

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

OCTOBER 18, 2021

ROLL CALL: Ten Members Present

MOTION TO EXCUSE MEMBERS: Member Schulman and Member Fisher Absent

INVOCATION: Greg Hawk, Ward 1 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#13 – O#19, O#21 & O#22; 2nd Rdg O#23 - O#31; O#13 – O#19, O#21 & O#22 Adopted on 1st Rdg; O#27 – O#31 Adopted on 2nd Rdg; O#33 Adopted as Amended)

PUBLIC HEARINGS:

7:00 PM AN ORDINANCE DESIGNATING THE ZONING FOR THE TERRITORY KNOWN AS THE SKYLAND PINES 2021 ANNEXATION AREA CONTAINING APPROX 5.561 ACRES AS I-1 (LIGHT INDUSTRIAL), ASSIGNING SAID TERRITORY TO WARD 6; AND DECLARING THE SAME TO BE AN EMERGENCY (PLANNING COMMISSION RECOMMENDS APPROVAL) (NO SPEAKERS) **O#213/2021**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Kim Bell made reference to the letter that she previously distributed to Council regarding people in public housing, and expressed disdain that two of the Council Members threw it away. She said that all the attention goes to the Hall of Fame, and all the money goes to the west end of the City and not to the East. She suggested that Council ask the people living in these neighborhoods what they would like to see built there.

INFORMAL RESOLUTIONS:

- 31. COUNCIL-AS-A-WHOLE: RECOGNIZING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH. – ADOPTED
- 32. COUNCIL-AS-A-WHOLE: CONGRATULATING ARIANNA WILLIAMS, 4TH GRADE WINNER FROM CITY OF CANTON OF 2021 FIRE PREVENTION ESSAY CONTEST. – ADOPTED
- 33. COUNCIL-AS-A-WHOLE: CONGRATULATING JOSEPH SPENCER, 3RD GRADE WINNER FROM CITY OF CANTON OF 2021 FIRE PREVENTION COLORING CONTEST. – ADOPTED
- 34. COUNCIL-AS-A-WHOLE: COMMENDING SCOTT WINKHART, 2021 CANTON FIREFIGHTER OF THE YEAR. - ADOPTED
- 35. MAJORITY LEADER SMUCKLER: AUTH AND DIRECT SERV DIR TO OPEN ONE OR MORE PURCH ORDERS IN TOTAL AMT NOT TO EXCEED \$37,000.00 TO THE OHIO FLOOR COMPANY TO REPAIR AND REFINISH CIVIC CENTER BASKETBALL FLOOR. - ADOPTED

COMMUNICATIONS:

- 338. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 10/5/21. – RECEIVED & FILED
- 339. AUDITOR MALLONN: STATEMENT OF CASH POSITION DATED 9/30/21. – RECEIVED & FILED
- 340. CHIEF OF POLICE ANGELO: RPT OF DEPOSITS AND PAY-INS TO AMBULANCE LOCK BOX FOR SEPT 2021. – RECEIVED & FILED
- 341. COURT ADMINISTRATOR KOCHERA: AUTH MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF MENTAL HEALTH & ADDICTION SERVICES (ODMHAS) FOR RECEIPT OF FY2022 SPECIALIZED DOCKET SUBSIDY GRANT IN AMT OF \$90,000.00 FOR PERIOD COMMENCING IMMEDIATELY THRU 6/30/22; REQ \$90,000.00 SUPP APPROP FR UNAPPROP BAL OF SPECIALIZED DOCKET GRANT FUND #2797-701001 TO SPECIALIZED DOCKET GRANT FUND #2797-701001 PERSONNEL. – FINANCE COMMITTEE
- 342. COURT ADMINISTRATOR KOCHERA: AUTH COURT TO ENTER INTO ANY AND ALL CONTRACTING INSTRUMENTS AUTHORIZED BY LAW FOR DESIGN/BUILD OF JUDGES CORRIDOR RESTROOMS PROJ; REQ \$300,000.00 SUPP APPROP FR UNAPPROP BAL OF #2423-701001 COURT CAPITAL/SPECIAL PROJECTS FUND TO UNAPPROP BAL OF #2423-701001 – OTHER – COURT CAPITAL/SPECIAL PROJECTS FUND. – FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

