

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

DECEMBER 16, 2019

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Brenda Kimbrough, Ward 2 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#1 and O#2; O#1 Adopted on 1st Rdg; O#2 Adopted as Amended on 1st Rdg; O#4 and O#5 Adopted as Amended)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Kimberly Bell stated that she was not the aggressor in the incident that occurred the last time she was here involving Member Schulman. Her original reason for coming to speak at the Council meetings was to address two major issues, shootings and low income housing. She does not feel that either of these issues are being addressed by the City. Pete DiGiacomo spoke about the icy street conditions during the snow storm last week. He feels somebody dropped the ball on taking care of this. Around noon that day he drove to North Canton and their streets were clear and dry. When he returned to Canton around 3:30 there was still ice on the streets. He asked the Mayor to address this problem with whoever is responsible.

INFORMAL RESOLUTIONS:

48. PERSONNEL COMMITTEE: CONFIRM MAYOR'S APPT OF MICHAEL HEARD TO CANTON BD OF BLDG APPEALS COMMENCING 1/1/20 THRU 12/31/22. - ADOPTED
49. PERSONNEL COMMITTEE: CONFIRM MAYOR'S REAPPT OF JOE MIDDLETON TO BD OF BLDG APPEALS COMMENCING 1/1/20 THRU 12/31/22. - ADOPTED
50. PERSONNEL COMMITTEE: CONFIRM MAYOR'S REAPPT OF JOHN RUSS TO BD OF BLDG APPEALS COMMENCING 1/1/20 THRU 12/31/22. - ADOPTED
51. PERSONNEL COMMITTEE: CONFIRM MAYOR'S REAPPT OF MICHAEL ABBOTT TO CANTON CONSTRUCTION BD COMMENCING 1/1/20 THRU 12/31/22. - ADOPTED
52. PERSONNEL COMMITTEE: CONFIRM MAYOR'S REAPPT OF DAVE GRABOWSKY TO CANTON CONSTRUCTION BD COMMENCING 1/1/20 THRU 12/31/22. - ADOPTED
53. PERSONNEL COMMITTEE: CONFIRM MAYOR'S REAPPT OF DAVID KIRVEN TO CANTON CONSTRUCTION BD COMMENCING 1/1/20 THRU 12/31/22. - ADOPTED
54. PERSONNEL COMMITTEE: CONFIRM MAYOR'S REAPPT OF JOHN STONE TO TREE COMMISSION COMMENCING 1/1/20 THRU 12/31/21. - ADOPTED
55. PERSONNEL COMMITTEE: CONFIRM MAYOR'S REAPPT OF MAUREEN AUSTIN AS PUBLIC APPOINTEE TO STARK CO REGIONAL PLANNING COMMISSION COMMENCING 1/1/20 THRU 12/31/21. - ADOPTED

COMMUNICATIONS:

415. PLANNING COMMISSION: REQ REPLAT OF LOTS 8817, 8818 AND 8819 LOCATED AT 1317 AND 1309 FULTON RD NW FOR MICHAEL AND MONICA MCATEE AND ETHEL KING (PARCELS 219739 AND 229148), WARD 1. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
416. PLANNING COMMISSION: APPROVE WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR CENTRAL ALLIED ENTERPRISES-COLUMBUS RD NE ANNEX, WARD 6. - ANNEXATION COMMITTEE
417. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO AGMT FOR AND ACCEPT \$14,562.00 IN GRANT FUNDS FROM OH LAW ENFORCEMENT BODY ARMOR PROG; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
418. SERVICE DIRECTOR HIGHMAN: INFORM COUNCIL, PURSUANT TO SECS 105.01(b)(1) AND 105.01(b)(5) OF CODIFIED ORD, THAT CITY WILL NOT BE ENTERING INTO PROJECT LABOR AGMT (PLA) FOR TURBINE SERVICE PUMP REPAIR AND WELL MAINTENANCE PROG. - RECEIVED & FILED
419. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR AULTMAN CANCER CTR PUBLIC UTILITIES RELOCATION PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - ENVIRONMENTAL & PUBLIC UTILITIES AND FINANCE COMMITTEES

