

FINAL
A G E N D A
7:00 PM

JULY 13, 2020

CANTON CITY COUNCIL

ROLL CALL: Eleven Members Present

MOTION TO EXCUSE MEMBERS: Member Smith Absent for Roll Call; arrived during Public Speaks

INVOCATION: Jason Scaglione, Ward 3 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#4 & O#5; 2nd Rdg O#6 - O#10; O#4 & O#5 Adopted on 1st Rdg; O#6 Adopted on 2nd Rdg)

PUBLIC HEARINGS:

- 7:00 PM AN ORDINANCE DECLARING A DESIGNATED AREA OF THE CITY OF CANTON AS A TOURISM DEVELOPMENT DISTRICT, TO BE KNOWN AS THE HOF FITNESS TOURISM DEVELOPMENT DISTRICT, FOR THE PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO OHIO REVISED CODE SECTION 715.014; AND DECLARING THE SAME TO BE AN EMERGENCY (NO SPEAKERS) **O#128/2020**
- 7:01 PM AN ORDINANCE DECLARING A DESIGNATED AREA OF THE CITY OF CANTON AS A TOURISM DEVELOPMENT DISTRICT, TO BE KNOWN AS THE DOWNTOWN CANTON TOURISM DEVELOPMENT DISTRICT FOR THE PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO OHIO REVISED CODE SECTION 715.014; AND DECLARING THE SAME TO BE AN EMERGENCY (1 SPEAKER) **O#129/2020**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Aayyatt Mustafa spoke about prostitution and drug activity at the apartment buildings at 828 Shorb and 901 Shorb NW, which are very close to his home and business. On Friday night, the "Shorb Block Gang" entered his property and threatened him and his children. He has contacted the police at least 40 times and there have been probably ten reports about these apartment buildings. They are robbing him of his peace and quiet in his own home. As a solution, he is asking that Council grant his household and his business exclusive parking along the front and side of his property, other than emergency vehicles. Ray Mel Renshaw is a member of the Ohio Community Coalition who wants to help the community through better education plans, more community clubs, more businesses for black people and city festivals to raise money for kids with disabilities. He is homeless and he feels the City pays more attention to the Hall of Fame and tourism rather than the homeless situation. He would like to see more shelters for women and better programs and conditions within the existing shelters. Dan Fonte spoke about Canton considering trash carts. He is asking the Administration and Council to consider giving anyone who is on Homestead Exemption some sort of relief from increases to the garbage rates. If there are cost of living increases, these should be based on the Price Consumer Index for the elderly. He would also like to know if residents have to use the new containers or may they put bags out for pickup. He thanked the previous Council and Administration for adopting the Ordinance stating that people on a pension and Social Security do not have to pay City income tax. Curstynn Marks spoke about the policy manual of the Canton Police Department. The Ohio Community Coalition has read through it, and they feel it does not meet the standards that the Mayor claimed it did. At least five out of the eight standards have not been met, including not banning neck holds, not requiring de-escalation, and not requiring a verbal warning before any shooting of a handgun, taser or projectile. She also said they do not report all use of force. She is requesting that all eight measures be adopted. Nate Moran spoke about the events of May 29th when he feels that the Canton Police brutalized their own citizens through the use of chemical warfare. He does not feel that that is an appropriate response to a peaceful demonstration. The Canton Police policy manual states that OC gas and pepper spray are not to be used for crowd dispersal. He asked Council what they plan to do about this. Ashley Green spoke about police disciplinary record access. It has been since June 21st that these public records were requested, but they have not received them. She believes the citizens have a right to know and have access to these records. She also does not believe that the police should receive grants or any resources for military surplus gear. Nana Bradley spoke about minors being questioned by police without the presence of a parent or guardian. She said that minors don't know the laws, and she is requesting that the Canton Police create a policy requiring that a parent or guardian be present when a juvenile is being questioned and that a parent or guardian be immediately notified when a juvenile is being detained at school before they leave the school grounds. Skylark Bruce is again requesting that all on duty police officers wear body cameras, a public review of the events of May 29th and consequences for the officers who behaved improperly. She is also calling for justice for the daily traumas inflicted by Canton Police on black people, and wants to prevent future murders of black people by Canton Police. They are protesting because they believe change is possible and justice can happen. Tree Hugger (12) Mariah feels that homelessness needs to be addressed. Instead of unnecessary arrests, he believes the money should be used for housing for all homeless individuals. He also believes 12 year old children should be permitted to vote. Ida Ross Freeman spoke about an incident that occurred the first of the month on her street. She called the police three times because a woman was walking down the street asking for money who appeared to have mental issues. Ms. Ida called the police to do a wellness check. No one came out. Later there was a drive-by and the woman was shot. She feels that if the police had responded, the woman may not have been hurt. She also asked that the police do something about the "trap" house next door to her.

