

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

FEBRUARY 10, 2020

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#8 and O#9; 2nd Rdg O#10 - O#21; O#8 and O#9 adopted on 1st Rdg; O#26, O#27 and O#29 adopted as amended)

PUBLIC HEARINGS:

7:00 PM AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF COMMUNITY ENTERTAINMENT DISTRICT AND DESIGNATING CERTAIN PROP IN CITY OF CANTON AS COMMUNITY ENTERTAINMENT DISTRICT PURSUANT TO ORC SECTION 4301.80. (1 SPEAKER) **SEE O#22/2020**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Laura Simon, Kim Perez, Andrew Reo, Bob Forchione, Elaine Poulos, Jennifer Pine, Christine Breslin, Janet Hall, Angela Forchione, Bill Stathakaros and Lou Giavasis spoke about their concerns of hearing that the Cirelli Building lot could possibly be turned into a low to moderate income apartment complex. They are opposed because they feel it will raise the crime rate and decrease their property value. Stephanie Sweany spoke about her Canton Kindness Coalition. She stated that next week is the Random Acts of Kindness Week and passed out the weekly schedule. One of her associates passed out gifts to Council and the Administration. Kimberly Bell felt that Council and the Administration should be ashamed of selling the Cirelli Bldg for \$1.00 instead of getting more money for it, and they should be ashamed of using money on the HOF, Centennial Plaza and the DoubleTree Hotel. She feels that these funds should be used to help low income people living in the city.

INFORMAL RESOLUTIONS:

12. COUNCIL-AS-A-WHOLE: CONGRATULATING PAUL MARTIN FOR HIS DECADES OF PUBLIC SERV TO THE CITY OF CANTON . - ADOPTED
13. MAJORITY LEADER SMUCKLER: AUTH AND DIRECT SAF DIR TO OPEN ONE OR MORE PURCH ORDERS IN TOTAL AMT NOT TO EXCEED \$35,000.00 FOR REPAIR OF A LADDER TRUCK 686 FOR FIRE DEPT. - ADOPTED

COMMUNICATIONS:

67. AGENT FOR PETITIONER SLIMAN: COPY OF ANNEX PETITION DOCS FILED WITH STARK CO. COMMISSIONERS FOR THE HOF VILLAGE #6 ANNEXATION. - RECEIVED & FILED
68. ANNEXATION CHAIRMAN HAWK: REQ STATEMENT OF SERVICES FOR HOF VILLAGE #6 ANNEXATION OF 1.950 ACRES IN PLAIN TWP. - ANNEXATION COMMITTEE
69. DEPUTY MAYOR WILLIAMS: AUTH AUDITOR TO PAY MORAL OB IN AMT OF \$37,007.11 TO STARK COUNTY COMMUNITY ACTION AGENCY (S.C.C.A.A.) FOR WORK PERFORMED AS PART OF YOUTH CAREER EXPLORATION PROGRAM (Y-CEP); EMERGENCY. - FINANCE COMMITTEE
70. MAYOR BERNABEI: REPORT ON ISSUE 13 DETAILING REVENUES AND EXPENDITURES FR 7/1/18 THRU 12/31/19. - RECEIVED & FILED
71. SAFETY DIRECTOR PERRY: REQ RATIFICATION OF TENTATIVE AGMT BETWEEN CITY OF CANTON AND CANTON POLICE PATROLMAN'S ASSOCIATION (CPPA) RESULTING FR CONTRACT NEGOTIATIONS; AGMT TO RUN FR 1/1/20 THRU 12/31/21. - FINANCE AND PERSONNEL COMMITTEES
72. SAFETY DIRECTOR PERRY: AUTH SAF DIR TO ENTER ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$35,000.00 FOR REPAIR WORK FOR ONE (1) LADDER TRUCK 686 (FIRE DEPT). - RECEIVED & FILED
73. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH STARK CO, OH, AUDITOR AND AUTOMATED DATA PROCESSING BOARD OF STARK CO, OH FOR GEOGRAPHIC INFORMATION SYSTEMS (GIS) COORDINATION SERVS; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTH AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$175,000.00 TO CANTON REGIONAL CHAMBER OF COMMERCE FOR ECONOMIC DEVELOPMENT SERVS; AUTH MAYOR TO ENTER INTO PROF SERVS AGMT WITH CANTON REGIONAL CHAMBER OF COMMERCE; EMERGENCY (SERVS PERFORMED IN 2019)
Referred to Finance and Community & Economic Development Committees
- 1ST RDG 2. AUTH MAYOR TO ENTER INTO TWO-YR PROF SERVS AGMT WITH CANTON REGIONAL CHAMBER OF COMMERCE IN AN AMT NOT TO EXCEED \$175,000.00 PER YR FOR YRS 2020 AND 2021 FOR PURPOSE OF ADVANCING, ENCOURAGING, AND PROMOTING INDUSTRIAL, ECONOMIC, COMMERCIAL AND CIVIC DEVELOPMENT OF COMMUNITY; EMERGENCY
Referred to Finance and Community & Economic Development Committees

