE: AUTH REAPPT OF RAY FETE TO COMMUNITY REINVESTMENT AREA HOUSING COUNCIL COMMENCING 1/1/20 TO 12/31/22. - ADOPTED

**COMMUNICATIONS:**

389. COUNCIL MEMBER FISHER: REQ LEG OUTLAWING PRACTICE KNOWN AS ROLLING COAL (MODIFY VEHICLE'S EXHAUST ALLOWING RELEASE OF ADDED TORQUE AND HORSEPOWER WHILE RELEASING BLACK DIESEL EXHAUST INTO AIR). - ENVIRONMENTAL & PUBLIC UTILITIES AND PUBLIC SAFETY & THOROUGHFARES COMMITTEES
390. DEPT. OF COMMERCE: NOTIFICATION OF PERMITS TO SELL ALCOHOLIC BEVERAGES EXPIRE 2/1/20. - RECEIVED & FILED
391. FINANCE DIRECTOR CROUSE: AMEND APPROP O#50/2019 (\$18,000.00 SUPP APPROP FR UNAPPROP BAL OF 2795 JUSTICE REINVEST GRANT FUND TO 2795 701001 JUDGES ADMIN - OTHER); EMERGENCY. - FINANCE COMMITTEE
392. FINANCE DIRECTOR CROUSE: AUTH ADOPTION OF TEMPORARY BUDGET PRIOR TO END OF 2019; ALLOW FOR ONE (1) TIME ADDITIONAL OR 27<sup>TH</sup> PAY IN 2020 FOR ALL ELECTED OFFICIALS AND SALARIED PERSONNEL TO BE CALCULATED AT APPROP HRLY RATE TO AVOID REDUCTION IN 2020 BI-WKLY PAY; EMERGENCY. - FINANCE COMMITTEE
393. MAYOR BERNABEI: REQ REAPPT OF SUSAN ROSS TO ZONING BOARD OF APPEALS COMMENCING 1/1/20 THROUGH 12/31/22. - PERSONNEL COMMITTEE
394. MAYOR BERNABEI: REQ RECONSIDERATION OF O#213/2019 AND TABLE SAME; RECONSIDER O#214/2019 AND AMEND TO DELETE REF IN CAPTION AND SEC 1 MAKING LOAN TO MCKINLEY GRAND HOTEL CONTINGENT ON ISSUANCE OF BONDS UNDER SEPARATE ORD; RECONSIDER O#215/2019 AND TABLE SAME; AUTHORIZE AND ADOPT NEW ORD PROVIDING CORRECT MECHANISM FOR TRANSACTION; AMEND APPROP O#50/2019; (\$3,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 200501 GENERAL GOV'T SUPPORT ADMIN - ADVANCE OUT; \$3,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 2175 COMPREHENSIVE PLAN FUND TO 2175 200501 GENERAL GOV'T SUPPORT ADMIN - OTHER; \$3,500,000.00 ADVANCE OUT FR 1001 200501 GENERAL GOV'T SUPPORT ADMIN - ADVANCE OUT TO 2175 200501 GENERAL GOV'T SUPPORT ADMIN - ADVANCE IN); EMERGENCY. - FINANCE COMMITTEE

**COMMUNICATIONS CONTINUED:**

395. SAFETY DIRECTOR PERRY: REQ INFORMAL RESOLUTION AUTH SAF DIR TO ENTER ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$39,000.00 FOR REPAIR WORK FOR ONE (1) LADDER TRUCK 685. - RECEIVED & FILED
396. TREASURER PEREZ: RPT OF PARKING METER REV FOR OCT. 2019. - RECEIVED & FILED
397. TREASURER PEREZ: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX FOR OCT. 2019. - RECEIVED & FILED
398. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS AS OF 10/31/19. - RECEIVED & FILED
399. TREASURER PEREZ: AMEND 1312.04 OF COD ORD OF CANTON TO REQUIRE IMMEDIATE CITY INCOME TAX WITHHOLDING FR GENERAL CONTRACTORS' AND SUBCONTRACTORS' EMPLOYEES. - JUDICIARY
400. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF OCTOBER 31, 2019. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AMEND APPROP O#50/2019; EMERGENCY (\$140,000.00 SUPP APPROP FR UNAPPROP BAL OF 6023 COMPENSATED ABSENCES CLAIM FUND TO 6023 801001 AUDITOR - PERSONNEL; \$125,000.00 SUPP APPROP FR UNAPPROP BAL OF 6010 WORKERS COMPENSATION FUND TO 6010 801001 AUDITOR - PERSONNEL; \$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 7502 PAYROLL CLEARING FUND TO 7502 801001 AUDITOR - PERSONNEL)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 2. AMEND APPROP O#50/2019; EMERGENCY (\$6,000.00 SUPP APPROP FR UNAPPROP BAL OF 2219 EMERGENCY SHELTER GRANT FUND TO 2219 506001 EMERGENCY SHELTER GRANT - OTHER)  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 3. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$12,705.60 FOR FAIR HOUSING LEGAL SERVS PROVIDED FOR FAIR HOUSING CASES; EMERGENCY  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 4. AMEND APPROP O#50/2019; EMERGENCY (\$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 2190 HOFV FUND TO 2190 861101 HOFV - TOURISM DEVELOP DISTRICT - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AMEND APPROP O#50/2019; EMERGENCY (\$151,028.00 SUPP APPROP FR UNAPPROP BAL OF 2811 2017 ASSIST TO FIREFIGHTERS GRANT FUND TO 2811 103001 FIRE ADMIN - OTHER; \$151,028.00 INTERFUND ADV REPAY FR 2811 103001 FIRE ADMIN - OTHER- ADVANCE OUT TO 1001 103001 FIRE ADMIN - OTHER - ADVANCE IN)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 6. AMEND APPROP O#50/2019; EMERGENCY (\$1,846.25 SUPP APPROP FR UNAPPROP BAL OF 2778 CANTON AUXILIARY POLICE FUND TO 2778 102001 POLICE ADMIN - OTHER)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 7. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO LETTER OF INTENT WITH AMERESCO, INC. FOR ENERGY EFFICIENT AUDIT OF CITY HALL, SEARS, & CIVIC CENTER BLDGS; EMERGENCY  
Referred to Public Property Capital Improvement Committee