INFORMAL RESOLUTIONS:

28. MAJORITY LEADER SMUCKLER: AUTHORIZE AND DIRECT SAF DIR TO OPEN ONE OR MORE PURCH ORDERS IN TOTAL AMT NOT TO EXCEED \$47,000.00 FOR UPGRADING OF CAMERA SYSTEM WITH WI-FIBER FOR POLICE DEPT. – ADOPTED
29. PERSONNEL COMMITTEE: CONFIRM MAYOR'S APPT OF JILL PFEIFFER-WARD TO TREE COMMISSION COMMENCING 7/13/20 TO 12/31/20. - ADOPTED

COMMUNICATIONS:

230. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 6/30/20. – RECEIVED & FILED
231. AUDITOR MALLONN: MTHLY RPT BY FUND FOR 6/1/20 THRU 6/30/20. – RECEIVED & FILED
232. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/20 THRU 6/30/20. – RECEIVED & FILED
233. CHIEF OF POLICE ANGELO: RPT OF DEPOSITS AND PAY-INS TO AMBULANCE LOCK BOX FOR JUNE, 2020. – RECEIVED & FILED

COMMUNICATIONS CONTINUED:

234. DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO APPLY FOR, ENTER INTO AGMT FOR AND RECEIVE FAIR HOUSING PARTNERSHIP FUNDS FR DEPT OF HUD; AUTHORIZE AUDITOR TO ESTABLISH 2224 2020 FH PARTNERSHIP GRANT FUND FOR TRACKING GRANT REVENUE AND EXPENDITURES; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ALL PROF CONTRACTS NECESSARY TO ALLOW FOR EFFECTIVE OPERATION OF PROG DURING GRANT PERIOD USING ANY PROCESS IN CODIFIED ORD OR ORC; REQ \$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 505010 FAIR HOUSING DEPT – OTHER, \$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 2020 FH PARTNERSHIP GRANT FUND TO 2224 505010 FAIR HOUSING DEPT – OTHER AND \$10,000.00 INTER-FUND TRF FR 1001 505010 FAIR HOUSING DEPT – ADV OUT TO 2224 505010 FAIR HOUSING DEPT – ADV IN; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
235. DEPUTY MAYOR WILLIAMS: PROCEED WITH HOF VILLAGE HOTEL, LLC SPECIAL IMPROVEMENTS PROJS AS DESCRIBED IN PETITION AND RESOLUTION OF NECESSITY; ADOPT AND CONFIRM LIST OF SPECIAL ASSESSMENTS IN AMT SUFFICIENT TO PAY COSTS OF PROJ TO BE LEVIED AND ASSESSED; ASSESS SPECIAL ASSESSMENTS AGAINST PROPERTY COMMENCING IN TAX YR 2021 FOR COLLECTION IN 2022 TO CONTINUE THRU TAX YR 2038 FOR COLLECTION IN 2039; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
236. DEPUTY MAYOR WILLIAMS: AUTHORIZE CANTON CITY COUNCIL TO APPT ONE MEMBER TO CANTON REGIONAL ENERGY SPECIAL IMPROVEMENT DISTRICT CREATED VIA O#112/2020 ON 6/15/20, PURSUANT TO ORC SEC 1710.04. – PERSONNEL COMMITTEE
237. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ANY AND ALL CONTRACTS NECESSARY WITH WATCHGUARD FOR LEASE OF 130 BODY CAMS, 6 IN-CAR CAMS AND 3 YRS CLOUD STORAGE; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR LEASE OF SAID ITEMS IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY EITHER ORC OR CANTON CODIFIED ORD; AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO ANY AND ALL PROF SERVS CONTRACTS FOR INSTALLATION OF SAID HARDWARE AND SOFTWARE NEEDED FOR THIS PROJ; AUTHORIZE AUDITOR TO PAY ANY AND ALL MORAL OBS THAT ARISE WITH THIS PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; REQ \$116,190.26 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN – OTHER. – FINANCE COMMITTEE
238. SAFETY DIRECTOR PERRY: REQ INFORMAL RESOLUTION AUTHORIZING SAF DIR TO ENTER INTO ONE OR MORE PURCH ORDERS IN AMT NOT TO EXCEED \$47,000.00 FOR UPGRADING OF CAMERA SYSTEM WITH WI-FIBER FOR POLICE DEPT. – RECEIVED & FILED
239. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH ARCADIS FOR ENGINEERING SERVS DURING STRUCTURAL EVAL PHASE OF CROMER RESERVOIR IMPROVEMENT PROJ IN AMT OF \$258,205.00; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH OH WATER DEVELOPMENT AUTHORITY (OWDA) FOR PLANNING LOAN IN AMT NOT TO EXCEED \$258,205.00 FOR ENGINEERING SERVS DURING SAID PHASE OF CROMER RESERVOIR IMPROVEMENT PROJ; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE FUND 5242 CROMER RESERVOIR IMPROVEMENT PROJ FUND, UPON APPROVAL OF OWDA, TO RECEIVE ALL LOAN AND REVENUE PROCEEDS AND TRACK PROJ EXPENDITURES; REQ \$258,205.00 SUPP APPROP FR UNAPPROP BAL OF 5242 CROMER RESERVOIR IMPROVEMENT PROJ FUND TO 5242 207070 CROMER RESERVOIR IMPROVEMENT PROJ – OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES

COMMUNICATIONS CONTINUED:

240. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER #2 WITH WENGER EXCAVATING, INC. IN AMT OF \$140,000.00 FOR AULTMAN CANCER CTR PUBLIC UTILITIES RELOCATION PROJ, GP 1324; RETRO AUTHORIZE ANY AND ALL ACTIONS TAKEN PRIOR TO FINALIZATION OF CHANGE ORDER RESULTING FR THIS ORDINANCE; AUTHORIZE AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS NEEDED TO CLOSE OUT THIS PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. ADOPT CITY OF CANTON'S ALTERNATIVE TAX BUDGET FOR FISCAL YR ENDING 12/31/21; EMERGENCY
Referred to Finance Committee
- 1ST RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO EASEMENT AGMT WITH EAST OH GAS CO DBA DOMINION ENERGY OH (DEO) FOR INSTALLATION OF GAS PIPELINE; EMERGENCY (GUILFORD RD NW, PROJ NO 397027-014)
Referred to Environmental & Public Utilities Committee
- 1ST RDG 3. AUTHORIZE MAYOR OR SERV DIR TO: ENTER INTO PROF SERVS CONTRCT WITH BURGESS & NIPLE FOR ENGINEERING SERVS AND TO ENTER INTO AGMT WITH OH WATER DEVELOPMENT AUTHORITY FOR PLANNING LOAN IN AMT NOT TO EXCEED \$2,670,000.00; AUTHORIZE AUDITOR TO CREATE 5241 SUGAR CREEK WATER TREATMENT PLANT RENOVATION PROJ FUND; AMEND APPROP O#59/2020; EMERGENCY (\$2,670,000.00 SUPP APPROP FR UNAPPROP BAL OF 5241 SUGAR CREEK WATER TREATMENT PLANT RENOVATION PROJ FUND TO 5241 207069 SUGAR CREEK WATER TREATMENT PLANT RENOVATION PROJ – OTHER)
Referred to Finance and Environmental & Public Utilities Committees

(COUNCIL RECESSED AT 7:43 PM FOR FINANCE COMMITTEE TO DISCUSS O#4; RECONVENED AT 7:44 PM)

- 125/2020 4. AMEND APPROP O#59/2020; EMERGENCY (\$65,000.00 SUPP APPROP FR UNAPPROP BAL OF 2328 301019 PUBLIC HEALTH INFRASTRUCTURE FUND TO 2328 301019 PUBLIC HEALTH INFRASTRUCTURE – 600 PERSONNEL COSTS FOR \$20,000.00 AND TO 2328 301019 PUBLIC HEALTH INFRASTRUCTURE – 700 OTHER DIRECT COSTS FOR \$45,000.00)
Referred to Finance Committee

(COUNCIL RECESSED AT 7:44 PM FOR PERSONNEL COMMITTEE TO DISCUSS O#5; RECONVENED AT 7:45 PM)

- 126/2020 5. APPT WILLIAM SMUCKLER TO CANTON REGIONAL ENERGY SPECIAL IMPROVEMENT DISTRICT, INC (ESID) BOARD OF DIRECTORS; EMERGENCY
Referred to Personnel Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

(SUSPENDED RULE 22A TO ADD O#6 – O#10; O#6 ADOPTED)

