

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

CANTON CITY COUNCIL

SEPTEMBER 28, 2020

**ROLL CALL:** Eleven Members Present

**MOTION TO EXCUSE MEMBERS:** Member Ferguson Absent

**INVOCATION:** Bill Smuckler, At-Large Council Member

**PLEDGE OF ALLEGIANCE:** President Sherer

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#9 – O#19; 2<sup>nd</sup> Rdg O#20 - O#29; O#9 – O#13 and O#15 – O#19 Adopted on 1<sup>st</sup> Rdg; O#14 Adopted as Amended on 1<sup>st</sup> Rdg; O#28 and O#29 Adopted as Amended on 2<sup>nd</sup> Rdg; O#30 Postponed Indefinitely)

**PUBLIC HEARINGS:** None

**OLD BUSINESS (PUBLIC SPEAKS):** Reviewed Pending Issues from Public Speaks

**INFORMAL RESOLUTIONS:**

46. COUNCIL-AS-A-WHOLE: CONGRATULATING SGT. CRAIG RILEY, 2020 CANTON POLICE OFFICER OF THE YEAR. – ADOPTED
47. MAJORITY LEADER SMUCKLER: AUTHORIZE AND DIRECT SERV DIR TO OPEN ONE OR MORE PURCH ORDERS IN APPROX AMT OF \$23,862.66 FOR PURCH OF SMALL SPORT UTILITY VEHICLE (ENGINEERING DEPT). – ADOPTED

**PUBLIC SPEAKS (CITY BUSINESS):** Kim Bell thanked Mayor Bernabei for going around the city with her years ago, after the passing of a family member and apologized for demanding that “things” be done right away because she now realizes there is a chain of command that must be followed. She believes if the kids had jobs and homes to go to, there wouldn’t be as many killings around the city. Skylark Bruce said the city mourns the loss of 6-yr. old, shooting victim, King Pleasant, and believes if the killer were black, there would be more accountability. She asked that the protesters be taken seriously, regardless of the way they protest and questioned if justice and equality are being taken seriously. She would like to see the city’s 8 Can’t Wait policy on the “Chokehold” amended. Cortezz White and Mario Elder, both uncles of shooting victim, King Pleasant, were angry that the 11 yr. old that’s been charged with the killing has been released pending a trial. The family of the 11 yr. old and the mother of the victim are neighbors and share a driveway. Mr. White said he is still waiting for the Mayor to address the killings in the city. Mr. Elder said the police were not willing to talk to the family and did not speak to the victim’s mother until 3 days after the shooting. He also stated that no Council Members have spoken out during their protest or shown support. Dan Fonte asked questions about the “exceptions” for the city’s wheeled carts. He wants to know the procedure and time for returning an unwanted wheeled cart. He also wants to know if he returns his cart, will he receive a receipt from the Sanitation Department stating the condition it was returned in? Jennifer Robinson said that Chief Angelo should be at the 7:00 meeting to answer questions from constituents. She said they easily give police their “props” but never prosecute the bad ones, instead allowing them to resign and not be fired. Ida Ross Freeman thanked the Deputy Mayor for answering questions posed during Public Speaks. She still believes that all officers should be required to carry professional insurance. Sierra Mason spoke about the violence in the city and said most of it is because of COVID-19 and there being nothing to do. She said the kids need some type of diversity training and something to keep them busy during this time.