343. DEPUTY MAYOR WILLIAMS: AUTH MAYOR AND/OR SERV DIR TO APPLY FOR, ENTER INTO AGMT FOR AND RECEIVE FAIR HOUSING PARTNERSHIP FUNDS FR DEPT OF HOUSING AND URBAN DEVELOPMENT (HUD); AUTH AUDITOR TO ESTABLISH 2230 2021 FH PARTNERSHIP GRANT FUND FOR TRACKING GRANT REVENUE AND EXPENDITURES; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ALL PROF CONTRACTS NECESSARY TO ALLOW FOR EFFECTIVE OPERATION OF PROGRAM DURING GRANT PERIOD USING ANY PROCESS IN CODIFIED ORD OR ORC; AMEND APPROP O#49/2021 (\$41,900.00 SUPP APPROP FR UNAPPROP BAL OF 2230 2021 FH PARTNERSHIP GRANT FUND TO 2230 505010 2021 FH PARTNERSHIP GRANT FUND); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
344. DEPUTY MAYOR WILLIAMS: AUTH MAYOR TO SUBMIT ANY AMENDMENTS TO CITY'S 2021 ANNUAL ACTION PLAN TO US DEPT OF HOUSING AND URBAN DEVELOPMENT (HUD) THAT WILL BE REQUIRED TO CARRY OUT HOME-AMERICAN RESCUE PLAN ACT (HOME-ARP) PROGRAM; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO AGMT FOR AND RECEIVE ADDT'L HOME-ARP FUNDS IN AMT OF \$2,573,468.00 FR HUD; AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR TIMELY EXPENDITURE OF HOME-ARP FUNDS; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ALL PROF CONTRACTS NECESSARY TO ALLOW FOR EFFECTIVE OPERATION OF PROGRAM DURING GRANT PERIOD USING ANY PROCESS IN CODIFIED ORD OR ORC; AMEND APPROP O#49/2021 (\$2,573,468.00 SUPP APPROP FR UNAPROP BAL OF 2214 HOME INVESTMENT PARTNERSHIP PROGRAM TO 2214 506020 HOME-ARP – OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
345. FINANCE DIRECTOR CROUSE: AMEND APPROP O#49/2021 WITH VARIOUS SUPP APPROPS, SUPP APPROP TRFS AND INTER-FUND TRF; EMERGENCY (MISC ADJUSTMENTS TO ACCTS THAT ARE OUT OF BALANCE OR SHORT ON FUNDS). – FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
346. HEALTH COMMISSIONER ADAMS: AUTH AUDITOR TO CREATE FUND 2330 – PUBLIC HEALTH WORKFORCE GRANT; AMEND APPROP O#49/2021 (\$10,000.00 ADV FR 7601 301001 HEALTH – ADMINISTRATION – OTHER ADVANCE OUT TO 2330 301001 – PUBLIC HEALTH WORKFORCE GRANT UNAPPROP BAL); AMEND APPROP O#49/2021 (\$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 2330 – PUBLIC HEALTH WORKFORCE GRANT TO 2330 301001 – PUBLIC HEALTH WORKFORCE GRANT – 600 PERSONNEL FOR \$3,000.00 AND TO 2330 301001 – PUBLIC HEALTH WORKFORCE GRANT – 700 OTHER FOR \$7,000.00). – FINANCE COMMITTEE
347. LAW DIRECTOR BATES AYLWARD: REQ LEGISLATION ALLOWING \$5,000.00 PER YEAR RAISE TO PROSECUTORS, TARYN DOUGLAS, ELISE HAMILTON AND SETH MARCUM, EFFECTIVE FIRST PAY PERIOD AFTER PASSAGE OF ORDINANCE. – FINANCE AND PERSONNEL COMMITTEES
348. LIQUOR CONTROL DIV (OHIO): REQ STCK TRF OF C1, C2 PERMIT TO SPEEDWAY LLC, DBA SPEEDWAY 1153, 2920 12TH ST NW (WARD 1). – RECEIVED & FILED
349. LIQUOR CONTROL DIV (OHIO): REQ STCK TRF OF C1, C2 PERMIT TO SPEEDWAY LLC, DBA SPEEDWAY 9758, 3131 W TUSCARAWAS (WARD 3). – RECEIVED & FILED
350. LIQUOR CONTROL DIV (OHIO): REQ STCK TRF OF C2, C2X PERMIT TO SPEEDWAY LLC, DBA SPEEDWAY 9319, 2619 CLEVELAND AVE SW (WARD 4). – RECEIVED & FILED
351. LIQUOR CONTROL DIV (OHIO): REQ STCK TRF OF D2, D2X PERMIT TO SPEEDWAY LLC, DBA SPEEDWAY 6234, 2331 FAIRCREST ST SW (WARD 4). – RECEIVED & FILED

COMMUNICATIONS CONTINUED:

