

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

CANTON CITY COUNCIL

JANUARY 27, 2020

**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 2<sup>nd</sup> Rdg O#11 - O#14)

**PUBLIC HEARINGS:**

7:00 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX TERRITORY KNOWN AS THE CENTRAL ALLIED ENTERPRISES - COLUMBUS RD NE ANNEXATION AREA CONTAINING APPROX 10.304 ACRES, ASSIGNING SAID TERRITORY TO WARD 6, ZONING SAID TERRITORY AS I-1 (LIGHT INDUSTRIAL); EMERGENCY (NO SPEAKERS) **SEE O#6/2020**

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

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

**INFORMAL RESOLUTIONS:** None

**COMMUNICATIONS:**

- 35 APPLICANT, ANDREW LONCAR: REQ VACATION OF PORTION OF HURSH PL NW FR EAST RIGHT OF WAY OF BROAD AVE NW TO WEST LINE OF PARCEL #285089 FOR 2707 TUSCARAWAS, LLC (WARD 3). - PLANNING COMMISSION
- 36. AUDITOR MALLONN: CERTIFICATE OF TOTAL AMT FR ALL SOURCES FOR 2020. - RECEIVED & FILED
- 37. DEPUTY MAYOR WILLIAMS: REQ WITHDRAWAL OF COM #24 FROM JANUARY 13, 2020 AGENDA. - RECEIVED & FILED
- 38. DEPUTY MAYOR WILLIAMS: AUTH AUDITOR TO PAY MORAL OB IN AMT OF \$175,000.00 FOR ECONOMIC DEVELOPMENT SERVS TO CANTON REGIONAL CHAMBER OF COMMERCE (SERVS PERFORMED ON BEHALF OF CITY OF CANTON IN 2019). - FINANCE AND COMMUNITY ECONOMIC & DEVELOPMENT COMMITTEES
- 39. DEPUTY MAYOR WILLIAMS: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERVS FUNDING AGMT WITH CANTON REGIONAL CHAMBER OF COMMERCE (CHAMBER) IN AMT OF \$175,000.00 PER YR FR 1/1/20 THRU 12/31/21 FOR PURPOSE OF ADVANCING, ENCOURAGING AND PROMOTING INDUSTRIAL, ECONOMIC, COMMERCIAL AND CIVIC DEVELOPMENT OF THE COMMUNITY. - FINANCE AND COMMUNITY ECONOMIC & DEVELOPMENT COMMITTEES
- 40. FINANCE DIRECTOR CROUSE: APPROVE FUNDING OF CANTON COMMUNITY IMPROVEMENT CORP (CCIC) FOR TWO-YEAR PERIOD, BEGINNING 1/1/20 THRU 12/31/21, IN TOTAL AMT OF \$75,000.00 PER YR; EMERGENCY. - FINANCE COMMITTEE
- 41. LAW DIRECTOR BATES AYLWARD: AUTH AUDITOR TO PAY MORAL OB IN AMT OF \$2,340.00 FOR STARK CO. PUBLIC DEFENDER'S OFFICE LEGAL SERVS FOR MUNICIPAL ORD REPRESENTATION. - FINANCE COMMITTEE
- 42. LIQUOR CONTROL DIV (OHIO): REQ TRF OF C1, C2, D6 PERMIT FR HARMONT QUICK STOP LLC DBA HARMONT QUICK STOP TO ALL STAR BEVERAGE LLC @ 3325 HARMONT AVE NE (WARD 6). - RECEIVED & FILED
- 43. LIQUOR CONTROL DIV (OHIO): HRG NOTICE FOR 2020/2021 RENEWAL APPLICATION FOR CANTON NEGRO OLD TIMERS ATHLETIC ASSOC. DBA OLD TIMERS ACTIVITY CENTER SET FOR 2/12/20 @ 10:00 AM IN COUNCIL CHAMBERS. - RECEIVED & FILED
- 44. LIQUOR CONTROL DIV (OHIO); HRG NOTICE FOR 2020/2021 RENEWAL APPLICATION FOR MARK & FRANCES MILLS DBA MILLS PLACE SET FOR 2/12/20 @ 11:00 AM IN COUNCIL CHAMBERS. - RECEIVED & FILED
- 45. LIQUOR CONTROL DIV (OHIO): HRG NOTICE FOR 2020/2021 RENEWAL APPLICATION FOR RUBY MANAGEMENT, LLC DBA RUBY SALOON SET FOR 2/12/20 @ 12:30 PM IN COUNCIL CHAMBERS. - RECEIVED & FILED
- 46. PLANNING COMMISSION: REQ VACATION OF PART OF HURSH PL NW FR EAST RIGHT OF WAY OF BROAD AVE NW TO WEST LINE OF PARCEL #285089 AND REPLAT OF PART OF LOTS 11804, 11807 AND 11808 AND ALL OF LOTS 11805 AND 11821 AND VACATED PORTION OF HURSH PL NW, WARD 3 (2707 TUSCARAWAS LLC) (PUBLIC HRG WAIVED). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