**COMMUNICATIONS:**

329. COURT ADMIN KOCHERA: REQ \$476.48 APPROP TRF FR OTHER – RECOVERY COURT ATP FUND #2792-701001 TO PERSONNEL – RECOVERY COURT ATP FUND #2792-701001 FOR CONT’D OPERATION OF COURT. – FINANCE COMMITTEE
330. DEPUTY MAYOR WILLIAMS: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO LOAN AGMT IN AMT NOT TO EXCEED \$2,000,000.00 OF ISSUE 13 COMP FUNDS, BETWEEN CITY OF CANTON AND 200 MARKET NORTH LLC (“DEVELOPER”) TO PROVIDE GAP FINANCING TO MILLENNIUM BLDG PROJ; AMEND APPROP O#59/20209 (\$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERTING FUND TO 1001.200501 GENERAL GOVERNMENT SUPPORT ADMIN; \$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 2175 COMPREHENSIVE PLAN FUND TO 2175.200501 GENERAL GOVERNMENT SUPPORT ADMIN; \$500,000.00 INTER FUND ADV FR 1001 GENERAL OPERATING FUND TO 2175 COMPREHENSIVE PLAN FUND); EMERGENCY (\$2,000,000.00 LOAN @ 0.5% INT FOR 10 YRS AND AMORTIZATION PERIOD OF 20 YRS WITH BALLOON PAYMENT TO ASSIST IN PURCH MILLENNIUM BLDG @ 200 MARKET AVE N. AND RETAIN TPM OFFICE IN DOWNTOWN CANTON). – FINANCE COMMITTEE
331. DEPUTY MAYOR WILLIAMS: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO JOB RETENTION TAX INCENTIVE AGMT WITH TZANGAS PLAKAS MANNOS, LTD LAW FIRM (“TPM”) PURSUANT TO ECONOMIC GROWTH INITIATIVE REGULATIONS ADOPTED THRU O#2/2006 AND CONTINUED THRU O#59/2013; EMERGENCY (10 YR 50% EMPLOYEE INCOME TAX CREDIT TO RETAIN TPM OFFICE IN DOWNTOWN CANTON, 30 EMPLOYEES). – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

**COMMUNICATIONS CONTINUED:**

332. DEPUTY MAYOR WILLIAMS: AUTH MAYOR AND/OR SAF DIR TO ENTER INTO PARKING LEASE AGMT WITH TZANGAS PLAKAS MANNOS LTD LAW FIRM ("TPM") AT MILLENNIUM PARKING GARAGE LOCATED @ 200 MARKET AVE N., PURSUANT TO ECONOMIC GROWTH INITIATIVE PROGRAM (EGI) ADOPTED THRU O#168/2018 (CURRENT RATES: #35 SPACES @ \$45 MO GENERAL PARKING, #5 SPACES @ \$50 MO PREFERRED PARKING, 5 ACTIVATION FEE FOR NEW PASSES; PRPOSED NEW RATE: #35 SPACES @ \$15 MO GENERAL PARKING, #5 SPACES @ \$15 MO PREFERRED PARKING, \$5 ACTIVATION FEE FOR NEW PASSES FOR 10 YRS); EMERGENCY. – FINANCE COMMITTEE
