

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

JUNE 21, 2021

ROLL CALL: Ten Members Present

MOTION TO EXCUSE MEMBERS: Member Fisher and Member Morris Absent

INVOCATION: Brenda Kimbrough, Ward 2 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#6, O#7, RE#8 & O#10; 2nd Rdg O#11 – O#14; O#6, O#7, RE#8 & O#10 Adopted on 1st Rdg; O#14 Adopted as Amended on 2nd Rdg; O#15 Postponed until 7/12/21)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Karen Zutali spoke about the dangers of pit bulls running loose. She cited several incidents involving pit bulls in her neighborhood. She stated that since last summer the Sheriff has been called at least three times regarding these dogs, as well as the Canton Police. One neighbor was bitten, and her son, while going out to his truck, was charged by a loose pit bull chasing him back into the house. Police reports were filed for these incidents. She cannot enjoy being in her yard for fear of these dogs. Several children live in this area also and she fears a child may be attacked and maimed. She's been told that dogs are property, yet they are unpredictable and dangerous and a threat to the safety of the neighborhood. She believes laws pertaining to this breed of dog should be strengthened to protect residents, and she asked that the Canton City leadership act quickly in this regard. Kim Bell asked the Mayor to come to Mahoning Manor, where she lives, regarding the gun violence. She would like to see more police presence in that area, and suggested that Metropolitan Housing install cameras. She believes that more local people who need jobs should be given contracts to perform work, rather than people like Mike Crawford with the Hall of Fame Village who already have money. John Stone spoke about the Ulster Project, a group of kids from Northern Ireland, who planted a garden in 2010 to represent infinite peace in Nimisila Park, the oldest park in the heart of Canton. The garden was mowed over in 2017 due to a missing bench. He feels you cannot mow over infinite peace and in 2018, with the help of Mayor Bernabei and Doug Foltz, the garden was replanted. An 11 foot tall sunflower with blooms facing every direction grew in that spot. He encouraged everyone, through this example, to plant and photograph infinite peace gardens, share the pictures on line, and grow the idea of infinite peace around the world.

INFORMAL RESOLUTIONS:

18. COUNCIL-AS-A-WHOLE: RECOGNIZING RON BLOOMBERG FOR HISTORICAL VALUE AS FIRST DESIGNATED BASEBALL HITTER AND PHILANTHROPY IN RAISING MONEY FOR THURMAN MUNSON SCHOLARSHIP FUND. - ADOPTED

COMMUNICATIONS:

191. ANNEXATION CHAIRMAN HAWK: REQ LEGISLATION FOR STATEMENT OF SERVICES FOR SKYLAND PINES 2021 ANNEXATION. – ANNEXATION COMMITTEE
192. AUDITOR MALLONN: ADJUST MIN/MAX PAY GRADE RANGE FIGURES TO INCREASE SALARY MIN/MAX FOR GRADES 001-SA-SALARY AUDITOR AND 002-SA-SALARY AUDITOR BY 3% FACTOR TO ALLOW FOR 3% MERIT INCREASE. – FINANCE COMMITTEE
193. AUDITOR MALLONN: ADJUST MIN/MAX PAY GRADE RANGE FIGURES, SUBSEQUENT TO 3% MERIT INCREASE, AN ADDT'L 4.075% FOR GRADE 002-SA-SALARY AUDITOR. – FINANCE COMMITTEE
194. CHIEF OF POLICE ANGELO: RPT OF DEPOSITS AND PAY-INS TO AMBULANCE LOCK BOX FOR MAY 2021. – RECEIVED & FILED
195. CIVIL SERVICE DIRECTOR SLIMAN: AMEND NON-BARGAINING PERSONNEL ORDINANCE TO ADD FULL-TIME CIVIL SERVICE GENERALIST POSITION. – PERSONNEL AND FINANCE COMMITTEES
196. COURT ADMIN KOCHERA: AUTH MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF REHAB & CORRECTION (ODR&C) FOR RECEIPT OF FY 2020-2021 JUSTICE REINVESTMENT & INCENTIVE GRANT (JRIG) PRETRIAL GRANT IN AMT OF \$380,401.00 COMMENCING 7/1/21 THRU 6/30/23. – FINANCE COMMITTEE
197. DEPUTY MAYOR WILLIAMS: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO FUNDING AGMT WITH ECONOMIC AND COMMUNITY DEVELOPMENT INSTITUTE, INC. (ECDI, INC.) IN AMT NOT TO EXCEED \$1,150,000.00 UTILIZING AMERICAN RESCUE PLAN ACT (ARPA) FUNDS FOR ADDT'L SMALL BUSINESS RELIEF GRANT PROG FOR CANTON BASED BUSINESSES. – FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES
198. HEALTH COMMISSIONER ADAMS: REQ \$8,000.00 SUPP APPROP FR UNAPPROP BAL OF FUND 2322 – DENTAL SEALANT TO FUND 2322.301001 DENTAL SEALANT: 700 – OTHER DIRECT COSTS. – FINANCE COMMITTEE
199. HEALTH COMMISSIONER ADAMS: REQ \$44,000.00 SUPP APPROP FR UNAPPROP BAL OF FUND 2328 – PUBLIC HEALTH INFRASTRUCTURE TO FUND 2328.301019 – COVID 19 STIMULUS: 700 – OTHER DIRECT COSTS. – FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