**COMMUNICATIONS CONTINUED:**

47. PLANNING COMMISSION: REQ VACATION OF PART OF ROSLYN AVE SW AND REPLAT OF ALL OF LOTS 30240 - 30252, LOTS 30254 - 30282, LOTS 40866 - 40891, PART OF LOT 30253, PART OF OUTLOT 633 AND PART OF OUTLOT 634 (3224 NAVARRE RD SW), WARD 5 (RWP LEASING LLC) (PUBLIC HRG WAIVED). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
48. PLANNING COMMISSION: REQ ZONE CHANGE 1250 BEDFORD AVE SW (PARCELS 200589 - 200597, 242483 AND 242485) FR I-1 LIGHT INDUSTRIAL TO PI-2 PLANNED HEAVY INDUSTRIAL, WARD 5 (SHERRY TOTH INC). - JUDICIARY COMMITTEE
49. SERVICE DIRECTOR HIGHMAN: AUTH AUDITOR TO PAY MORAL OB TO DAVE'S ASPHALT CONCRETE AND SEALING IN AMT OF \$3,800.00 FOR REPAIR OF INTERSECTION OF 13<sup>TH</sup> ST NW, HARRISON AVE. NW AND INTERSTATE 77; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE
50. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS FOR PURCH OF ONE (1) FRONT LOADING SANITATION PACKER AND RETROFITTING OF SEVEN (7) REAR LOADING PACKER TRUCKS WITH DUAL TIPPERS; ALTERNATIVELY AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT FOR PURCH OF ITEMS IN ACCORD WITH ANY PROCUREMENT PROCESS AUTH BY ORC OR CANTON COD ORD; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES
51. SERVICE DIRECTOR HIGHMAN: AUTH AND DIRECT AUDITOR TO PAY BEAVER EXCAVATING COMPANY ANY AND ALL MORAL OBS RELATED TO CHANGE OF FUNDING SOURCES; RETRO AUTH ACTIONS TAKEN PRIOR TO PASSAGE OF ORD; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (12<sup>TH</sup> ST NW BRIDGE REPLACEMENT AND STREETScape PROJECT, G.P. 1160, PID 90671 - CHANGE ORDER 10). - FINANCE COMMITTEE
52. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH BURGESS & NIPLE FOR DESIGN OF HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT IN AMT NOT TO EXCEED \$93,800.00; AMEND APPROP O#246/2019 (\$93,800.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207068 HARVARD AVENUE AREA WATER MAIN REPLACEMENT PROJECT - OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES
53. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH CT CONSULTANTS, INC. FOR DESIGN OF 34<sup>TH</sup> STREET AREA WATER MAIN REPLACEMENT PROJECT IN AMT NOT TO EXCEED \$93,000.00; AMEND O#246/2019 (\$93,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207067 34<sup>TH</sup> STREET AREA WATER MAIN REPLACEMENT PROJECT - OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES
54. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR PROJ; AUTH MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS AGMT FOR CONSTRUCTION OVERSIGHT SERVS FOR PROJ; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO AGMT FOR GRANT FUNDS FOR PROJ FROM ODOT; AUTH AUDITOR TO ESTABLISH AND CREATE FUND 4590 (13<sup>TH</sup> ST. NW ROADWAY RECONSTRUCTION PROJECT, 1248, PID 104873) FOR TRACKING PROJ REVENUES AND EXPENDITURES; AMEND APPROP O#246/2019 (\$925,056.00 SUPP APPROP FR UNAPPROP BAL OF 4590 13<sup>TH</sup> ST. NW ROADWAY RECONSTRUCTION PROJECT, 1248, PID 104873 FUND TO 4590 202057 13<sup>TH</sup> ST. NW ROADWAY RECONSTRUCTION PROJECT, 1248 PID 104873 - OTHER; \$170,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 202057 13<sup>TH</sup> ST. NW ROADWAY RECONSTRUCTION PROJECT, 1248, PID 104873 - OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; CITY WILL NOT ENTER INTO PROJECT LABOR AGMT (PLA) FOR PROJ; EMERGENCY. - PUBLIC SAFETY & THOROUGHFARES, PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES

**COMMUNICATIONS CONTINUED:**

55. SERVICE DIRECTOR HIGHMAN: AMEND O#100/2011, AS AMENDED, TO ESTABLISH ATTACHED EXHIBIT AS CLASSIFICATION PLAN FOR SERV DIR'S WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY AND TREATMENT DIVISION (WATER DEPT) MANAGEMENT AND NON-BARGAINING PERSONNEL; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - PERSONNEL AND FINANCE COMMITTEES
56. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF 12/31/19. - RECEIVED & FILED
57. TREASURER PEREZ: RPT OF DEPOSITS AND PAY-INS FOR AMBULANCE LOCK BOX ACCT FOR DECEMBER, 2019. - RECEIVED & FILED
58. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR MONTH OF DECEMBER, 2019. - RECEIVED & FILED
59. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS AS OF 12/31/19. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AMEND AGMT BETWEEN CITY OF CANTON AND CANTON COMMUNITY IMPROVEMENT CORP AUTHORIZED BY O#244/88; EMERGENCY  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 2. AUTH MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROP NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 3. AUTH AUDITOR TO PAY ALL MORAL OBS FOR DELL MARKETING LP EXPENSES; EMERGENCY (COMPUTERS FOR LAW DEPT & CIVIC CTR - \$30,297.26)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 4. AUTH AUDITOR TO PAY ALL MORAL OBS FOR OARNET EXPENSES; EMERGENCY (HIGH SPEED INTERNET CONNECTION IN INNOVATION DISTRICT- \$8,500.00)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AMEND APPROP O#246/2019; EMERGENCY (\$530,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS OPERATING FUND TO 5201 207046 44<sup>TH</sup> ST. NW WATER MAIN REPL PROJ - OTHER; \$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUND TO 4501 206006 COLLECTION SYSTEM DEPARTMENT - OTHER) (44<sup>TH</sup> ST. NW WATER MAIN REPL PROJ, CLEANING OF STORM SEWERS @ U.S. RT 30)  
Referred to Finance and Public Property Capital Improvement Committees
- 1<sup>ST</sup> RDG 6. AMEND CHAPTER 110 OF ADMINISTRATIVE CODE (PUBLIC RECORDS)  
Referred to Judiciary Committee
- 1<sup>ST</sup> RDG 7. AUTH WAGE INCREASE FOR MGMT AND NON-BARGAINING UNIT PERSONNEL; EMERGENCY (2% RETRO TO 1/1/20)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 8. ACCEPT RECOMMENDATION OF MAYOR CONCERNING ESTABLISHMENT OF COMMUNITY ENTERTAINMENT DISTRICT AND DESIGNATING CERTAIN PROP IN CITY OF CANTON AS COMMUNITY ENTERTAINMENT DISTRICT PURSUANT TO ORC SECTION 4301.80; EMERGENCY  
Referred to Downtown Development and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 9. AUTH MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH ARCADIS IN AMT NOT TO EXCEED \$324,571.00; AMEND APPROP O#246/2019; EMERGENCY (\$324,571.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207066 WATER DISTRIBUTION SYSTEM HYDRAULIC MODEL PROJECT - OTHER)  
Referred to Finance and Environmental & Public Utilities Committees
- 1<sup>ST</sup> RDG 10. AUTH MAYOR OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH ENVIRONMENTAL DESIGN GROUP (EDG) IN AMT NOT TO EXCEED \$49,279.00; EMERGENCY (MARKET AVE. SOUTH STREETScape PROJ, G.P. 1319 ENGINEERING DESIGN CONTRACT)  
Referred to Finance and Public Property Capital Improvement Committees