333. FINANCE DIRECTOR CROUSE: AMEND APPROP O#59/2020 WITH SUPP APPROPS EQUAL TO AMT OF FUNDS RECEIVED IN THIRD ROUND OF CARES ACT FUNDING UPON RECEIPT OF FUNDS; APPROVE FIRING RANGE AS BOTH SOLE SOURCE PROJ AND EMERGENCY RESPONSE PURSUANT TO COD ORD 105.04 EXEMPT FR REQUIREMENTS OF COMPETITIVE BIDDING AND AUTH MAYOR AND/OR SAF DIR TO ENTER INTO CONTRACTS FOR PROJ; AUTH AUDITOR TO PAY MORAL OBS RELATED TO PROJ; EMERGENCY. – FINANCE COMMITTEE
334. FINANCE DIRECTOR CROUSE: AMEND APPROP O#59/2020; EMERGENCY (SEE COM #334 FOR COMPLETE LIST OF APPROP TRFS AND SUPP APPROPS). – FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
335. FINANCE DIRECTOR CROUSE: AMEND APPROP O#59/2020 (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 1155 NIP ACQUISITION DEMO FUND TO 1155 101501 CODE ENFORCEMENT ADMIN – OTHER); EMERGENCY. – FINANCE COMMITTEE
336. HEALTH COMMISSIONER ADAMS: REQ AMEND APPROP O#59/2020 (\$44,700.00 SUPP APPROP FR UNAPPROP BAL OF FUND HIV PREVENTION TO FUND 2318 HIV PREVENTION – 700 OTHER DIRECT COSTS). – FINANCE COMMITTEE
337. LIQUOR CONTROL DIV (OHIO): DENIAL OF 2020-2021 RENEWAL APP (PERMIT #1232592-0003, CLASS D-2-2X-3-3A-6) FOR CANTON NEGRO OLD TIMERS ATHLETIC ASSOCIATION DBA OLD TIMERS ACTIVITY CENTER @ 1016 12<sup>TH</sup> ST NE. – RECEIVED & FILED
338. LIQUOR CONTROL DIV (OHIO): DENIAL OF 2020-2021 RENEWAL APP (PERMIT #6018969-0045, CLASS D-2-2X-3-3A-6) FOR MARK AND FRANCES MILLS DBA MILLS PLACE @ 3357 MAHONING ROAD NE. – RECEIVED & FILED
339. PLANNING COMMISSION: REQ REPLAT OF PART OF LOTS 35385 AND 35386 (PARCELS 304099 & 304101), LOCATED @ 4315 MARKET AVE. N, IN WARD 8 FOR MARCUS REED. – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
340. PLANNING COMMISSION: REQ REPLAT OF ALL OF OUTLOTS 1097, 1098, 1099 AND 1444 (PARCELS 8300021 & 10013144), LOCATED @ 2505 SHEPLER CHURCH AVE SW, IN WARD 5 FOR TIMKENSTEEL. – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
341. SERVICE DIRECTOR HIGHMAN: REQ INF RES AUTH SERV DIR TO OPEN PURCH ORDER IN APPROX AMT OF \$23,862.66 TO LIBERTY FORD CANTON FOR PURCH OF SMALL SPORT UTILITY VEHICLE (FORD ESCAPE FOR ENGINEERING DEPT). – RECEIVED & FILED
342. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR 12<sup>TH</sup> ST NW WATER MAIN REPLACEMENT PROJ; AUTH MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS FOR PROJ; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE AND ENVIRONMENTAL AND PUBLIC SERVICES COMMITTEES