352. LIQUOR CONTROL DIV (OHIO): REQ STCK TRF OF C1, C2 PERMIT TO SPEEDWAY LLC, DBA SPEEDWAY 6465, 2215 FAIRCREST ST SW (WARD 4). – RECEIVED & FILED
353. LIQUOR CONTROL DIV (OHIO): REQ STCK TRF OF C1, C2, D6 PERMIT TO SPEEDWAY LLC, DBA SPEEDWAY 9399, 2122 NAVARRE RD SW (WARD 5). – RECEIVED & FILED
354. LIQUOR CONTROL DIV (OHIO): REQ TRF OF D1, D2, D3, D3A, D6 PERMIT TO ALL DAY CAFÉ LLC, 1836 MAPLE AVE NE, 1ST FL & PATIO FROM WALTHERS CAFÉ, INC., 1836 MAPLE AVE NE, 1ST FL & PATIO (WARD 9). – RECEIVED & FILED
355. LIQUOR CONTROL DIV (OHIO): REQ NEW D-2-3-3A PERMIT FOR SOL RESTAURANT NIGHT CLUB LLC, 1916 CLEVELAND AVE NW (WARD 9). – RECEIVED & FILED
356. LIQUOR CONTROL DIV (OHIO): REQ TRF OF C1, C2, D6 PERMIT TO 905 LLC, DBA HARMONT DRIVE THRU, 3315 HARMONT AVE NW, UNITS A & B FROM VENKAT R. ADUSUMILLI, DBA HARMONT DRIVE THRU, 3315 HARMONT AVE NW, UNITS A & B (WARD 6). – RECEIVED & FILED
357. LIQUOR CONTROL DIV (OHIO): REQ NEW D1 PERMIT FOR HD PRODUCTIONS AND ENTERTAINMENT LLC, DBA SPECIAL OCCASIONS, 220 DUEBER AVE SW (WARD 5) – RECEIVED & FILED
358. MAYOR BERNABEI: AUTH APPT OF MR. TIM MILLER TO ZONING BOARD OF APPEALS COMMENCING 11/8/21 TO 12/31/24. – PERSONNEL COMMITTEE
359. PARKS & REC DIRECTOR FOLTZ: REQ TRF OF 700 HOURS SICK TIME EARNED BACK TO DANIEL GRAVILA BY WAIVER OR MODIFICATION OF CODIFIED ORD 151.14 (HIRED FOR POSITION OF GENERAL MAINTENANCE FOREMAN EFFECTIVE 7/27/21). – PERSONNEL COMMITTEE
360. PLANNING DIRECTOR ANGUS: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL PROF SERV CONTRACTS FOR DESIGN OF PUBLIC RESTROOM AND CENTENNIAL PLAZA OPERATIONAL SUPPORT FACILITY TO BE LOCATED AT COURT AVE NW AND 4TH ST NW, DOWNTOWN CANTON; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; AMEND APPROP O#49/2021(\$57,600.00 SUPP APPROP FR UNAPPROP BAL OF 2175 COMPREHENSIVE PLAN FUND TO 2175 200501 GENERAL GOVERNMENT SUPPORT ADMIN – OTHER); EMERGENCY. – FINANCE AND DOWNTOWN DEVELOPMENT COMMITTEES
361. SERVICE DIRECTOR HIGHMAN: INFORM COUNCIL THAT CITY WILL NOT BE ENTERING INTO PROJECT LABOR AGMT (PLA) FOR BASILICA OF ST JOHN THE BAPTIST (MCKINLEY AVE N) STREETScape PROJ, GP 1359, PURSUANT TO SUBSEC 105.01(b)(5) OF CODIFIED ORD. – RECEIVED & FILED
362. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER 2 WITH THE SHELLY COMPANY IN AMT NOT TO EXCEED \$700,000.00; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS RELATED TO THIS CHANGE ORDER; EMERGENCY (2021 PAVING PROGRAM, GP 1352). – PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
363. SERVICE DIRECTOR HIGHMAN: AUTH SERV DIR TO OPEN PURCH ORDER IN AMT OF \$37,000.00 TO THE OHIO FLOOR COMPANY FOR REPAIR AND REFURBISHMENT OF CIVIC CENTER BASKETBALL COURT. - RECEIVED & FILED
364. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH SMG FOR MGMT OF CANTON MEMORIAL CIVIC CTR; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (CURRENT CONTRACT EXPIRES 12/31/21). – FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

365. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO FINAL PARTICIPATION AGMT STA US-62-24.05 PID 100824 WITH ODOT TO REPLACE CITY WATER LINES AS PER TERMS OUTLINED IN ATTACHED FINAL AGMT PROVIDED BY ODOT; AUTH MAYOR AND/OR SERV DIR TO ASSUME AND BEAR 100% OF COSTS OF WATER LINE CONSTRUCTION; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS RESULTING FROM HIGHER BID COSTS/NECESSARY CHANGE ORDERS ENCOUNTERED BY ODOT DURING PROJ; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (US-62 FR MAPLE AVE NE TO 30TH ST NE). – ENVIRONMENTAL & PUBLIC UTILITIES AND FINANCE COMMITTEES
366. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO FINAL PARTICIPATION AGMT STA SR-172-10.86 PID 111010 WITH ODOT TO REPLACE CITY WATER LINES AS PER SAMPLE LEGISLATION TO BE PROVIDED; AUTH CITY TO ASSUME AND BEAR 100% OF COSTS OF WATER LINE CONSTRUCTION; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS RESULTING FROM HIGHER BID COSTS/NECESSARY CHANGE ORDERS ENCOUNTERED BY ODOT DURING PROJ; AMEND APPROP O#49/2021(\$600,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207077 SR-172 WATER MAIN REPLACEMENT PROJECT – OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (SR-172 FR PERRY DR TO SARATOGA AVE NW & PERRY DR FR 12TH ST SW TO SR-172). - ENVIRONMENTAL & PUBLIC UTILITIES AND FINANCE COMMITTEES
367. SERVICE DIRECTOR HIGHMAN: AUTH PARTICIPATORY LEGISLATION THAT ALLOWS ODOT TO CONSTRUCT STA-US30-16.46/STA-SR43-10.74, PID 110615, GP1368 (RT 30 PAVING AND BRIDGE WORK) PROJ AND MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH ODOT FOR CONSTRUCTION OF PROJ PER SAMPLE LEGISLATION TO BE PROVIDED; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (US-30 WITHIN CANTON CORP LIMITS FR JUST EAST OF WARNER RD TO EAST CITY LIMITS INCLUDING PORTION OF SR-43 (WAYNESBURG DR SE). – PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
368. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER 3 AND FINAL IN AMT OF \$1,572.75 WITH NORTHSTAR ASPHALT, INC. FOR 13TH ST NW ROADWAY RECONSTRUCTION PROJ, GP 1248, PID 104873; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER 1 AND FINAL IN AMT OF \$17,974.78 WITH MICHAEL BAKER INTERNATIONAL, INC. FOR THIS PROJ; RETRO AUTH ANY AND ALL ACTIONS TAKEN TO COMPLETE PROJ PRIOR TO COMPLETION OF FINAL CHANGE ORDERS DIRECTING AUDITOR TO PAY ANY AND ALL MORAL OBS RELATED TO SAME; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE COMMITTEE
369. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER ANY AND ALL CONTRACTS NECESSARY, USING ANY PROCUREMENT PROCESS AUTHORIZED BY LAW, TO COMPLETE APPROX \$3.2 MILLION OF REPAIRS AT THURMAN MUNSON MEMORIAL STADIUM; WAIVE INFORMAL RESOLUTION REQUIREMENTS OF CANTON CODIFIED ORD 105.09 FOR PURCH RELATED TO THIS PROJ; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS FOR CONSTRUCTION CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14 WITHIN ESTABLISHED DOLLAR AMT THRESHOLDS; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH BOARD OF EDUCATION FOR CANTON CITY SCHOOL DISTRICT FOR LEASE OF THURMAN MUNSON MEMORIAL STADIUM; AMEND O#49/2021 (\$3,200,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 502550 BASEBALL STADIUM - OTHER); EMERGENCY. – FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

370. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR NORTHEAST WATER TREATMENT PLANT OFFICE REMODEL PROJ; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE COMMITTEE
371. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT CHANGE ORDER #2 OF 12TH ST NW WATER MAIN REPLACEMENT PROJ WITH WENGER EXCAVATING, INC. FOR ADDT'L AMT OF \$36,261.56; REQ \$36,261.56 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207071 12TH STREET NW WATER MAIN REPLACEMENT PROJECT – OTHER; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS AS PART OF THIS CHANGE ORDER; EMERGENCY. - FINANCE COMMITTEE
372. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS FR 1/1/21 TO 9/30/21. – RECEIVED & FILED
373. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR SEPT 2021. – RECEIVED & FILED
374. TREASURER PEREZ: RPTS OF 9/30/21 BANK RECS AND OUTSTANDING INVESTMENTS AS OF 9/30/21. – RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. APPROVE STATEMENT OF SERVICES TO BE PROVIDED TO PROPERTY OWNER IN THE 4595 KIRBY AVE NE 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 2. AUTH MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (PARCEL #229325 ON 9TH ST NW FOR TRF TO CAMPBELL LANDSCAPING LLC)
Referred to Community & Economic Development Committee
- 1ST RDG 3. AUTH MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY IN CITY OF CANTON LAND REUTILIZATION PROGRAM TO CAMPBELL LANDSCAPING LLC; EMERGENCY (PARCEL #214261 ON ESSIG CT NW)
Referred to Community & Economic Development Committee
- 1ST RDG 4. APPROVE AND ACCEPT REPLAT OF PART OF LOT 17668 AND ALL OF LOTS 17665, 17667, 17669, 17670, 17671 AND PART OF OUT LOT 368; EMERGENCY (PARCELS 245432, 202235 & 238762, 1700 BLK MAPLE AVE NE FOR CRAIG MILLER, SHEILA WILLIAMS & STACY DALTON, WARD 9)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 5. APPROVE AND ACCEPT REPLAT OF LOTS 9030 – 9035; EMERGENCY (PARCELS 214456, 225583, 213758, 203010 & 10002689, 1400 BLK SYCAMORE AVE SE FOR HABITAT FOR HUMANITY, WARD 4)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 6. AMEND SEC 1195.05, DUTIES OF BOARD OF CHAPTER 1134 OF PLANNING AND ZONING CODE
Referred to Judiciary Committee **PUB HRG 11/22/21 @ 7:00 PM**
- 1ST RDG 7. AMEND SEC 1198.12, MEDICAL MARIJUANA FACILITIES INCLUDING CULTIVATION FACILITIES, PROCESSING FACILITIES, DISPENSARIES AND TESTING LABS OF CHAPTER 1198 OF PLANNING AND ZONING CODE
Referred to Judiciary Committee **PUB HRG 11/22/21 @ 7:01 PM**
- 1ST RDG 8. AMEND SEC 1134.05, STORAGE OF VEHICLES IN ZONING DISTRICTS OF CHAPTER 1134 OF PLANNING AND ZONING CODE
Referred to Judiciary Committee **PUB HRG 11/22/21 @ 7:02 PM**
- 1ST RDG 9. AMEND CHAPTER 1147, PERMITTED USES, BUSINESS AND INDUSTRIAL ZONING DISTRICTS AND SEC 1148.03, I-1 LIGHT INDUSTRIAL DISTRICT PERMITTED USES OF CHAPTER 1148, SPECIAL PROVISIONS FOR BUSINESS AND INDUSTRIAL USES OF PART ELEVEN OF PLANNING AND ZONING CODE
Referred to Judiciary Committee **PUB HRG 11/22/21 @ 7:03 PM**
- 1ST RDG 10. AMEND CHAPTER 1147, PERMITTED USES, BUSINESS AND INDUSTRIAL ZONING DISTRICTS OF PLANNING AND ZONING CODE
Referred to Judiciary Committee **PUB HRG 11/22/21 @ 7:04 PM**

