

FINAL
A G E N D A
7:00 PM

CANTON CITY COUNCIL

MARCH 14, 2022

ROLL CALL: Ten Members Present

MOTION TO EXCUSE MEMBERS: President Sherer, Member Scaglione and Member Morris Absent

INVOCATION: Louis Giavasis, Council Member-at-Large

PLEDGE OF ALLEGIANCE: President Pro Tem Smuckler

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#7 – O#9; 2nd Rdg O#10 – O#16; O#7 – O#9 Adopted on 1st Rdg; O#16 Adopted on 2nd Rdg; O#20 Adopted as Amended)

PUBLIC HEARINGS:

7:00 PM AN ORDINANCE AMENDING O#55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; LOCATED AT 1819 MARKET AVE N (PARCELS 230241, 230242 & 230243) FROM R-4 (MULTI-FAMILY RESIDENTIAL) TO PB-1 (PLANNED BUSINESS OFFICE DISTRICT), WARD 9; PLANNING COMMISSION RECOMMENDS APPROVAL (2 SPEAKERS) **O#54/2022**

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Laura Simon attended the zoning meeting last week where they discussed spot zoning. She would like to see that continue. She compared the procedure to baking a recipe because you need the proper ingredients, that being the public and elected officials, and you need to follow the proper procedure and take the proper amount of time to develop the final decision. She would like for the public to be informed through annual reports of any changes in procedure, and encouraged elected officials not to “skip the time.” Fire Chief Akbar Bennett spoke about the wage increase for the police cadets being higher than that offered to the firefighters. He feels that it is unfair and sends the message that firefighters are not as valued as police officers. He asked for equality by tabling any decision on this and allow for further discussion. Division Chief Steve Henderson distributed a salary survey comparing Canton with other area police and fire departments. He would like to get to a point where they are competitive and can keep their good people. Ida Ross Freeman is very upset that, after being told that Officer Huber would be on administrative leave, she found out that he is not. She feels that this is a way to keep Blacks in line through intimidation and not come forward with the truth. Jay Cousins spoke about the shooting of James Williams, who is his cousin. He said that James was merely performing a New Years’ ritual that’s done all over the country, and he believes that the police were totally wrong in the way they handled the entire situation. He said that the justice system is all injustice. The police are out slaughtering people of color, and now the officer that killed James has a desk job. That is not right.

INFORMAL RESOLUTIONS:

32. PERSONNEL COMMITTEE: CONFIRM APPT OF MR. MICHAEL REX TO CANTON BOARD OF BUILDING APPEALS COMMENCING 3/14/22 TO 12/31/22. - ADOPTED
33. PERSONNEL COMMITTEE: APPT OF COUNCILMEMBER WILLIAM J. SMUCKLER TO STARK STATE JEDD BOARD OF TRUSTEES COMMENCING 3/14/22 FOR 4-YR TERM. – ADOPTED

COMMUNICATIONS:

97. AUDITOR MALLONN: REQ FOR ADDT’L AMENDED CERT DATED 2/28/22. – RECEIVED & FILED
98. AUDITOR MALLONN: REQ LEGISLATION FOR ISSUANCE OF 15 YR AMORTIZING BOND DEBT INSTRUMENT IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$17,400,000.00 AS ALL FUNDS TO ADDRESS PROPERTY CONDITIONS FOR PUBLIC HEALTH AND SAFETY THRU MAINTAINING AND REPAIR OF VARIOUS CITY OWNED BLDGS/ROOFS HAS PREVIOUSLY BEEN SPENT. – FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
99. AUDITOR MALLONN: REQ LEGISLATION FOR ISSUANCE OF 15 YR AMORTIZING BOND DEBT INSTRUMENT IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$17,400,000.00 FOR CONTINUED OPERATION AND COSTS OF REVITALIZATION WITHIN CITY AND TO ADDRESS PROPERTY CONDITIONS FOR PUBLIC HEALTH AND SAFETY THRU IMPROVING CITY’S SERVICE CTR INCLUDING DEMO OF DETERIORATING BLDGS, SERVICE CTR RECONFIGURATION, IMPOUND LOT EXPANSION AND IMPROVING THEIR SITES. – FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
100. AUDITOR MALLONN: REQ LEGISLATION FOR ISSUANCE OF 15 YR AMORTIZING BOND DEBT INSTRUMENT IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$17,400,000.00 FOR CONTINUED OPERATION AND COSTS OF REVITALIZATION WITHIN CITY AND IN ORDER TO ADDRESS PROPERTY CONDITIONS FOR PUBLIC HEALTH AND SAFETY THRU RENOVATING AND REFURBISHING CITY SALT DOME. – FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES
101. AUDITOR MALLONN: REQ LEGISLATION FOR ISSUANCE OF 15 YR AMORTIZING BOND DEBT INSTRUMENT IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$17,400,000.00 FOR CONTINUED OPERATION AND COSTS OF REVITALIZATION WITHIN CITY AND IN ORDER TO ADDRESS PROPERTY CONDITIONS FOR PUBLIC HEALTH AND SAFETY THRU DESIGNING, ENGINEERING, CONSTRUCTING, FURNISHING AND EQUIPPING BLDG FOR SANITATION OPERATION OF CITY’S SERVICE DEPT, FURTHER IMPROVEMENTS TO CITY’S SERVICE CTR AND IMPROVING THEIR SITES. – FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES

COMMUNICATIONS CONTINUED:

102. AUDITOR MALLONN: STATEMENT OF CASH POSITION DATED 2/28/22. – RECEIVED & FILED
103. CHIEF OF POLICE ANGELO: RPT OF DEPOSITS AND PAY-INS TO AMBULANCE LOCK BOX FOR FEBRUARY, 2022. – RECEIVED & FILED
104. LAW DIRECTOR BATES AYLWARD: RATIFY TENTATIVE AGMT BETWEEN CITY OF CANTON AND FRATERNAL ORDER OF POLICE (FOP) RESULTING FR RECENT CONTRACT NEGOTIATIONS (TERM OF AGMT 1/1/22 – 12/31/24). – PERSONNEL COMMITTEE
105. LIQUOR CONTROL DIV (OHIO): REQ NEW C1, C2, D6 PERMIT FOR FAMILY DOLLAR STORES OF OHIO LLC, DBA FAMILY DOLLAR STORE 21348 @ 3032 MAHONING RD (WARD 6). – RECEIVED & FILED
106. MAYOR BERNABEL: APPT COUNCILMEMBER WILLIAM J. SMUCKLER TO STARK STATE JEDD BOARD OF TRUSTEES COMMENCING 3/14/22 FOR 4-YR TERM. – PERSONNEL COMMITTEE
107. MAYOR BERNABEL: AUTH PROPERTY LOCATED AT 1020 MARKET AVE N., CANTON OH 44702, WHICH CONSISTS OF PARCELS 10007992, 2430607, 227840, 202329, 232312, 247217, 247902, 247903, 247218 AND 247219, WHICH ARE NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO BE CONVEYED TO CANTON COMMUNITY IMPROVEMENT CORP FOR ECONOMIC DEVELOPMENT PURPOSES FOR PRICE OF \$1.00 FOR SUBSEQUENT CONVEYANCE TO CHRIS MAGGIORE OR LLC TO BE NAMED LATER FOR PURCH PRICE OF \$1.3 MILLION; PROCEEDS OF SALE SHALL BE RETURNED BY CCIC TO COMPREHENSIVE PLAN FUND; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (NATIONWIDE BLDG). – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
108. MAYOR BERNABEL: AUTH APPT OF MR. BRETT MCELFFRESH TO CANTON CONSTRUCTION BOARD COMMENCING 3/28/22 TO 12/31/22. – PERSONNEL COMMITTEE
109. MAYOR BERNABEL: AUTH APPT OF DR. STEPHEN HICKMAN TO HEALTH BOARD COMMENCING 4/1/22 TO 3/31/27. – PERSONNEL COMMITTEE
110. MAYOR BERNABEL: ADVISE COUNCIL OF APPT OF MR. FONDA WILLIAMS TO MAYOR'S COMMUNITY RELATIONS COMMISSION COMMENCING IMMEDIATELY TO 12/31/24. – RECEIVED & FILED
111. MAYOR BERNABEL: AMEND O#40/2000, AS AMENDED, CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL, BY SCHEDULE ATTACHED AS EXHIBIT A; EFFECTIVE DATE OF ORD (AND NEW SALARY FOR PROBATIONARY CADETS) WILL BE EFFECTIVE DATE OF 2022 CPFFA COLLECTIVE BARGAINING AGMT, RETRO TO 1/1/22 (CADET PROBATIONARY SALARY \$46,245.00). – PERSONNEL COMMITTEE
112. PARKS AND REC DIRECTOR FOLTZ: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY FOR PURCH OF ONE ¾ TON PICKUP TRUCK, ONE 1-TON DUMP TRUCK, ONE MAINTENANCE VAN AND TWO SMALL SUV'S; ALTERNATIVELY AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR PURCH OF THESE VEHICLES IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTH BY EITHER ORC OR CANTON CODIFIED ORD; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (PARKS AND REC DEPT). – PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
113. PARKS AND REC DIRECTOR FOLTZ: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR PURCH OF ONE TORO GROUNDSMASTER MOWER; ALTERNATIVELY AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR PURCH OF SAID MOWER IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTH BY EITHER ORC OR CANTON CODIFIED ORD; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (PARKS AND REC DEPT). – PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