**COMMUNICATIONS CONTINUED:**

343. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR STEESE AREA (39<sup>TH</sup> ST NW) STORM, SANITARY AND ROADWAY RECONSTRUCTION PROJECT, GP 1284; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACTS NEEDED FOR CONSTRUCTION OVERSIGHT OR INSPECTIONS; AUTH MAYOR AND/OR SERV DIR TO RECEIVE AND ENTER INTO CONTRACT FOR GRANT FUNDS FOR PROJ FR OPWC; AUTH AUDITOR TO ESTABLISH AND CREATE FUND 4593 FOR TRACKING PROJ REVENUES AND EXPENDITURES; AMEND APPROP O#59/2020 (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 4593 STEESE AREA (39<sup>TH</sup> ST. NW) STORM, SANITARY AND ROADWAY RECONSTRUCTON PROJECT, GP 1284 FUND TO 4593 202060 STEESE AREA (39<sup>TH</sup> ST. NW) STORM, SANITARY AND ROADWAY RECONSTRUCTION PROJECT, GP 1284 – OTHER; \$1,070,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS OPERATING FUND TO 5201 2020605201 WATER WORKS OPERATING FUND, STEESE AREA (39<sup>TH</sup> ST. NW) STORM, SANITARY AND ROADWAY RECONSTRUCTION PROJECT, GP 1284 - OTHER; \$80,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SANITARY SEWER OPERATING FUND TO 5410 202060 5410 SANITARY SEWER OPERATING FUND, STEESE AREA (39<sup>TH</sup> ST. NW) STORM, SANITARY AND ROADWAY RECONSTRUCTION PROJECT, GP 1284 – OTHER; \$1,350,000.00 APPROP TRF FR 4501 202001 CAPITAL FUND, ENGINEERING ADMINISTRATION TO 4501 202060 CAPITAL FUND, STEESE AREA (39<sup>TH</sup> ST. NW) STORM, SANITARY AND ROADWAY RECONSTRUCTION PROJECT, GP 1284 – OTHER); AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO ESTABLISH FAIR MARKET VALUE OF PARCELS, FOR FEE SIMPLE TAKES, PERM AND TEMP EASEMENTS NECESSARY FOR CONSTRUCTION OF PROJ; AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO NEGOTIATE WITH PROP OWNERS FOR PURCH/ACQUISITION OF PARCELS UTILIZING FAIR MARKET VALUE AS BASIS OF NEGOTIATIONS AND ENTER INTO AGMTS FOR PURCH OF AND ACCEPT TITLE TO SAID PARCELS; AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO NEGOTIATE SALE OR DONATION OF CITY-OWNED PROP FOR PERM ROAD RIGHT-OF-WAY, UTILITY EASEMENTS AND/OR TEMP CONSTRUCTION EASEMENTS NECESSARY FOR CONSTRUCTION OF PROJ AND TO ENTER INTO AGMTS FOR SALES OR DONATIONS; AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROPERTY OWNER NAMES, PARCEL NUMBERS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERROS; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE, PUBLIC PROPERTY CAPITAL IMPROVEMENT AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES
344. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT BETWEEN CITY AND ENVIRONMENTAL DESIGN GROUP FOR ALLEN AVE. SANITARY SEWER REPLACEMENT PROJECT – PHASE 2, GP 1332; AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO ESTABLISH FAIR MARKET VALUE OF ALL PARCELS, FOR FEE SIMPLE TAKES, PERM AND TEMP EASEMENT NECESSARY FOR CONSTRUCTION OF PROJ; AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO NEGOTIATE WITH PROP OWNERS FOR PURCH/ACQUISITION OF PARCLES UTILIZING FAIR MARKET VALUE AS BASIS OF NEGOTIATIONS AND ENTER INTO AGMTS FOR PURCH OF AND ACCEPT TITLE TO SAID PARCELS; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO COOPERATIVE AGMTS WITH OTHER PROJ STAKEHOLDERS INCLUDING BUT NOT LIMITED TO OHIO DEPT. OF TRANSP, WHEELING & LAKE ERIE RAILWAY COMPANY AND ADJACENT PROP OWNERS AS NEEDED; AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO NEGOTIATE SALE OR DONATION OF CITY-OWNED PROP FOR PERM ROAD RIGHT-OF-WAY, UTILITY EASEMENTS AND/OR TEMP CONSTRUCTION EASEMENTS NECESSARY FOR CONSTRUCTION OF PROJ AND ENTER INTO AGMTS FOR SALES OR DONATIONS; AUTH MAYOR AND/OR SERV DIR OR DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROP OWNER NAMES, PARCEL NUMBERS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS, SHOULD THEY OCCUR; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES
345. SERVICE DIRECTOR HIGHMAN: AUTH AND DIRECT AUDITOR TO PAY MORAL OB TO CIVICPLUS, INC. IN AMT OF \$8,316.00 FOR CIVIC CLERK LICENSES AND IMPLEMENTATION; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE COMMITTEE