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 11. AUTH AUDITOR TO PAY ALL MORAL OBS FOR ENVIROSERVE, INC. FOR EXPENSES RESULTING PRIOR TO PASSAGE OF THIS ORDINANCE; EMERGENCY (CHEMICAL SPILL AT 116 CLEVELAND AVE NW)
Referred to Finance Committee
- 1ST RDG 12. AMEND APPROP O#49/2021; EMERGENCY (\$2,049.27 SUPP APPROP FR UNAPPROP BAL OF 5206 WATER SECURITY FUND TO 5206 207001 WATER SECURITY FUND – OTHER; \$2,049.27 INTER-FUND TRF FR 5206 207001 WATER SECURITY FUND – OTHER TO 5201 207001 WATER OPERATING FUND – OTHER) (UNUSED BALANCE OF FUNDS)
Referred to Finance Committee
- (COUNCIL RECESSED AT 7:36 PM FOR FINANCE, COMMUNITY & ECONOMIC DEVELOPMENT, PERSONNEL AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES TO DISCUSS O#13 THROUGH O#19, O#21 AND O#22; RECONVENED AT 7:57 PM)***
- 199/2021 13. AUTH MAYOR OR SERV DIR TO ENTER INTO LOAN AGMT, AND ANY OTHER RELATED AGMTS, IN AMT NOT TO EXCEED \$300,000.00 OF ISSUE 13 COMPREHENSIVE FUNDS WITH CANTON LOGISTICS, LLC IN ORDER TO PROVIDE GAP FINANCING FOR NEW CONSTRUCTION PROJ; AMEND APPROP O#49/2021; EMERGENCY (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 2170 NEIGHBORHOOD DEV FUND TO 2170 200501 GENERAL GOVERNMENT SUPPORT ADMIN – OTHER)
Referred to Finance and Community & Economic Development Committees
- 200/2021 14. AUTH MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF MENTAL HEALTH & ADDICTION SERVICES FOR RECEIPT OF FY2022 RECOVERY COURT ATP GRANT IN AMT OF \$5,475.00; AMEND APPROP O#49/2021; EMERGENCY (\$5,475.00 SUPP APPROP FR UNAPPROP BAL OF 2797 RECOVERY COURT ATP GRANT FUND TO 2792 701001 RECOVERY COURT ATP GRANT – OTHER)
Referred to Finance Committee
- 201/2021 15. AMEND APPROP O#49/2021; EMERGENCY (\$75,000.00 SUPP APPROP FR UNAPPROP BAL OF 2423 COURT CAPITAL/SPECIAL PROJECTS FUND TO 2423 701001 COURT CAPITAL/SPECIAL PROJECTS – PERSONNEL)
Referred to Finance Committee
- 202/2021 16. AUTH MAYOR OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF ONE LICENSE PLATE READER AND SECONDARY GATEWAY ROUTER FOR POLICE DEPT OR TO ALTERNATIVELY PURCH SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTH AUDITOR TO CREAT 2801-OCJS 2020 PROJECT SAFE NEIGHBORHOOD GRANT FUND; AMEND APPROP O#49/2021; EMERGENCY (\$22,800.00 SUPP APPROP FR UNAPPROP BAL OF 2801 OCJS PROJECT SAFE NEIGHBORHOOD GRANT FUND TO 2801 102001 POLICE ADMIN – OTHER; \$22,800.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN – ADV OUT; \$22,800.00 INTERFUND ADV FR 1001 102001 ADVANCE OUT TO OTHER FUND TO 2801 102001 ADVANCE IN FROM OTHER FUND)
Referred to Finance Committee
- 203/2021 17. AMEND EXHIBIT TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (DEPT 10BC, PLUMBING INSPECTOR FOR BLDG/CODE DEPT)
Referred to Personnel Committee
- 204/2021 18. AMEND EXHIBIT TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (DEPT 10BC, CODE OFFICER FOR BLDG/CODE DEPT)
Referred to Personnel Committee
- 205/2021 19. AMEND EXHIBIT TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (DEPT 10BC, CODE ENFORCEMENT ADMIN FOR BLDG/CODE DEPT)
Referred to Personnel Committee
- 1ST RDG 20. AUTH MAYOR OR SERV DIR TO ENTER INTO CONTRACT CHANGE ORDER #2 IN AMT NOT TO EXCEED \$274,974.00 WITH SHELLY COMPANY FOR CLEVELAND AVE WATER MAIN REPLACEMENT PROJ; AMEND APPROP O#49/2021; EMERGENCY (\$120,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207055 CLEVELAND AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER)
Referred to Finance Committee
- 206/2021 21. AUTH MAYOR OR SERV DIR TO ACQUIRE SANITARY SEWER RIGHTS FOR AREAS RELATED TO HALL OF FAME VILLAGE TO CANTON INCLUDED IN GENERAL DEVELOPMENT PLAN (GDP) AREA AND TO COMPENSATE COUNTY FOR SAID CONVEYANCES AND TO ENTER INTO AGMTS WITH STARK COUNTY FOR OWNERSHIP, OPERATION AND MAINTENANCE OF SANITARY SEWERS AND FACILITIES IN GDP AREA; AMEND APPROP O#49/2021; EMERGENCY (\$600,000.00 SUPP APPROP FR UNAPPROP BAL OF 5413 SEWER REPLACEMENT FUND TO 5413 202010 ENGINEER – DAILY OPERATIONS – OTHER)
Referred to Environmental & Public Utilities and Finance Committees

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 207/2021** 22. AUTH MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF MENTAL HEALTH & ADDICTION FOR RECEIPT OF FY2022 SPECIALIZED DOCKET SUBSIDY GRANT IN AMT OF \$90,000.00; AMEND APPROP O#49/2021; EMERGENCY (\$90,000.00 SUPP APPROP FR UNAPPROP BAL OF 2797 SPECIALIZED DOCKET GRANT FUND TO 2797 701001 SPECIALIZED DOCKET GRANT – PERSONNEL)
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#23 - O#31; O#27 – O#31 ADOPTED)**