COMMUNICATIONS CONTINUED:

420. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO APPLY FOR, ENTER INTO AGMT FOR AND RECEIVE FUNDS FROM ANY AND ALL POTENTIAL FUNDING SOURCES, INCLUDING BUT NOT LIMITED TO THOSE OUTLINED IN THIS COMMUNICATION. - FINANCE COMMITTEE
421. SERVICE DIRECTOR HIGHMAN: AUTHORIZE APPROPRIATE APPOINTING AUTHORITY, DURING CALENDAR YR 2020, TO SELL CITY OWNED PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE OR IS OBSOLETE OR UNFIT FOR ACQUIRED USE, BY INTERNET AUCTION PURSUANT TO ORC 721.15(D); AUTHORIZE INTERNET AUCTIONS TO BE CONDUCTED UNDER AUTHORITY AND DIRECTION OF SERV DIR AND/OR DESIGNEE(S); AUTHORIZE INTERNET AUCTIONS TO BE CONDUCTED BY PUBLIC SURPLUS INTERNET AUCTION SERVICE, PO BOX 530861, HENDERSON NV 89053; REQUIRE ALL INTERNET AUCTION SALES BE CONDUCTED PURSUANT TO RULES AND REGS PROMULGATED AND IN EFFECT FOR PUBLICSURPLUS.COM; REQUIRE THAT FOR EACH INTERNET AUCTION SALE, BIDDING SHALL REMAIN OPEN FOR NOT LESS THAN (10) DAYS, INCLUDING SAT, SUN AND LEGAL HOLIDAYS; AUTHORIZE SERV DIR AND/OR DESIGNEE(S) TO ESTABLISH MINIMUM PRICES FOR ITEMS BEING SOLD VIA INTERNET AUCTION; REQUIRE PRIOR TO PERFORMANCE OF ANY INTERNET AUCTION THAT SERV DIR AND/OR DESIGNEE(S) PROVIDE ADVERTISED AND POSTED NOTICES PURSUANT TO ORC 721.15(D). - FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
422. SERVICE DIRECTOR HIGHMAN: REAUTHORIZE ORDINANCES LISTED IN EXH A; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO COMPLETE CONTRACTS PREVIOUSLY AUTHORIZED BY SAID ORDINANCES CONTAINED IN EXH A; AUTHORIZE LAW DIRECTOR, IN CONJUNCTION WITH APPROPRIATE APPOINTING AUTHORITY, TO MAKE ANY MINISTERIAL CHANGES, SUCH AS DATE CORRECTIONS, TO FOREGOING REENACTED CONTRACTS PROVIDED CHANGES OR AMENDMENTS DO NOT INVOLVE ADDT'L COSTS OR RESULT IN SUBSTANTIVE CHARGES; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
423. SERVICE DIRECTOR HIGHMAN
SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO VARIOUS CONTRACTS PURSUANT TO CANTON CODIFIED ORD SEC 105.09 FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES LISTED ON EXH A DURING 2020 CALENDAR YR; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO PROF SERVICES CONTRACTS PURSUANT TO CANTON CODIFIED ORD SEC 105.10 FOR APPLICABLE PROF SERVICES LISTED ON EXH A DURING 2020 CALENDAR YR; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACTS PURSUANT TO ORC SEC 735.05 WITH QUALIFIED NONPROFIT AGENCIES AS DEFINED IN ORC SECS 4115.31 TO 4115.35 FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES LISTED ON EXH A DURING 2020 CALENDAR YR; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACT FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES LISTED ON EXH A DURING 2020 CALENDAR YR UTILIZING ANY PURCH PROCESS AUTHORIZED BY EITHER ORC OR CANTON CODIFIED ORD; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CHANGE ORDERS AND/OR CONTRACT AMENDMENTS FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES LISTED ON EXH A DURING 2020 CALENDAR YR; AUTHORIZE SAID CONTRACTS TO BE MULTIPLE YR CONTRACTS AND/OR CONTAIN RENEWAL PROVISIONS WHERE REQUIRED OR BENEFICIAL TO CITY; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