**COMMUNICATIONS CONTINUED:**

346. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF AUGUST 31, 2020. – RECEIVED & FILED
347. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR AUGUST, 2020. – RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. DECLARE DESIGNATED AREA OF CITY OF CANTON AS TOURISM DEVELOPMENT DISTRICT, TO BE KNOWN AS CENTENNIAL PLAZA TOURISM DEVELOPMENT DISTRICT, FOR PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO ORC SEC 715.014; EMERGENCY **PUB HRGS 10/19/20 @ 7:05 PM AND 11/2/20 @ 7:00 PM**  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 2. FOSTER AND DEVELOP TOURISM IN AREA OF CITY OF CANTON DESIGNATED AS A TOURISM DEVELOPMENT DISTRICT, PURSUANT TO SECS 715.014(D) AND 5739.101 OF THE ORC, LEVY A TAX ON PRIVILEGE OF ENGAGING IN BUSINESS OF MAKING CERTAIN TYPES OF SALES IN DOWNTOWN CANTON TOURISM DEVELOPMENT DISTRICT; EMERGENCY (CENTENNIAL PLAZA TDD)  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 3. ESTABLISH SPECIAL FUND TO BE DESIGNATED AS “CENTENNIAL PLAZA TOURISM DEVELOPMENT DISTRICT FUND”; EMERGENCY  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 4. AMEND SEC 185 OF ADMIN CODE OF COD ORD OF CITY OF CANTON TO AUTH REALLOCATION OF EXISTING TRANSIENT LODGING TAX FUNDS TO FOSTER AND DEVELOP TOURISM WITHIN CENTENNIAL PLAZA TOURISM DEVELOPMENT DISTRICT; EMERGENCY  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 5. AMEND CHAPTER 187 ADMISSIONS TAX OF ADMIN CODE OF COD ORD OF CITY OF CANTON TO AUTH FIVE PERCENT ADMISSIONS TAX TO FOSTER AND DEVELOP TOURISM IN CONNECTION WITH CENTENNIAL PLAZA TOURISM DEVELOPMENT DISTRICT; EMERGENCY  
Referred to Finance and Community & Economic Development Committees
- 1<sup>ST</sup> RDG 6. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF ONE (1) PORTABLE PIPELINE INSPECTION UNIT; OR TO ALTERNATIVELY PURCH SAID UNIT VIA ANY PURCH PROCESS AUTH BY LAW; EMERGENCY (COLLECTION SYSTEMS DEPT)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 7. AUTH MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS; RECEIVE GRANT FUNDS IN AMT OF \$1,050,000.00 AND ZERO PERCENT INTEREST LOAN IN AMT OF \$450,000.00 FOR CLEVELAND AVENUE WATER MAIN REPLACEMENT PROJ; AUTH AUDITOR TO ESTABLISH 5243 CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJECT FUND; AMEND APPROP O#59/2020; EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5243 CLEVELAND AVENUE NW WATER MAIN REPLACEMENT PROJECT FUND TO 5243 207055 CLEVELAND AVENUE NW WATER MAIN REPLACEMENT PROJECT – OTHER)  
Referred to Finance and Environmental & Public Utilities Committees
- 1<sup>ST</sup> RDG 8. PURSUANT TO CHAPTER 719 AND CHAPTER 163 OF ORC DECLARE INTENT OF CITY OF CANTON TO APPROP ESTATES AND/OR INT IN PROP DESCRIBED IN EXHIBIT A IN FURTHERANCE OF NE CANTON INDUSTRIAL PROJECT G.P. 1148; EMERGENCY (RIGHT-OF-WAY ACQUISITION)  
Referred to Public Safety & Thoroughfares Committee

***(COUNCIL RECESSED AT 7:48PM FOR THE FINANCE COMMITTEE TO DISCUSS O#9, O#14 – O#16, O#19; RECONVENED AT 7:54 PM)***

- 172/2020 9. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OF MORE SERIES, IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$250,000.00 FOR PURPOSE OF PAYING COSTS OF REVITALIZATION WITHIN CITY AND ADDRESSING PROP CONDITIONS DELETERIOUS TO PUBLIC HEALTH AND SAFETY THRU DEMO OF DETERIORATING STRUCTURES AND IMPROVEMENTS OF THOSE SITES, ENABLING THE USE OR REUSE OF LANDS WITHIN CITY  
Referred to Finance Committee

***(COUNCIL RECESSED AT 7:54 PM FOR THE FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES TO DISCUSS O#10 – O#13; RECONVENED AT 7:57 PM)***

- 173/2020 10. FOSTERING AND DEVELOPING TOURISM IN AREA OF CITY DESIGNATED A TOURISM DEVELOPMENT DISTRICT, PURSUANT TO SECS 715.014 (D) AND 5739.101 OF ORC, LEVYING TAX ON PRIVILEGE OF ENGAGING IN BUSINESS OF MAKING CERTAIN TYPES OF SALES IN HOF FITNESS TOURISM DEVELOPMENT DISTRICT; EMERGENCY  
Referred to Finance and Community & Economic Development Committees
- 174/2020 11. ESTABLISH SPECIAL FUND TO BE DESIGNATED AS “HOF FITNESS TOURISM DEVELOPMENT DISTRICT FUND”; EMERGENCY  
Referred to Finance and Community & Economic Development Committees

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

**175/2020** 12. AMEND SEC 185 OF ADMIN CODE OF COD ORD OF CITY OF CANTON IN ORDER TO AUTH REALLOCATION OF EXISTING TRANSIENT LODGING TAX FUNDS TO FOSTER AND DEVELOP TOURISM WITHIN HOF FITNESS TOURISM DEVELOPMENT DISTRICT; EMERGENCY  
Referred to Finance and Community & Economic Development Committees