COMMUNICATIONS CONTINUED:

114. PLANNING COMMISSION: REQ REPLAT OF OUT LOTS 339, 401, 475 AND 1102, PART OF CITY LOTS 11074, 13048 AND 33358, ALL OF CITY LOTS 11075-11077, 11079-11084, 13049, 16565, 23653, 30622, 32382, 33357 AND 33359-33362, (PARCELS 10010449 AND 10010454) FOR JIM YURKSCHATT ON BEHALF OF MORGAN REAL ESTATE HOLDINGS INC. AT 2201 HARRISON AVE SW, WARD 5. – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
115. PLANNING COMMISSION: REQ CODE TEXT AMENDMENTS FOR CHAPTER 1131 – DEFINITIONS AND CHAPTER 1147 – PERMITTED USES BUSINESS AND INDUSTRIAL DISTRICTS (DEFINE AND BROADEN LIGHT MANUFACTURING; LIMITED PROCESSING AND MANUFACTURING AND TESTING AND RESEARCH LABS). – JUDICIARY COMMITTEE
116. PLANNING COMMISSION: RECOMMEND DENIAL OF ZONE CHANGE AT 2600 BLOCK OF HARVARD AVE NW (PARCEL #10009645) FR CS (COMMUNITY SERVICE) TO PR-4 (PLANNED MULTI-FAMILY RESIDENTIAL) FOR 100 UNIT ENERGY EFFICIENT INDEPENDENT 55 AND OVER SENIOR HOUSING FACILITY, WARD 7 (PETE SCHWIEGERAHT OF MVAH PARTNERS, AGT FOR NICKELPLATE REALTY TRUST LLC). – JUDICIARY COMMITTEE
117. PLANNING DIRECTOR ANGUS: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ANY AND ALL CONSTRUCTION CONTRACTS NEEDED FOR CENTENNIAL PLAZA MAIN EVENT STAGE IMPROVEMENTS; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH MKSK FOR CONSTRUCTION OVERSIGHT OF SAME; REQ \$125,000.00 SUPP APPROP FR UNAPPROP BAL OF ARPA FUND TO 2175 200501 GENERAL GOVERNMENT SUPPORT ADMIN – OTHER; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – DOWNTOWN DEVELOPMENT AND FINANCE COMMITTEES
118. PLANNING DIRECTOR ANGUS: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ANY AND ALL CONSTRUCTION CONTRACTS NEEDED FOR CENTENNIAL PLAZA PUBLIC RESTROOM AND OPERATIONAL SUPPORT FACILITY; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH BRANDSTETTLER CARROL INC. FOR CONSTRUCTION OVERSIGHT OF SAME; REQ \$1,125,000.00 SUPP APPROP FR UNAPPROP BAL OF ARPA FUND TO 2175 200501 GENERAL GOVERNMENT SUPPORT ADMIN – OTHER; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – DOWNTOWN DEVELOPMENT AND FINANCE COMMITTEES
119. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH ARCADIS FOR ENGINEERING SERVS DURING DESIGN PHASE OF CROMER RESERVOIR IMPROVEMENT PROJ (TAG 587B) IN AMT OF \$440,200.00; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH OHIO WATER DEVELOPMENT AUTHORITY FOR SUPPLEMENTAL AMT OF \$441,741.00 TO FUND ENGINEERING SERVS DURING DESIGN PHASE OF SAID PROJ; AMEND 2022 BUDGET ORD, AS AMENDED, TO MAKE FOLLOWING SUPPLEMENTAL APPROP UPON APPROVAL OF OHIO WATER DEVELOPMENT AUTHORITY, TO RECEIVE ALL LOAN AND REVENUE PROCEEDS TO TRACK PROJ EXPENDITURES (\$441,741.00 SUPP APPROP FR UNAPPROP BAL OF 5242 CROMER RESERVOIR IMPROVEMENT PROJECT FUND TO 5242 207070 CROMER RESERVOIR IMPROVEMENT PROJECT – OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES
120. SERVICE DIRECTOR HIGHMAN: INFORM COUNCIL, PURSUANT TO ORC SEC 105.01(b)(5), THAT CITY WILL NOT BE ENTERING INTO PLA (PROJECT LABOR AGMT) FOR CENTENNIAL PLAZA STAGE COVERING. – RECEIVED & FILED