200. LAW DIRECTOR BATES AYLWARD: APPROVE EDITING AND INCLUSION OF CERTAIN ORDINANCES ADOPTED FR 8/24/20 TO 4/5/21 TO BE INCORPORATED INTO CANTON CODIFIED ORDINANCES; AUTHORIZE LAW DIR TO DISTRIBUTE COPIES OF 2020-2021 CITY CODE SUPPLEMENT TO PUBLIC OFFICIALS AND PUBLIC INSTITUTIONS FREE OF CHARGE AND AFFIX PRICE OF \$9.50 FOR SALE OF SAME TO HOLDERS OF CITY CODE. – JUDICIARY COMMITTEE
201. MAYOR BERNABEI: ADVISE OF APPT OF MR. JOEL DANIEL HARRIS TO CANTON CITY PLANNING COMMISSION COMMENCING IMMEDIATELY TO 12/31/22. – RECEIVED & FILED
202. SERVICE DIRECTOR HIGHMAN: REQ \$822,200.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 202058 – 36TH STREET NW STORM, ROADWAY, WATER AND SEWER PROJECT FUND – OTHER (PHASE II). – FINANCE COMMITTEE
203. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO MULTIYEAR AGMT WITH STARK COUNTY FOR LEASE OF PROPERTY LOCATED ADJACENT TO STARK COUNTY COURTHOUSE; AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR LEASE OF CITY OWNED BLDG AT 215 W TUSC ST AND SUBLEASE FOR ADJACENT COUNTY OWNED REAL PROPERTY FOR PURPOSE OF OPERATING RESTAURANT/SNACK BAR, MANAGING ICE RINK AND OTHER RELATED PURPOSES; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE COMMITTEE
204. SERVICE DIRECTOR HIGHMAN: AUTH ODOT TO CONSTRUCT STA-US30-16.46/STA-SR43-10.74, PID 110615, GP 1368 (RT 30 PAVING AND BRIDGE WORK) PROJ; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH ODOT FOR CONSTRUCTION OF SAID PROJ PER ATTACHED SAMPLE LEGISLATION. – PUBLIC SAFETY & THOROUGHFARES AND FINANCE COMMITTEES
205. SERVICE DIRECTOR HIGHMAN: AUTH ODOT TO CONSTRUCT STA-US62-24.90/STA-SR153-3.15, PID 112748, GP 1357 (ROUTE 62 PAVING) PROJ; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH ODOT FOR CONSTRUCTION OF SAID PROJ PER ATTACHED SAMPLE LEGISLATION. – PUBLIC SAFETY & THOROUGHFARES AND FINANCE COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#49/2021; EMERGENCY (\$14,000.00 APPROP TRF FR 2351 301001 FOOD PROTECTION PROGRAM – 600 PAYROLL TO 2351 301001 FOOD PROTECTION PROGRAM – 700 OTHER
Referred to Finance Committee
- 1ST RDG 2. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT AND EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS FOR VIOLA ESTATES SANITARY SEWER PROJ, GP 1336; AMEND APPROP O#49/2021; AUTH AUDITOR TO PAY ALL MORAL OBS FOR RELATED PROJ CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14; EMERGENCY (\$462,000.00 SUPP APPROP FR UNAPPROP BAL OF 5413 SEWER REPLACEMENT FUND TO 5413 206323 VIOLA ESTATES SANITARY SEWER PROJECT, GP 1336 - OTHER)
Referred to Finance and Environmental & Public Utilities Committees
- 1ST RDG 3. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT AND ENTER INTO WORK LICENSE-EASEMENT AGMT WITH WHEELING & LAKE ERIE RAILWAY CO FOR BURNHAM HILLS SANITARY SEWER REALIGNMENT PROJ, GP 1220; AUTH AUDITOR TO PAY ALL MORAL OBS FOR RELATED PROJ CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14; AMEND APPROP O#49/2021; EMERGENCY (\$200,000.00 APPROP TRF FR 5410 202010 ENGINEER – DAILY OPERATIONS – OTHER TO 5410 206318 BURNHAM HILLS SAN SWR PROJ, GP 1220 – OTHER)
Referred to Finance and Environmental & Public Utilities Committees
- 1ST RDG 4. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR PARKRIDGE CIRCLE NW WATER MAIN EXTENSION PROJ; AMEND APPROP O#49/2021; EMERGENCY (\$260,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207076 PARKRIDGE CIRCLE NW WATER MAIN EXTENSION PROJECT – OTHER)
Referred to Finance and Environmental & Public Utilities Committees
- 1ST RDG 5. AMEND SEC 155.07, INVESTING INTERIM MONEYS OF CHAPTER 155 OF ADMIN CODE
Referred to Judiciary Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:***(FINANCE COMMITTEE CALLED TO ORDER AT 7:21 PM TO DISCUSS O#6, O#7 & O#10; ADJOURNED AT 7:25 PM)***