- 2ND RDG** 23. AUTH MAYOR OR SERV DIR TO ENTER INTO CONTRACT WITH MKSK, INC. IN AMT NOT TO EXCEED \$120,000.00 FOR RE-IMAGINING COURT AVE MASTER PLAN AND COMPREHENSIVE STRATEGY INITIATIVE; EMERGENCY (C&ED)
- 2ND RDG** 24. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR SALE OF CITY OWNED REAL PROPERTY AND TO ENTER INTO ALL CONTRACTS NECESSARY TO FACILITATE SALE OF SAID PROPERTY; EMERGENCY (STARK COUNTY AUDITOR PARCELS 213533, 227179, 281087, 201291, 234733, 226655, 10005759, 202194, 206609, 206988, 246345, 233228, 232390 AND 230834) (C&ED)
- 2ND RDG** 25. AMEND APPROP O#49/2021; EMERGENCY (\$6,513.50 SUPP APPROP FR UNAPPROP BAL OF 5225 CARNWISE WATER MAIN FUND TO 5225 207001 CARNWISE WATER MAIN – OTHER) (FIN)
- 2ND RDG** 26. AMEND APPROP O#49/2021; EMERGENCY (\$26,025.00 SUPP APPROP FR UNAPPROP BAL OF 5213 PLAIN TOWNSHIP ORCHARDALE WATER MAIN FUND TO 5213 207001 PLAIN TOWNSHIP ORCHARDALE WATER MAIN – OTHER) (FIN)
- 208/2021** 27. AMEND EXHIBIT A TO O#100/2011, AS AMENDED, CLASSIFICATION PLAN FOR NON-BARGAINING UNIT PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY (LAW DEPT, BLDG/CODE PROSECUTOR) (PERS)
- 209/2021** 28. AUTH MAYOR OR SERV DIR TO ENTER INTO ALL AGMTS NECESSARY FOR TRF OF PROPERTY LOCATED AT STARK COUNTY AUDITOR PARCEL 284896 FOR \$68,000.00 TO BOARD OF EDUCATION FOR CANTON CITY SCHOOL DISTRICT PURSUANT TO ORC SECS 3313.39, 163.04 AND 163.041; EMERGENCY (CRENSHAW MIDDLE SCHOOL EXPANSION) (PPCI)
- 210/2021** 29. AUTH MAYOR OR SERV DIR TO: NEGOTIATE AND ENTER INTO AGMT FOR PURCH OF VARIOUS PARCELS IN TOTAL AMT NOT TO EXCEED \$445,000.00; ENTER INTO CONTRACT FOR ENGINEERING DESIGN SERVS FOR RENOVATION OF PROPERTIES PURCH; AND OPEN PURCH ORDERS IN AMT NOT TO EXCEED \$50,000.00 PER PURCH ORDER FOR IMMEDIATE SECURITY UPGRADES TO SITE WAVING INFORMAL RESOLUTION REQUIREMENTS OF CODIFIED ORD 105.09 FOR SAID UPGRADES; AMEND APPROP O#49/2021; EMERGENCY (\$600,000.00 APPROP TRF FR 4501 202060 STEESE AREA (39TH ST NW) PROJECT – OTHER TO 4501 202063 SALT STORAGE FACILITY PROJECT, GP 1371 – OTHER) (PPCI)
- 211/2021** 30. AUTH CLERK OF COUNCIL TO CERTIFY TO COUNTY AUDITOR UNPAID AND DELINQUENT CHARGES FOR WATER, SANITATION AND SEWER SERVICES; EMERGENCY (E&PU)
- 212/2021** 31. DECLARE NECESSITY AND INTENT TO APPROP PARCELS FOR INVEST HEALTH PROJ; ESTABLISH FAIR MARKET VALUE (“FMV”) OF REAL PROP; EMERGENCY (1318 GONDER AVE SE) (C&ED)

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

- 213/2021** 32. DESIGNATE ZONING FOR TERRITORY KNOWN AS SKYLAND PINES 2021 ANNEXATION AREA CONTAINING APPROX 5.561 ACRES AS I-1 (LIGHT INDUSTRIAL) AND ASSIGNING SAID TERRITORY TO WARD 6; EMERGENCY **PUB HRG 10/18/21 @ 7:00 PM**