**176/2020** 13. AMEND CHAPTER 187 ADMISSIONS TAX OF ADMIN CODE OF COD ORD OF CITY OF CANTON IN ORDER TO AUTH FIVE PERCENT ADMISSIONS TAX TO FOSTER AND DEVELOP TOURISM IN CONNECTION WITH HOF FITNESS TOURISM DEVELOPMENT DISTRICT; EMERGENCY  
Referred to Finance and Community & Economic Development Committees

**AMENDED AS**

**177/2020** 14. AMEND APPROP O#59/2020; EMERGENCY (\$150,000.00 SUPP APPROP FR UNAPPROP BAL OF 5701 BUILDING CODE FUND TO 5701 101501 CODE ENFORCEMENT ADMIN – OTHER)  
Referred to Finance Committee

**178/2020** 15. AMEND APPROP O#59/2020; EMERGENCY (\$1,100,000.00 SUPP APPROP FR UNAPPROP BAL OF 2120 INCOME TAX FUND TO 2120 852101 INCOME TAX – ADMIN – OTHER; \$1,200,000.00 SUPP APPROP FR UNAPPROP BAL OF 7508 JACKSON-CANTON JEDD CLEARING FUND TO 7508 852004 DISTRICT SM JEDD – OTHER - \$510,000.00, TO 7508 852006 DISTRICT 18-001 COM DOC JEDD – OTHER - \$375,000.00, TO 7508 852007 DISTRICT 19-001 KECK PARK JEDD – OTHER - \$315,000.00)  
Referred to Finance Committee

**179/2020** 16. AUTH MAYOR OR SAF DIR TO ENTER INTO CONTRACTS NECESSARY TO RESPOND TO 1747 10<sup>TH</sup> ST. NE DEMOLITION; AUTH AUDITOR TO PAY MORAL OBS FR RESPONDING TO EMERGENCY SITUATION; EMERGENCY  
Referred to Finance Committee

***(COUNCIL RECESSED AT 7:59 PM FOR THE COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE TO DISCUSS O#17; RECONVENED AT 8:00 PM)***

**180/2020** 17. AUTH MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR SALE OF CITY OWNED REAL PROP LOCATED @ STARK CO AUDITOR PARCEL NUMBERS 214456, 221513 AND 284108 AND ENTER INTO CONTRACTS NECESSARY TO FACILITATE SALE; EMERGENCY  
Referred to Community & Economic Development Committee

***(COUNCIL RECESSED AT 7:58 PM FOR THE PUBLIC SAFETY & THOROUGHFARES COMMITTEE TO DISCUSS O#18; RECONVENED AT 7:59 PM)***

**181/2020** 18. AUTH AND CONSENT TO SAFETY IMPROVEMENTS AT VARIOUS INTERSECTIONS IN THE CITY OF CANTON TO INCLUDE ENHANCEMENTS TO PAVEMENT MARKINS, SIGNAGE, ROADWAY FEATURES (MEDIAN, CURB RAMPS, SIDEWALK) AND SIGNALS; EMERGENCY  
Referred to Public Safety & Thoroughfares Committee

**182/2020** 19. AUTH MAYOR OR SERV DIR TO ACCEPT THIRD SUPPLEMENTAL AWARD OF CARES ACT FUNDING IN APPROX AMT OF \$2,538,610.00; AMEND APPROP O#59/2020; APPROVE FIRING RANGE AS SOLE SOURCE PROJ AND EMERGENCY RESPONSE PURSUANT TO COD ORD SEC 105.04; AUTH MAYOR OR SAF DIR TO ENTER INTO CONTRACTS NECESSARY FOR FIRING RANGE PROJ; AUTH AUDITOR TO PAY MORAL OBS RELATED TO PROJ; EMERGENCY (\$2,538,610.00 SUPP APPROP FR UNAPPROP BAL OF 2810 COVID-19 RELIEF FUND TO 2810 COVID-19 RELIEF FUND - OTHER)  
Referred to Finance Committee