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:****(SUSPENDED RULE 22A TO ADD O#11 - O#14)**

- 2<sup>ND</sup> RDG 11. AUTH AUDITOR TO ENTER INTO 4-YR PROF SERV AGMT WITH JULIAN & GRUBE, INC. IN AMT NOT TO EXCEED \$25,400.00 ANNUALLY; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 12. AMEND CHAPTER 515, FAIR HOUSING OF CODIFIED ORD OF CITY OF CANTON (JUD)

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

- 2<sup>ND</sup> RDG 13. AUTH AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$34,540.00 TO GOVERNMENTJOBS.COM, INC. DBA NEOGOV; EMERGENCY (FIN)
- 2<sup>ND</sup> RDG 14. AUTH AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$6,990.00 TO OH TREASURER OF ST; EMERGENCY (MARCS SYSTEM) (FIN)

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

- 5/2020 15. APPROVE AND ACCEPT REPLAT OF LOTS 8817, 8818 AND 8819; EMERGENCY (1317 AND 1309 FULTON RD NW FOR MICHAEL AND MONICA MCATEE AND ETHEL KING (PARCELS 219739 AND 229148, WARD 1)
- 6/2020 16. AUTH CANTON TO ANNEX TERRITORY KNOWN AS THE CENTRAL ALLIED ENTERPRISES - COLUMBUS RD NE ANNEXATION AREA CONTAINING APPROX 10.304 ACRES, ASSIGN TERRITORY AS I-1 (LIGHT INDUSTRIAL) (WARD 6); EMERGENCY **PUB HRG 1/27/20 @ 7:00 PM**
- 7/2020 17. AUTH MAYOR OR SAF DIR TO ENTER INTO AGMT AND ACCEPT \$14,562.00 IN GRANT FUNDS FR OHIO BUREAU OF WORKER'S COMP OH LAW ENFORCEMENT BODY ARMOR PROG FOR FISCAL YR 2020 BULLETPROOF VEST PARTNERSHIP; EMERGENCY
- 8/2020 18. AUTH MAYOR, SERV DIR OR SAF DIR TO APPLY, ENTER INTO AGMT AND RECEIVE FUNDS FR MULTIPLE POTENTIAL FUNDING SOURCES FOR VARIOUS CITY PROJ; EMERGENCY
- 9/2020 19. AUTH APPROP APPOINTING AUTHORITY, DURING YR 2020, TO SELL CITY OWNED PERSONAL PROP NOT NEEDED FOR PUBLIC USE, OBSOLETE OR UNFIT FOR USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION PURSUANT TO ORC 721.15(D); EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, FEBRUARY 3, 2020 in Council Caucus Room at 6:15 PM**

- 1) Finance Committee
- 2) Public Property Capital Improvement Committee
- 3) Judiciary Committee
- 4) Community & Economic Development Committee
- 5) Environmental & Public Utilities Committee
- 6) Downtown Development Committee

**MISCELLANEOUS BUSINESS:** Member Hawk spoke regarding the skating event held downtown by Walsh College on January 17<sup>th</sup>. The event was sponsored by their Student Activity Committee, who brought over 200 students downtown. The students were exceptionally polite and very well mannered. Member Hawk was pleasantly surprised to see them interact with each other instead of being on their cellphones all night!

**QUOTE OF THE WEEK:** *"It's the one thing you can control. You are responsible for how people remember you - or don't. So don't take it lightly."* - Kobe Bryant

**ADJOURNMENT:** 7:15 PM

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 3, 2020 @ 7:00 PM**