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 3. AUTH MAYOR OR SERV DIR TO APPLY FOR, ENTER INTO AGMT FOR AND RECEIVE LEAD HAZARD REDUCTION GRANT FUNDS IN AMT OF \$3,000,000.00 AND HEALTHY HOMES GRANT FUNDS IN AMT OF \$300,000.00 FR DEPT OF HOUSING AND URBAN DEVELOPMENT; AUTH AUDITOR TO ESTABLISH AND CREATE 2218 LEAD HAZARD REDUCTION FUND AND 2223 HEALTHY HOME FUND; AUTH MAYOR OR SERV DIR TO ENTER INTO ALL PROF SERVS CONTRACTS NECESSARY TO ALLOW EFFECTIVE OPERATION OF PROG DURING GRANT PERIOD; AMEND APPROP O#246/2019; EMERGENCY (\$220,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$800,000.00 SUPP APPROP FR UNAPPROP BAL OF 2218 LEAD HAZARD REDUCTION FUNDS TO 2218 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 2223 HEALTHY HOME FUND TO 2223 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$220,000.00 INTER-FUND TRF FR 1001 506001 COMMUNITY DEVELOPMENT ADMIN - TRF OUT TO 2218 506001 COMMUNITY DEVELOPMENT ADMIN - TRF IN - \$200,000.00, TO 2223 506001 COMMUNITY DEVELOPMENT ADMIN - TRF IN - \$20,000.00)
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 4. AUTH MAYOR OR SAF DIR TO ENTER INTO PARKING LEASE AGMT WITH SCHAUER INDEPENDENT INS SERVS; EMERGENCY (MILLENNIUM PARKING GARAGE - 10 YRS)
Referred to Finance and Public Property Capital Improvement Committees
- 1ST RDG 5. ALLOW TRF OF UNUSED STIMULUS GRANT FUNDS REMAINING IN FUND TO GENERAL FUND; AMEND APPROP O#246/2019; EMERGENCY (\$7441.72 SUPP APPROP FR UNAPPROP BAL OF 2780 FY19 BULLET PROOF VEST PARTNERS GRANT FUND TO 2780 102009 POLICE - 2009 STIMULUS - OTHER; \$7441.72 INTER-FUND TRF FR 2780 102009 POLICE - 2009 STIMULUS - TRF OUT TO 1001 102001 POLICE ADMIN - TRF IN)
Referred to Finance Committee
- 1ST RDG 6. AUTH ANNUAL SALARY OF \$56,000.00 FOR POLICE DEPT FISCAL MANAGER HIRE WITH TEN DAYS VACATION IN 2020 AND RETURN TO APPLICABLE CITY VACATION SCHEDULE IN 2021; EMERGENCY
Referred to Personnel and Finance Committees
- 1ST RDG 7. AUTH MAYOR OR SAF DIR TO ENTER INTO AGMT FOR AND ACCEPT \$58,756.00 IN GRANT FUNDS FR US DEPT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE; AUTH AUDITOR TO CREATE 2793 US DEPT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE; AUTH MAYOR OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRCT FOR PURCH OF ONE HUNDRED (100) BODY WORN CAMERAS, INCLUDING NECESSARY EQUIPMENT, SERVER LICENSE, WARRANTY AND TRAINING AND PURCH OF SIX (6) IN-CAR VIDEO SYSTEMS WITH EXTENDED WARRANTY; OR ALTERNATIVELY PURCH ITEMS IN ACCORD WITH ORC OR CANTON COD ORD; AMEND APPROP O#246/2019; EMERGENCY (\$117,512.00 SUPP APPROP FR UNAPPROP BAL OF 2793 US DEPARTMENT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE FUND TO 2793 102001 POLICE ADMINISTRATIVE - OTHER; \$117,512.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 102001 POLICE ADMINISTRATIVE - OTHER; \$58,756.00 INTER-FUND TRF/ADV FR 1001 102001 POLICE ADMINISTRATIVE - TRF OUT TO 2793 102001 POLICE ADMIN - TRF IN; \$58,756.00 INTER-FUND TRF/ADV FR 1001 102001 POLICE ADMINISTRATIVE - ADV OUT TO 2793 102001 POLICE ADMINISTRATIVE - ADV IN)
Referred to Finance Committee