***(COUNCIL RECESSED AT 7:16 PM FOR THE FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE TO DISCUSS O#8; RECONVENED AT 7:17 PM)***

- 218/2019 8. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$40,000.00 TO CANTON EX-NEWSBOYS ASSOC; EMERGENCY (NO CHILD SHALL MISS SCHOOL FOR NEED OF SHOES OR CLOTHING PROGRAM)  
Referred to Finance and Community & Economic Development Committees

***(COUNCIL RECESSED AT 7:17 FOR THE FINANCE AND DOWNTOWN DEVELOPMENT COMMITTEE TO DISCUSS O#9; RECONVENED AT 7:21 PM)***

- 219/2019 9. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERVS AGMT WITH STARTUPSTARK IN AMT NOT TO EXCEED \$180,000.00 TO COMPLETE ECONOMIC DEVELOPMENT PROJ IN DOWNTOWN INNOVATION DISTRICT; EMERGENCY (RENOVATE 9,115 SQ FT OF SPACE ON SECOND STORY OF 555 MARKET AVE N. BLDG)  
Referred to Finance and Downtown Development Committees

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

***(COUNCIL RECESSED AT 7:21 FOR THE FINANCE COMMITTEE TO DISCUSS O#10, O#11 AND O#12; RECONVENED AT 7:26 PM)***

- 220/2019** 10. AMEND APPROP O#50/2019; EMERGENCY (\$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 2314 INFANT MORTALITY REDUCTION FUND TO 2314 301001 INFANT MORTALITY REDUCTION - 700 OTHER DIRECT COSTS; \$1,234.31 SUPP APPROP FR UNAPPROP BAL OF 2326 HEALTHY START FUND TO 2326 301001 HEALTHY START - 700 OTHER DIRECT COSTS; \$15.33 SUPP APPROP FR UNAPPROP BAL OF 2355 INFECTIOUS WASTE REGISTRATION FUND TO 2355 301001 INFECTIOUS WASTE REGISTRATION - 700 OTHER DIRECT COSTS)  
Referred to Finance Committee

**AMENDED AS**

- 221/2019** 11. AMEND APPROP O#50/2019; EMERGENCY (\$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 103001 FIRE ADMIN - OTHER; \$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 6041 MOTOR VEHICLE DEPT. DMV TO 6041 103001 FIRE ADMIN - OTHER) (REPAIRS TO TWO FIRE TRUCKS)  
Referred to Finance Committee

- 222/2019** 12. AMEND O#50/2019; EMERGENCY (\$3,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 200501 GENERAL GOV'T SUPPORT ADMIN - ADVANCE OUT; \$3,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 2175 COMPREHENSIVE PLAN FUND TO 2175 200501 GENERAL GOV'T SUPPORT ADMIN - OTHER; \$3,500,000.00 INTERFUND ADVANCE FR 1001 200501 GENERAL GOV'T SUPPORT ADMIN - ADVANCE OUT TO 2175 200501 GENERAL GOV'T SUPPORT ADMIN - ADVANCE IN)  
Referred to Finance Committee