- 120/2021** 6. AUTH MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF REHAB & CORRECTION FOR RECEIPT AND APPROP OF FY 2022-2023 COMMUNITY CORRECTIONS ACT GRANT IN AMT OF \$341,208.00; EMERGENCY
Referred to Finance Committee
- 121/2021** 7. AUTH MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO; DEPT OF MENTAL HEALTH & ADDICTION SERVS FOR RECEIPT OF FY 2021 SPECIALIZED DOCKET SUBSIDY-ADDENDUM GRANT IN AMT OF \$40,000.00; AMEND APPROP O#49/2021; EMERGENCY (\$40,000.00 SUPP APPROP FR UNAPPROP BAL OF 2797 SPECIALIZED DOCKET GRANT FUND TO 2797 701001 SPECIALIZED DOCKET GRANT – PERSONNEL)
Referred to Finance Committee

(ANNEXATION COMMITTEE CALLED TO ORDER AT 7:25 PM TO DISCUSS RE#8; ADJOURNED AT 7:26 PM)

- 122/2021** 8. APPROVE STATEMENT OF SERVICES TO BE PROVIDED TO PROPERTY OWNER IN SKYLAND PINES 2021 ANNEXATION AREA, APPROX DATE SERVICES WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO CITY OF CANTON, OHIO; EMERGENCY
Referred to Annexation Committee
- 1ST RDG** 9. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (CIVIL SERVICE GENERALIST)
Referred to Personnel and Finance Committees
- 123/2021** 10. AMEND APPROP O#49/2021; EMERGENCY (\$44,000.00 SUPP APPROP FR UNAPPROP BAL OF 2328 PUBLIC HEALTH INFRASTRUCTURE TO 2328 301019 COVID-19 STIMULUS – 700 OTHER DIRECT COSTS)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:***(SUSPENDED RULE 22A TO ADD O#11 – O#14; O#14 ADOPTED AS AMENDED)***