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

**(SUSPENDED RULE 22A TO ADD O#20 – O#29; O#28 AND O#29 ADOPTED AS AMENDED)**

**2<sup>ND</sup> RDG** 20. AUTHORIZE MAYOR OR SAF DIR TO ENTER INTO LOAN AGMT WITH A.M. RODRIGUEZ ASSOC, INC. IN AMT NOT TO EXCEED \$1,000,000.00 AT 0.5% INTEREST UTILIZING ISSUE 13 COMPREHENSIVE FUNDS FOR LEHMAN SCHOOL PROJ; EMERGENCY (FIN)

**2<sup>ND</sup> RDG** 21. AMEND SECS 1195.09, FEE FOR SITE PLAN REVIEW AND SEC 1195.10, SITE PLAN REQUIREMENTS OF PART ELEVEN PLANNING AND ZONING CODE **PUB HRG 10/19/20 @ 7:00 PM** (JUD)

**2<sup>ND</sup> RDG** 22. AMEND SECS 1194.08, FEES FOR ZONING PERMITS AND 1194.09, ZONING PERMIT FEE EXEMPTION FOR GOVERNMENT STRUCTURES OF PART ELEVEN PLANNING AND ZONING CODE **PUB HRG 10/19/20 @ 7:01 PM** (JUD)

**2<sup>ND</sup> RDG** 23. AMEND CHAPTER 1195, ADMINISTRATIVE AGENCIES & DUTIES OF PART ELEVEN PLANNING AND ZONING CODE **PUB HRG 10/19/20 @ 7:02 PM** (JUD)

**2<sup>ND</sup> RDG** 24. AMEND CHAPTERS 1139, PERMITTED ACCESSORY BUILDINGS AND STRUCTURES; 1140, PERMITTED ACCESSORY USES; AND 1194, ENFORCEMENT OF PART ELEVEN PLANNING AND ZONING CODE **PUB HRG 10/19/20 @ 7:03 PM** (JUD)

**2<sup>ND</sup> RDG** 25. AMEND SEC 1194.05, ADMINISTRATION AND ENFORCEMENT – FAILURE TO OBTAIN PERMIT OF PART ELEVEN PLANNING AND ZONING CODE **PUB HRG 10/19/20 @ 7:04 PM** (JUD)

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

- 2<sup>ND</sup> RDG 26. AUTHORIZE MAYOR OR SAF DIR TO ENTER INTO AGMT FOR AND ACCEPT \$88,863.64 FR DEPT OF HOMELAND SECURITY, ASSISTANCE TO FIREFIGHTERS GRANT; ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF EXHAUST REMOVAL SYSTEMS AND RELATED WARRANTIES AND ACCESSORIES AT VARIOUS STATIONS FOR FIRE DEPT OR TO ALTERNATIVELY ENTER INTO CONTRACT FOR SAID PURCH IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZE AUDITOR TO ESTABLISH 2819 2019 ASSISTANCE TO FIREFIGHTERS GRANT FUND; AMEND APPROP O#59/2020; EMERGENCY (\$97,750.00 SUPP APPROP FR UNAPPROP BAL OF 2819 2019 ASSIT TO FIREFIGHTERS GRANT FUND TO 2819 103001 FIRE ADMIN – OTHER; \$97,750.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 103001 FIRE ADMIN – ADV OUT FOR \$88,863.64 AND TO 1001 103001 FIRE ADMIN – TRF OUT FOR \$8,886.36; \$8,886.36 APPROP ADV AND TRF FR 1001 103001 TRF OUT TO OTHER FUND TO 2819 103001 TRF IN FR OTHER FUND; \$88,863.64 APPROP ADV AND TRF FR 1001 103001 ADV OUT TO OTHER FUND TO 2819 103001 ADV IN FR OTHER FUND) (FIN)
- 2<sup>ND</sup> RDG 27. AUTHORIZE AUDITOR TO PAY ALL MORAL OBS OWED FOR CONSTRUCTION SERVS RELATED TO WOODLAWN AVE WATER MAIN EXT PROJ IN AMT NOT TO EXCEED \$11,221.02 TO WENGER EXCAVATING, INC.; EMERGENCY (FIN)