COMMUNICATIONS CONTINUED:

121. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ONE OR MORE CONTRACTS FOR 9TH ST NE SALT STORAGE FACILITY RENOVATIONS PROJ – GP 1371; AUTH MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT FOR SAID PROJ; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL PROF SERVS CONTRACTS NECESSARY TO COMPLETE SAID PROJ; WAIVE INFORMAL RESOLUTION REQUIREMENTS OF CANTON CODIFIED ORD 105.09 FOR PURCH RELATED TO SAID PROJ; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS FOR CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14 WITHIN ESTABLISHED DOLLAR AMT THRESHOLDS FOR SAID PROJ; AUTH AUDITOR TO CREATE 4505 2022 INFRASTRUCTURE BOND FUND; AMEND 2022 BUDGET ORD, AS AMENDED (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 4505 2022 INFRASTRUCTURE BOND FUND TO 4505 202063 SALT STORAGE FACILITY PROJECT, GP 1371 – OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
122. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ONE OR MORE CONTRACTS FOR 2022 SERVICE CENTER UPGRADE AND RECONFIGURATION PROJ – GP 1331; AUTH MAYOR AND/OR SERV DIR TO EXECUTE ONE OR MORE PROF SERVS CONTRACTS FOR DESIGN AND CONSTRUCTION OVERSIGHT FOR SAID PROJ; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL PROF SERVS CONTRACTS NECESSARY TO COMPLETE SAID PROJ; WAIVE INFORMAL RESOLUTION REQUIREMENTS OF CANTON CODIFIED ORD 105.09 FOR PURCH RELATED TO SAID PROJ; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS FOR CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14 WITHIN ESTABLISHED DOLLAR AMT THRESHOLDS FOR SAID PROJ; AUTH AUDITOR TO CREATE 4505 2022 INFRASTRUCTURE BOND FUND; AMEND 2022 BUDGET ORD, AS AMENDED (\$2,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 4505 2022 INFRASTRUCTURE BOND FUND TO 4505 202064 2022 SERVICE CENTER UPGRADE AND RECONFIGURATION, GP 1331 – OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
123. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ONE OR MORE CONTRACTS FOR SANITATION BUILDING PROJ – GP 1376; AUTH MAYOR AND/OR SERV DIR TO EXECUTE ONE OR MORE PROF SERVS CONTRACTS FOR DESIGN AND CONSTRUCTION OVERSIGHT FOR SAID PROJ; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL PROF SERVS CONTRACTS NECESSARY TO COMPLETE SAID PROJ; WAIVE INFORMAL RESOLUTION REQUIREMENTS OF CANTON CODIFIED ORD 105.09 FOR PURCH RELATED TO SAID PROJ; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS FOR CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14 WITHIN ESTABLISHED DOLLAR AMT THRESHOLDS FOR SAID PROJ; AUTH AUDITOR TO CREATE 4505 2022 INFRASTRUCTURE BOND FUND; AMEND 2022 BUDGET ORD, AS AMENDED (\$10,000,000.00 SUPP APPROP FR UNAPPROP BAL OF 4505 2022 INFRASTRUCTURE BOND FUND TO 4505 205002 SANITATION BUILDING PROJECT – OTHER); AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
124. TREASURER PEREZ: RPTS OF BANK REC AND CITY'S OUTSTANDING INVESTMENTS AS OF 2/28/22. – RECEIVED & FILED
125. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR FEBRUARY, 2022. – RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. ADOPT 2022 ANNUAL APPROPRIATIONS FOR CITY OF CANTON; EMERGENCY (GENERAL FUND BUDGET)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 2. AMEND SUBSECTION (A) OF SEC 1351.01, INTERNATIONAL PROPERTY MAINTENANCE CODE ADOPTION OF CHAPTER 1351 PROPERTY MAINTENANCE CODE (MOST CURRENT VERSION ADOPTED AND PUBLISHED BY INTERNATIONAL CODE COUNCIL)
Referred to Judiciary Committee