- 2ND RDG** 11. APPROVE AND ACCEPT REPLAT OF LOTS 22884 – 22886 AND PART OF LOT 22887; EMERGENCY (PARCELS 208807, 208806 & 209039 @ 400 BLOCK OF CRESTMONT AVE SE, WARD 4, FOR HABITAT FOR HUMANITY) (PS&T)
- 2ND RDG** 12. APPROVE AND ACCEPT REPLAT OF OUTLOT 984; EMERGENCY (PARCEL 246349 @ 3510 W. TUSC, WARD 3, FOR ALTMAN BUCKEYE COMPANY II PARTNERSHIP) (PS&T)
- 2ND RDG** 13. AUTH CANTON TO ANNEX TERRITORY KNOWN AS HOF VILLAGE #7 ANNEXATION AREA CONTAINING APPROX 0.138 ACRES, ASSIGN SAID TERRITORY TO WARD 7; ZONING SAID TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); EMERGENCY (ANNEX)
PUB HRG 7/12/21 @ 7:00 PM

AMENDED

- 124/2021** 14. AUTH MAYOR OR SERV DIR TO: ADVERTISE AND RECEIVE BIDS FOR CONSTRUCTION CONTRACT, AWARD AND EXECUTE CONSTRUCTION CONTRACT AND PROF SERVS CONTRACT FOR CONSTRUCTION ENGINEERING SERVS AND RECEIVE GRANT FUNDS IN AMT OF \$1,500,000.00 FOR CANTON SOUTH WATERLINE EXTENSION – PHASE 2 PROJ: AUTH AUDITOR TO CREATE 5246 CANTON SOUTH WATERLINE EXTENSION – PHASE 2 PROJ FUND; EMERGENCY (FIN & E&PU)

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

- 7/12/21** 15. AMEND O#262/2015 AND O#145/2017 TO INCLUDE CERTAIN PROP OF HALL OF FAME VILLAGE PROJ SITE AS “EXISTING PROPERTY” IN AREA COVERED BY TAX INCREMENT FINANCING PROVISIONS OF ORC SEC 5709.40, EXEMPT IMPROVEMENTS TO SAID “PROPERTY” FROM TAXATION DURING TERM OF THAT CERTAIN COMPENSATION AGMT AUTHORIZED BY O#262/2015 AND O#145/2017 (COLLECTIVELY THE “COMPENSATION AGREEMENT”); EMERGENCY
- 125/2021** 16. AUTH SAF DIR TO ACCEPT GRANT FUNDS FR HARTFORD FINANCIAL SERVICES; AMEND APPROP O#49/2021; EMERGENCY (\$35,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 103001 FIRE ADMIN – OTHER)
- 126/2021** 17. AMEND APPROP O#49/2021; EMERGENCY (\$99,615.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 200501 GENERAL GOVERNMENT SUPPORT – OTHER; \$99,615.00 SUPP APPROP FR UNAPPROP BAL OF 7601 HEALTH FUND TO 7601 301001 HEALTH ADMIN – OTHER; \$99,615.00 INTER-FUND TRF FR 1001 GENERAL OPERATING FUND TO 7601 HEALTH FUND)
- 127/2021** 18. AMEND CHAPTER 749, ITINERANT RETAILERS OF PART SEVEN BUSINESS REGULATIONS CODE
- 128/2021** 19. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (2 VICTIM ADVOCATE POSITIONS FOR POLICE DEPT)

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

- 129/2021** 20. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (RENAME BENEFITS ADMIN TO HEALTH BENEFITS MANAGER)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, JULY 12, 2021 in Council Caucus Room @ 6:30 PM**

- 1) Finance Committee
- 2) Environmental & Public Utilities Committee
- 3) Judiciary Committee
- 4) Personnel Committee

MISCELLANEOUS BUSINESS: Member Kimbrough thanked everybody who attended the Juneteenth Festival at Nimisila Park and Mr. Stone for giving out the sunflower seeds to plant infinite peace gardens. Member Smuckler reminded everyone about the Thurman Munson Scholarship Dinner this Friday, which is a worthwhile cause to help educate kids in the community. It will be held at Skyland Pines at 5:00 with Ron Bloomberg, first designated hitter in baseball with the New York Yankees. Member Smith asked that everyone keep in prayer the family of the five year old in her ward that was accidentally hit by a car and lost his life. The oldest son, who was the quarterback for the McKinley Bulldogs recently got a scholarship to Ohio State.

QUOTE OF THE WEEK: *“Any man can be a father, but it takes someone special to be a dad. –Anne Geddes*

ADJOURNMENT: 7:44 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JULY 12, 2021 @ 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>