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

***(SUSPENDED RULE 22A TO ADD O#13 - O#15)***

- 2<sup>ND</sup> RDG** 13. AUTHORIZE MAYOR OR SERV DIR TO DISSOLVE PERRY TOWNSHIP/CANTON JOINT ECONOMIC DEVELOPMENT DISTRICT AGMT; EMERGENCY (O#206/2016) (C&ED)
- 2<sup>ND</sup> RDG** 14. AUTHORIZE CANTON TO ANNEX TERRITORY KNOWN AS MEADOWLAKE ANNEXATION AREA CONTAINING APPROX 55.840 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 8 OF CITY; ZONING SAID TERRITORY AS GENERAL BUSINESS (B-3 DISTRICT) AND OS (OPEN SPACE); EMERGENCY **PUB HRG 12/2/19 @ 7:00 PM** (ANNEX)
- 2<sup>ND</sup> RDG** 15. RETRO AUTHORIZE ALL ACTIONS TAKEN IN REGARDS TO CHANGE ORDER #1 WITH MICHAEL BAKER, JR., INC. FOR CONSTRUCTION ADMIN AND OVERSIGHT SERVS RELATED TO MAHONING RD CORRIDOR PROJ, PHASE 2, GP 1103; AUTHORIZE AUDITOR TO PAY ALL MORAL OBS RELATED TO SAME; AMEND APPROP O#50/2019; EMERGENCY (\$95,687.20 SUPP APPROP FR UNAPPROP BAL OF 4566 MAHONING RD CORRIDOR PRJ GP 1103 FUND TO 4566 202079 MAHONING RD CORRIDOR PROJECT - OTHER) (PPCI & FIN)

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

- 213/2019** 16. AUTHORIZE AUDITOR TO ESTABLISH AND CREATE 1157 MCKINLEY GRAND HOTEL PROJECT FUND AS PERMITTED BY ORC SEC 5705.09; AMEND APPROP O#50/2019; EMERGENCY (\$3,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 1157 MCKINLEY GRAND HOTEL FUND TO 1157 201001 SERVICE DIRECTOR ADMIN - OTHER)

**RECONSIDERED & AMENDED AS**

- 214/2019** 17. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO ALL NECESSARY AGMTS FOR ISSUANCE AND PAYBACK OF \$3,500,000.00 LOAN CONTINGENT ON ISSUANCE OF BONDS UNDER SEPARATE ORDINANCE FOR PURCHASE AND RENOVATION OF MCKINLEY GRAND HOTEL; EMERGENCY

**RECONSIDERED & POSTPONED INDEFINITELY**

- 215/2019** 18. PROVIDE FOR ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN MAX AGGREGATE PRINCIPAL AMT OF NOT TO EXCEED \$3,500,000.00 TO PROVIDE FUNDS TO MAKE LOAN FOR ECONOMIC DEVELOPMENT IN CITY; AUTHORIZE RELATED MATTERS; EMERGENCY

- 223/2019** 19. AMEND APPROP O#50/2019; EMERGENCY (\$160,000.00 SUPP APPROP FR UNAPPROP BAL OF 6023 COMPENSATED ABSENCES CLAIM FUND TO 6023 801001 AUDITOR - PERSONNEL)
- 224/2019** 20. APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 4934 AND 4935; EMERGENCY (646 GARFIELD AVE SW, PARCELS 208440, 229367 & 218117, FOR STEVEN E. BAIZE, WARD 5)
- 225/2019** 21. APPROVE AND ACCEPT REPLAT OF PART OF LOT 878; EMERGENCY (1450 HOUSEL AVE SE, PARCELS 201295 & 220027, FOR HABITAT FOR HUMANITY, WARD 4)
- 226/2019** 22. APPROVE AND ACCEPT REPLAT OF PART OF LOTS 1916 AND 1917; EMERGENCY (1412 SYCAMORE AVE SE, PARCEL 244669, FOR HABITAT FOR HUMANITY, WARD 4)
- 227/2019** 23. APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 24399, 24400, 24403 AND 24404; EMERGENCY (2400 BLOCK OF 21<sup>ST</sup> ST NE, PARCELS 204172, 204173, 204174 & 204175, FOR HABITAT FOR HUMANITY, WARD 6)

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

- 228/2019** 24. APPROVE AND ACCEPT REPLAT OF PART OF LOT 2801 AND ALL OF LOT 2802; EMERGENCY (1400 BLOCK OF WILLET AVE SE, PARCELS 216172 & 216173, FOR HABITAT FOR HUMANITY, WARD 4)
- 229/2019** 25. APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 43392, 43393 AND 43394; EMERGENCY (3000 BLOCK OF RICHMOND AVE NE FOR ONE RICHMOND AVE CO LLC, WARD 6)
- 230/2019** 26. APPROVE AND ACCEPT REPLAT OF PART OF OUT LOT 239; EMERGENCY (1120 15<sup>TH</sup> ST NW, PARCEL 280008, FOR CANTON COMMUNITY IMPROVEMENT CORP, WARD 1)
- 231/2019** 27. AMEND O#100/2011, AS AMENDED, TO ESTABLISH ATTACHED EXHIBIT AS CLASSIFICATION PLAN FOR SERV DIR'S WATER CONSTRUCTION, REPAIR, MAINT, SUPPLY AND TREATMENT DIVISION (WATER DEPT) MGT AND NON-BARGAINING PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, December 2, 2019 in Council Caucus Room at 6:15 PM**

Finance Committee  
Public Property Capital Improvement Committee  
Personnel Committee  
Community & Economic Development Committee

**MISCELLANEOUS BUSINESS:** President Sherer thanked Mrs. Roe for coming to Council. He said he believes things are getting better.

**QUOTE OF THE WEEK:** *"Three things you should never break: Promises, Trust and someone's heart."* - Unknown

**ADJOURNMENT:** 7:50 PM

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, DECEMBER 2, 2019 @ 7:00 PM**