AMENDED AS

- 214/2021** 33. AUTH MAYOR OR SAF DIR TO: ENTER INTO AGMT FOR AND ACCEPT \$131,181.25 FR DEPT OF HOMELAND SECURITY TO ASSISTANCE TO FIREFIGHTERS GRANT; ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF CASCADE SYSTEM FOR BREATHING APPARATUS FOR FIRE DEPT AND ENTER INTO CONTRACT FOR PURCH OF SAID ITEMS IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTH AUDITOR TO RENAME 2775 SAFE NEIGHBORHOOD HERO'S GRANT FUND TO 2775 2020 ASSISTANCE TO FIREFIGHTERS GRANT FUND; AMEND APPROP O#49/2021; EMERGENCY (\$131,181.25 SUPP APPROP FR UNAPPROP BAL OF 2775 2020 ASSIST TO FIREFIGHTERS GRANT FUND TO 2775 103001 FIRE ADMIN – OTHER; \$131,181.25 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 103001 – FIRE ADMIN – ADV OUT FOR \$118,063.15 AND TO 1001 103001 – FIRE ADMIN – TRANSFER OUT FOR \$13,118.10; \$13,118.10 INTERFUND TRF FR 1001 103001 – TRANSFER OUT TO OTHER FUND TO 2775 103001 – TRANSFER IN FROM OTHER FUND; \$1,000.00 INTERFUND TRF FR 2775 103001 TRANSFER OUT TO OTHER FUND TO 1001 103001 TRANSFER IN FROM OTHER FUND; \$118,063.15 INTERFUND ADV FR 1001 103001 – ADVANCE OUT TO OTHER FUND TO 2775 103001 – ADVANCE IN FROM OTHER FUND)
- 215/2021** 34. AUTH MAYOR OR SERV DIR TO ENTER INTO DESIGN AND/OR CONSTRUCTION OVERSIGHT CONTRACT FOR MARKET AVE SOUTH STREETSCAPE PROJ, GP 1319; AMEND APPROP O#49/2021; EMERGENCY (\$55,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUND TO 4501 202001 ENGINEERING ADMIN – OTHER)

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

- 216/2021** 35. AMEND APPROP O#49/2021; EMERGENCY (\$275,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207069 SUGARCREEK WTP RENOVATION PROJECT FUND – OTHER; \$28,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207070 CROMER RESERVOIR IMPROVEMENT PROJECT FUND – OTHER)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, NOVEMBER 8, 2021 in Council Caucus Room @ 6:00 PM**

- 1) Finance Committee
- 2) Community & Economic Development Committee
- 3) Annexation Committee
- 4) Personnel Committee
- 5) Judiciary Committee
- 6) Public Safety & Thoroughfares Committee

Executive Session

MISCELLANEOUS BUSINESS: Member Smuckler announced that tomorrow night at 6:00 PM at Centennial Park there will be a Take Back the Night rally for domestic violence awareness. He encouraged everyone to attend. Mayor Bernabei presented Council, Auditor Mallonn and Law Director Bates Aylward with a commemorative replica of the donor wall at Centennial Plaza, and thanked them for their support in the construction, ongoing maintenance and operation of the Plaza. He announced that last week the Amazon Project officially closed, and they were acknowledged as the Project owner. He said that no incentives were asked for or given regarding this project. He thanked all Cabinet Members, Department Heads and special teams for their hard work. They held several meetings in a very confidential, cooperative and timely manner with the developer since the beginning regarding zoning and annexation. He thanked the Law Department for their instrumental work behind the scenes and Council's involvement with the annexation process. All this cooperative work was critical to the final decision and the outcome of the project. He stated that they frequently received thanks from the developer for the extraordinary attention given to this project. He again thanked everyone who worked towards this. He announced that this is McKinley/Massillon week. This Saturday will be Game #132 dating back to 1894. There will be events every day of the week, including the blood drive and the Food Fight for the Stark County Hunger Task Force. He urged Council to support the food drive. There will be a community parade and rally on Friday night beginning at 6:00 PM at the Civic Center and ending at Centennial Plaza. All of this is a huge support for the high school. He urged everyone to come to either the game or the free Centennial Plaza celebration. He acknowledged Coach Antonio Hall, and feels that he is the right person to run the program. He asked for everyone's support of the program and the team. Member Smith thanked Canton City School for refurbishing Crenshaw's football field. She congratulated the Crenshaw Bulldogs on being undefeated. She acknowledged the great job that the Park Department does in maintaining the City parks. Sometimes they have trouble obtaining updated equipment because it's on hold due to COVID. However, most of the parks have been upgraded, and she acknowledged Park Director Foltz and his staff for doing a great job. She announced that on October 30th, there will be a Trunk or Treat at the Southeast Community Center and she urged everyone to participate. She also announced that the Juneites will host a Massillon/McKinley breakfast on Saturday morning from 9:00 to 12:00 at the Nazir Grotto Hall. If anyone needs tickets, please see her. Member Hall wished Member Smith a Happy Birthday. Member Kimbrough announced that there will be a Trunk or Treat on the 28th at Stadium Park from 5:30 to 7:00 PM.

ADJOURNMENT: 8:29 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, NOVEMBER 8, 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>