- 1ST RDG 3. AUTH APPROPRIATE OFFICIAL(S) TO: PURCHASE AND/OR LEASE VARIOUS TITLED VEHICLES; ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH AND ANY PROJ DESCRIBED IN EXHIBIT A THAT EXCEED ANY APPLICABLE DOLLAR AMT THRESHOLDS(S); ALTERNATIVELY ENTER INTO CONTRACT FOR PURCH AND PROJ PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; ENTER INTO ALL PROF SERVS CONTRACTS DESCRIBED IN EXHIBIT A; WAIVE INFORMAL RESOLUTION REQUIREMENTS OF CANTON CODIFIED ORD 105.09 FOR PURCH APPROVED THRU THIS ORDINANCE; PAY 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; AMEND 2022 FINAL APPROP ORD; EMERGENCY \$1,409,635.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUND TO 4501 102001 POLICE ADMIN – OTHER – \$23,590.00, TO 4501 103001 FIRE ADMIN – OTHER – \$175,000.00, TO 4501 201001 SERVICE DIRECTOR ADMIN – OTHER – \$100,000.00, TO 4501 202210 STREET MAINTENANCE – OTHER – \$170,000.00, TO 4501 204010 OTHER BUILDINGS – OTHER – \$601,900.00, TO 4501 208001 MOTOR VEHICLE ADMIN – OTHER – \$10,200.00, TO 4501 504010 INFORMATIONAL TECHNOLOGY – OTHER – \$235,000.00, TO 4501 506001 COMMUNITY DEVELOPMENT ADMIN – OTHER – \$15,000.00, TO 4501 601001 COUNCIL ADMIN – OTHER – \$36,215.00, TO 4501 753001 LAW ADMIN – OTHER – \$17,730.00, AND TO 4501 852001 TREASURER ADMIN – OTHER – \$25,000.00; \$1,086,858.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE PURCHASES FUND TO 4502 102001 POLICE ADMIN – OTHER – \$426,538.00, TO 4502 202210 STREET MAINTENANCE – OTHER – \$630,320.00, TO 4502 901001 CIVIL SERVICE ADMIN – OTHER – \$30,000.00)
Referred to Public Property Capital Improvement Committee
- 1ST RDG 4. DECLARE NECESSITY AND INTENT TO APPROPRIATE ESTATES AND/OR INTERESTS IN PROPERTIES DESCRIBED IN EXHIBIT A AS PART OF 15TH ST SW BRIDGE REPLACEMENT, GP 1299 PROJ; ESTABLISH FAIR MARKET VALUE (“FMV”) OF REAL PROPERTY; EMERGENCY (STA-15SW-13.50, PID 113153 RIGHT-OF-WAY ACQUISITION AUTH PROJ)
Referred to Public Safety & Thoroughfares Committee
- 1ST RDG 5. AUTH MAYOR, SERV DIR, OR THEIR DESIGNEE TO: ENTER INTO PERMANENT STORM SEWER EASEMENT AGMT WITH STARK AREA REGIONAL TRANSIT AUTHORITY (SARTA) NECESSARY FOR DRAINAGE OF STORM WATER FROM SARTA’S NEW FACILITIES; NEGOTIATE OR DONATE CITY-OWNED PROPERTY THRU PERMANENT STORM SEWER EASEMENT TO SARTA NECESSARY FOR CONSTRUCTION OF THE SARTA SITEWORK PROJ; TO CORRECT PROPERTY OWNER NAMES, PARCEL NOS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS, SHOULD THEY OCCUR; EMERGENCY
Referred to Environmental & Public Utilities Committee
- 1ST RDG 6. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR PURCH OF TWO (2) REAR LOADING PACKERS; OR TO ALTERNATIVELY PURCH SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTH BY LAW; EMERGENCY (SANITATION DEPT)
Referred to Public Property Capital Improvement Committee
- (COUNCIL RECESSED AT 7:34 PM FOR DOWNTOWN DEVELOPMENT, FINANCE, PUBLIC SAFETY & THOROUGHFARES AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES TO DISCUSS O#7, O#8 AND O#9; RECONVENED AT 7:45 PM)***
- 50/2022 7. AUTH MAYOR OR SERV DIR TO ENTER INTO LAND LEASE AGMT WITH FOURTH AND MARKET LTD FOR CONSTRUCTION OF RESTROOM AND OPERATIONAL SUPPORT FACILITY FOR CENTENNIAL PLAZA, LOCATED AT 4TH ST NW AND COURT AVE NW; EMERGENCY
Referred to Downtown Development and Finance Committees
- 51/2022 8. AUTH MAYOR OR SERV DIR TO: ENTER INTO AGMTS AS NEEDED WITH ODOT AND DEVELOPER FOR CONSTRUCTION AND CONSTRUCTION INSPECTION OF REBAR AVE NE/US 62 REALIGNMENT (AMAZON), GP 1378 PROJ; TO ENTER INTO CONTRACT WITH CONSTRUCTION ENGINEERING FIRM TO OVERSEE AND INSPECT PROJ; AND TO NEGOTIATE AND RECEIVE PROPERTY, DONATED BY WARRANTY DEED OR EASEMENT WHICH ARE NECESSARY FOR CONSTRUCTION OF PROJ; AUTH CITY TO RECEIVE REIMBURSEMENTS FROM DEVELOPER FOR COST OF CONSTRUCTION ENGINEERING FOR PROJ; AUTH MAYOR, SERV DIR OR THEIR DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROPERTY OWNER NAMES, PARCEL NOS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS, SHOULD THEY OCCUR; EMERGENCY (STA-62-27.31, PID 115836 RIGHT-OF-WAY ACQUISITION AUTH AND AGMTS FOR CONSTRUCTION OVERSIGHT PROJ)
Referred to Public Safety & Thoroughfares Committee
- 52/2022 9. AUTH MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO THE CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (1020 MARKET AVE N, NATIONWIDE BLDG)
Referred to Community & Economic Development Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#10 - O#16; O#16 ADOPTED)**