(COUNCIL RECESSED AT 7:16 PM FOR THE JUDICIARY COMMITTEE TO DISCUSS O#1; RECONVENED AT 7:17 PM)

- 242/2019** 1. OBJECT TO RENEWAL OF FOUR LIQUOR PERMITS LOCATED WITHIN CITY; EMERGENCY (R BAR & GRILL, RUBY SALOON, MILLS PLACE & PATIO & CANTON NEGRO OLD TIMERS)
Referred to Judiciary Committee

(COUNCIL RECESSED AT 7:17 PM FOR THE FINANCE COMMITTEE TO DISCUSS O#2; RECONVENED AT 7:18 PM)

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

- 243/2019** 2. AUTHORIZE MAYOR TO ENTER INTO PROFESSIONAL SERVICES AGMT WITH ZENITH SYSTEMS, INC. IN AMT NOT TO EXCEED \$45,200 FOR AUDIO/VISUAL HARDWARE, INSTALLATION AND CONFIGURATION OF UPGRADED SOFTWARE; EMERGENCY (MUNICIPAL COURT)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING: (None)**ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE:**

- 244/2019** 3. AMEND CHAPTER 331 OF TRAFFIC CODE OF CANTON CODIFIED ORD (ROLLING COAL)

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

- 245/2019** 4. AMEND APPROP O#50/2019; EMERGENCY (\$18,000.00 SUPP APPROP FR UNAPPROP BAL OF 2795 JUSTICE REINVEST GRANT FUND TO 2795 701001 JUDGES ADMIN - OTHER)

AMENDED

- 246/2019** 5. ADOPT TEMP APPROP FOR OPERATING AND CAPITAL EXPENDITURES OF CITY OF CANTON, OH FOR FISCAL YR 2020; AUTHORIZE ONE (1) TIME ADDITIONAL OR 27TH PAY IN 2020 FOR ALL ELECTED OFFICIALS AND SALARIED PERSONNEL; EMERGENCY (BUDGET)

- 247/2019** 6. AMEND SEC 1312.04, REQUIREMENTS FOR GENERAL CONSTRUCTION CONTRACTOR'S REGISTRATION OF CHAP 13 OF BLDG CODE; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS: None

MISCELLANEOUS BUSINESS: Member Scaglione wished everyone a Merry Christmas and mentioned that President Sherer's birthday is on Christmas Day and Member Babcock and Beth and Jill in the Council Office are also celebrating birthdays this month. He wished them all a happy birthday. Law Director Bates Aylward thanked Member Smith for being a great leader this past term. She was the first female Law Director and Member Smith was the first female Majority Leader and she very much enjoyed working with her. She also welcomed Member Smuckler, a seasoned and experienced colleague, as their new leader and said she is looking forward to working with him. She wished everyone a Merry Christmas. Member Smuckler credited Member Smith, as Majority Leader, for helping to get Issue 13 passed and personally thanked her for her many accomplishments over the past two years. (*Applause*) Mayor Bernabei stated that he and the Administration enjoyed a wonderful working relationship the past two years with Majority Leader Smith and Assistant Majority Leader Babcock. He also said that they look forward to working with incoming Majority Leader Smuckler. He thanked Member Smith for stepping up as Majority Leader in solving many issues and challenges. Member Babcock teased the Mayor about needing tips when age 70 comes. (*Laughter*)

QUOTE OF THE WEEK: "Christmas Eve, it's the one night of the year when we all act a little nicer, smile a little easier and cheer a little more. For a couple of hours out of the whole year we are the people that we always hoped that we would be." -Bill Murray

ADJOURNMENT: 7:35 PM