(COUNCIL RECESSED AT 8:01 PM FOR THE FINANCE AND PERSONNEL COMMITTEES TO DISCUSS O#8; RECONVENED AT 8:02 PM)

- 15/2020 8. APPROVE COLLECTIVE BARGAINING AGMT BETWEEN CITY OF CANTON AND CANTON POLICE PATROLMAN'S ASSOCIATION; EMERGENCY (IN EFFECT FR 1/1/20 TO 12/31/21)
Referred to Finance and Personnel Committees

(COUNCIL RECESSED AT 8:02 PM FOR THE ANNEXATION COMMITTEE TO DISCUSS O#9; RECONVENED AT 8:03 PM)

- 16/2020 9. APPROVE STATEMENT OF SERVS BE PROVIDED TO PROP OWNERS IN HOF VILLAGE #6 ANNEXATION AREA, APPROX DATE SERVS WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON BEING ANNEXED TO THE CITY OF CANTON; EMERGENCY
Referred to Annexation Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#10 - O#21)

- 2ND RDG 10. AMEND AGMT BETWEEN CITY OF CANTON AND CANTON COMMUNITY IMPROVEMENT CORP AUTHORIZED BY O#244/88; EMERGENCY (C&E)
- 2ND RDG 11. AUTH MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROP NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (C&E)
- 2ND RDG 12. AUTHORIZE FUNDING OF CANTON COMMUNITY IMPROVEMENT CORP FOR 2-YR PERIOD UTILIZING GENERAL FUND DOLLARS IN TOTAL AMT OF \$75,000.00 PER YR; EMERGENCY (FIN)
- 2ND RDG 13. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$2,340.00 FOR STARK CO PUBLIC DEFENDER'S OFFICE LEGAL SERVS; EMERGENCY (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 14. VACATE PORTION OF ROSLYN AVE SW; APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 30240-30252, LOTS 30254-30282, LOTS 40866-40891, PART OF LOT 30253 AND PART OF OUTLOTS 633 AND 634 AND VACATED PORTION OF ROSLYN AVE SW; DEDICATE PUBLIC TURN AROUND EASEMENT LOCATED ON LOT 30263 AT NORTH TERMINUS OF ROSLYN AVE SW; EMERGENCY (3224 NAVARRE RD SW, WILLIAM LOGAN, JR FOR RWP LEASING LLC) (PS&T)
- 2ND RDG 15. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$3,800.00 TO DAVE'S ASPHALT CONCRETE AND SEALING FOR REPAIR OF INTERSECTION OF 13TH ST NW, HARRISON AVE NW AND I-77; EMERGENCY (FIN)
- 2ND RDG 16. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR PURCH OF (1) FRONT LOADING SANITATION PACKER AND RETROFITTING OF (7) REAR LOADING PACKER TRUCKS WITH DUAL TIPPERS; OR TO ALTERNATIVELY PURCH SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; EMERGENCY (PPCI & FIN)
- 2ND RDG 17. AUTHORIZE AUDITOR TO PAY ALL MORAL OBS RELATED TO CHANGE OF FUNDING SOURCES TO BEAVER EXCAVATING CO; EMERGENCY (12TH ST NW BRIDGE REPLACEMENT & STREETScape PROJ; GP 1160, PID 90671-CHANGE ORDER 10) (FIN)
- 2ND RDG 18. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH BURGESS & NIPLE IN AMT NOT TO EXCEED \$93,800.00; AMEND APPROP O#246/2019; EMERGENCY (\$93,800.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207068 HARVARD AVE AREA WATER MAIN REPLACEMENT PROJ - OTHER) (FIN & E&PU)
- 2ND RDG 19. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH CT CONSULTANTS, INC. IN AMT NOT TO EXCEED \$93,000.00; AMEND APPROP O#246/2019; EMERGENCY (\$93,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207067 34TH STREET AREA WATER MAIN REPLACEMENT PROJ - OTHER) (FIN & E&PU)
- 2ND RDG 20. AUTHORIZE MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS; AND ENTER INTO AGMT FOR GRANT FUNDS FOR PROJ FROM ODOT; AUTHORIZE AUDITOR TO ESTABLISH 4590 13TH ST NW ROADWAY RECONSTRUCTION PROJ, GP 1248, PID 104873 FUND; AMEND APPROP O#246/2019; EMERGENCY (\$925,056.00 SUPP APPROP FR UNAPPROP BAL OF 4590 13TH ST NW ROADWAY RECONSTRUCTION PROJ, 1248 PID 104873 FUND TO 4590 202057 13TH ST NW ROADWAY RECONSTRUCTION PROJ, 1248, PID 104873 - OTHER; \$170,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 202057 13TH ST NW ROADWAY RECONSTRUCTION PROJ, 1248 PID 104873 - OTHER) (PS&T, PPCI & FIN)
- 2ND RDG 21. AMEND O#100/2011, AS AMENDED, TO ESTABLISH ATTACHED EXHIBIT AS CLASSIFICATION PLAN FOR SERV DIR'S WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY AND TREATMENT DIV (WATER DEPT) MANAGEMENT AND NON-BARGAINING PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (PERS & FIN)