- 127/2020 6. AUTH MAYOR OR SERV DIR TO ACCEPT PARCEL NO. 243103 FR HOF VILLAGE HOTEL II, LLC FOR SUBSEQUENT TRF TO CANTON COMMUNITY IMPROVEMENT CORPORATION; EMERGENCY (C&E)
(C&E)
- 2ND RDG 7. AUTH AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$6,156.00 TO BLACK MCCUSKEY SOUERS & ARBAUGH LPA; EMERGENCY (PROF SERVS RENDERED) (FIN)
- 2ND RDG 8. APPROVE AND ACCEPT REPLAT OF LOTS 21925, 21926 AND 21927; EMERGENCY (GANESH CANTON LLC) (PS&T)
- 2ND RDG 9. AUTH CANTON TO ANNEX TERRITORY KNOWN AS TIMKENSTEEL CORPORATION – 2505 SHEPLER CHURCH AVE SW ANNEXATION AREA CONTAINING APPROXIMATELY 7.431 ACRES, MORE OR LESS; ASSIGN SAID TERRITORY TO WARD 5; ZONING SAID TERRITORY AS I-2 HEAVY INDUSTRY DISTRICT; EMERGENCY **PUB HRG 7/27/20 @ 7:00 PM** (ANNEX)
- 2ND RDG 10. AUTH AUDITOR TO PAY CENTRAL ALLIED ENTERPRISES, INC. A MORAL OB IN AN AMT NOT TO EXCEED \$21,405.74 RELATED TO SHORB AVE. SANITARY SEWER EXTENSION AND MANHOLE CONSTRUCTION; EMERGENCY (FIN)

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

- 128/2020 11. DECLARE DESIGNATED AREA OF CITY OF CANTON AS TOURISM DEVELOPMENT DISTRICT, TO BE KNOWN AS THE HOF FITNESS TOURISM DEVELOPMENT DISTRICT, FOR PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO ORC SEC 715.014; EMERGENCY **PUB HRGS 6/29/20 @ 7:00 PM AND 7/13/20 @ 7:00 PM**
- 129/2020 12. DECLARE DESIGNATED AREA OF CITY OF CANTON AS TOURISM DEVELOPMENT DISTRICT, TO BE KNOWN AS THE DOWNTOWN CANTON TOURISM DEVELOPMENT DISTRICT, FOR PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO ORC SEC 715.014; EMERGENCY **PUB HRGS 6/29/20 @ 7:01 PM AND 7/13/20 @ 7:01 PM**

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

- 130/2020** 13. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO ONE (1) YR CONTRACT WITH OPTION OF TWO (2) ONE (1) YR EXTENSIONS WITH STARK METRO HOUSING AUTHORITY FOR VEHICLE MAINTENANCE AND FUEL SERVICES; EMERGENCY
- 131/2020** 14. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR PURCHASE AND DISTRIBUTION OF APPROX 25,000 WHEELED CARTS FOR SANITATION DEPT TO BE DISTRIBUTED FOR SINGLE FAMILY RESIDENTIAL USE; OR TO ALTERNATIVELY ENTER INTO ALL CONTRACTS NECESSARY USING ANY PROCUREMENT METHOD AUTHORIZED BY LAW; AND TO ENTER INTO LEASE TO PURCHASE AGMT TO FACILITATE SAID PURCHASE; EMERGENCY
- 132/2020** 15. AMEND CHAPTER 975, SOLID WASTE MGMT SYSTEM AND SEC 947.09, PAYMENT OF CHAPTER 947, SEWER RATES, OF PART 9 OF STREETS, UTILITIES & PUBLIC SERVICES CODE
- 133/2020** 16. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT AMENDMENT NO. 1 AND FINAL IN AMT NOT TO EXCEED \$56,182.00 WITH ARCADIS FOR WRF SLUDGE PROCESSING MODIFICATIONS PROJ; CONTRACT 27 PROF ENGINEERING SERVICES CONTRACT AMENDMENT NO. 1 AND FINAL; AUTHORIZES AUDITOR TO PAY ALL MORAL OBLIGATIONS RELATED TO SAID CONTRACT AMENDMENT; RETRO AUTHORIZES ALL ACTIONS TAKEN PRIOR TO PASSAGE OF ORDINANCE RELATED TO SAME; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, JULY 27, 2020 in Council Caucus Room @ 6:30 PM**

- 1) Finance Committee
- 2) Environmental & Public Utilities Committee

BANK NEGOTIATION UPDATE – TREASURER PEREZ

MISCELLANEOUS BUSINESS: Member Smith stated that she attended the School Board meeting tonight where Allen Elementary was renamed “Stephanie Patrick Elementary.” Member Hall indicated that he has personally spoken with the Administration and they are still going through the process regarding the events on May 29th. President Sherer advised the audience that if anyone has any questions, Council will be happy to answer them after the meeting.

QUOTE OF THE WEEK: *“Not all heroes wear capes... but a whole dedicated bunch of them wear scrubs.”* –Nordic Maxie

ADJOURNMENT: 8:13 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JULY 27, 2020 @ 7:00 PM

Canton City Council Meetings are available for online streaming on Mondays at 7:00 PM, at <https://www.cantonohio.gov/516/City-Council>