**AMENDED AS**

- 183/2020 28. AMEND APPROP O#59/2020; EMERGENCY (\$18,927.10 SUPP APPROP FR UNAPPROP BAL OF 2659 701001 PROBATION AWARD FUND TO 2659 701001 PROBATION AWARD FUND – PERSONNEL) (FIN)

**AMENDED AS**

- 184/2020 29. AUTHORIZE LEVYING OF SPECIAL ASSESSMENTS FOR HOF VILLAGE HOTEL II LLC PROJ; EMERGENCY (FIN)

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

**POSTPONED INDEFINITELY**

- 30. AUTH MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (PARCEL #232479, 1800 BLK KIMBALL RD SE)
- 185/2020 31. AUTH AUDITOR TO PAY STARK MENTAL HEALTH & ADDICTION RECOVERY BOARD A MORAL OB IN AN AMT NOT TO EXCEED \$18,750.00; EMERGENCY (COVER 2<sup>ND</sup> HALF OF STATE FISCAL YR 2020 EXPENSES)
- 186/2020 32. AMEND APPROP O#59/2020; EMERGENCY (\$12,851.65 APPROP TRF FR 2772 102019 COVID-19 STIMULUS FUND – PAYROLL TO 2772 102019 COVID-19 – OTHER)
- 187/2020 33. ESTABLISH STOREFRONT REINVESTMENT PROG (“SRP”) AND AUTH MAYOR AND/OR SERV DIR TO ENTER INTO SRP GRANT AGMTS; EMERGENCY
- 188/2020 34. AUTH MAYOR OR SERV DIR TO ENTER INTO CONTRACT AMENDMENT/MODIFICATION IN ESTIMATED AMT OF \$110,000.00 WITH AECOM TECHNICAL SERVICES, INC FOR ENGINEERING SERVS RELATED TO 11<sup>TH</sup> ST SE INTERSECTION AND ROADWAY IMPROVEMENT PROJ, PID 90465, G.P. 1144; AUTH AUDITOR TO PAY MORAL OBS RESPONDING TO EMERGENCY SITUATION; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:**

**MONDAY, OCTOBER 19, 2020 in Council Caucus Room @ 6:15 PM**

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Public Safety & Thoroughfares Committee
- 4) Environmental & Public Utilities Committee

**Community Building Partnerships Presentation – Maureen Austin**

**MISCELLANEOUS BUSINESS:** President Sherer thanks I.T. Director Barton for the quality of the sound system. Member Smith announced that the family of Pete DiGiacomo has invited all Council Members to attend a short memorial and fellowship for Pete at the Eagles F.O.P. Lodge in North Canton, on October 4<sup>th</sup>, from 1:00 – 5:00. Member Hall requested that Mayor Bernabei and/or Safety Dir. Perry investigate Mr. Elder’s claim that the police did not speak to the victim’s mother until 3 days after the shooting. He also mentioned that he saw a Facebook post that the wheeled carts are being delivered to vacant properties. Member Scaglione thanked everyone for their help in completing the Fawcett Court Retention Project. Service Dir. Highman said there were approximately 5,000 more wheeled carts to be distributed, which should be completed by Wednesday. The company will stay on site for the remainder of the week to address any issues that arise. Constituents living along main roads received supplemental information for putting their carts out. There is no “yard waste” collection site but yard waste is addressed in the Sanitation Department’s rules and regulations and states what they will pick up. He asked that everyone wait until all carts are distributed and then Sanitation will address concerns on an individual basis. Serv. Dir Highman answered Member Hall by saying that at the time of the wheeled cart delivery, the company used the addresses in Utility Billing, which were not perfect, and that the carts delivered to vacant properties will be collected.

**QUOTE OF THE WEEK:** *“When I’m sometimes asked ‘when will there be enough women on the Supreme Court?’ and my answer is; “When there are nine!” People are shocked. But there’d been nine men, and nobody’s ever raised a questions about that.”* – Ruth Bader Ginsburg

**ADJOURNMENT:** 8:34 PM

**THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, OCTOBER 19, 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>