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

- 17/2020 22. AUTH AUDITOR TO PAY ALL MORAL OBS FOR DELL MARKETING LP EXPENSES; EMERGENCY (COMPUTERS FOR LAW DEPT & CIVIC CTR - \$30,297.26)
- 18/2020 23. AUTH AUDITOR TO PAY ALL MORAL OBS FOR OARNET EXPENSES; EMERGENCY (HIGH SPEED INTERNET CONNECTION IN INNOVATION DISTRICT- \$8,500.00)
- 19/2020 24. AMEND APPROP O#246/2019; EMERGENCY (\$530,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS OPERATING FUND TO 5201 207046 44TH 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) (44TH ST. NW WATER MAIN REPL PROJ, CLEANING OF STORM SEWERS @ U.S. RT 30)
- 20/2020 25. AMEND CHAPTER 110 OF ADMINISTRATIVE CODE (PUBLIC RECORDS)

AMENDED AS

- 21/2020 26. AUTH WAGE INCREASE FOR MGMT AND NON-BARGAINING UNIT PERSONNEL; EMERGENCY (2% RETRO TO 1/1/20)

AMENDED AS

- 22/2020 27. 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

PUB HRG 2/10/20 @ 7:00 PM

- 23/2020 28. 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)

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

24/2020 29. 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)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, FEBRUARY 24, 2020 in Council Caucus Room at 5:45 PM**

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

CITY UTILITY RATES PRESENTATION

MISCELLANEOUS BUSINESS: President Sherer wished Majority Leader Smuckler a happy birthday and Member Ferguson a belated happy birthday. Member Kimbrough announced that the Food Bank is going to have a program at Gibbs Leadership School on February 18th, from 5:00 - 6:00, on the space where the old Fisher Foods was located. There will be refreshments and a good giveaway. Member Smuckler mentioned that there will be no meeting next week due to President's Day. He also invited all Council Members to visit the Peel Coleman Center. He believes they're doing a wonderful job but thinks Council should see how money is being spent when they pass budgets. He commended Member Smith for the fantastic program she put together. Member Smuckler said that he and Member Kimbrough picked up a book on black history and encouraged Council to get it to see the contributions that the black community has made to the city of Canton. He thanked his wife for joining him at the Council meeting and stated that they spend birthdays and anniversaries doing some City Council events. They are proud of and in love with this community. Member Hawk expressed his pleasure in the quality of students in the community that come from the local colleges. Last Saturday the students from Malone University were at the skating rink and did an exceptional job of participating in the community. He feels both colleges should be supported and recognized in the community.

QUOTE OF THE WEEK: *"When your work speaks for itself, don't interrupt."* - Henry Kaiser

ADJOURNMENT: 8:27 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 24, 2020 @ 7:00 PM