- 2ND RDG 10. AMEND CHAPTER 1107, ARCHITECTURAL REVIEW BOARD OF THE PLANNING AND ZONING CODE (BRING ADMIN OF BOARD TO CITY PLANNING DEPT) **PUB HRG 3/28/22 @ 7:00 PM** (JUD)
- 2ND RDG 11. AUTH CANTON TO ANNEX TERRITORY KNOWN AS 4595 KIRBY AVE NE ANNEXATION AREA CONTAINING APPROX 2.755 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY WARD 6 OF CITY; ZONING SAID TERRITORY AS I-1 LIGHT INDUSTRY DISTRICT (I-1); EMERGENCY (I-1 LIGHT INDUSTRY DISTRICT, WARD 6) **PUB HRG 3/28/22 @ 7:01 PM** (ANNEX)
- 2ND RDG 12. APPROVE AND ACCEPT REPLAT OF PART OF LOT 5479 AND ALL OF LOT 5480; EMERGENCY (PARCELS 227086 & 217581, FOR THOMAS AND DIANA BOWMAN AT 623 PARK AVE SW, WARD 5) (PS&T)
- 2ND RDG 13. APPROVE AND ACCEPT REPLAT OF LOT 37256 AND OUTLOT 820; EMERGENCY (PARCELS 10014820 AND 302756, FOR PAUL BERNIER OF BERNIER GROUP LLC AT 3722 LESH ST NE, WARD 6) (PS&T)
- 2ND RDG 14. APPROVE AND ACCEPT REPLAT OF OUTLOT 1425; EMERGENCY (PARCEL #10011997, FOR LANIE WESS OF WOOLPERT ARCHITECTURE ON BEHALF OF PROP OWNER, RHINO HOLDINGS CANTON LLC, AT 2725 MARET ST NE, WARD 6) (PS&T)
- 2ND RDG 15. VACATE FREDA ST. NE AND LENA ST. NE; EMERGENCY (AREA PERPENDICULAR TO 2900 BLOCK OF REGENT AVE NE, FREDA ST NE & LENA ST NE) (PS&T)
- 53/2022 16. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONSTRUCTION FOR COLLECTION SYSTEMS DEPT ADMIN BLDG MODIFICATIONS, G.P. 1255; AUTH AUDITOR TO PAY ALL MORAL OBS FOR CONTRACT CHANGE ORDERS; AMEND APPROP O#251/2021; EMERGENCY (\$2,860,000.00 SUPP APPROP FR UNAPPROP BAL OF 5413 SEWER REPLACEMENT FUND TO 5413 206324 CSD ADMINISTRATION BUILDING MODIFICATIONS, G.P. 1255 – OTHER) (FIN)

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

- 54/2022 17. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORDINANCE; EMERGENCY (PARCELS 230241, 230242 & 230243, 1819 MARKET AVE N, ATTY CHARLES HALL FOR PROP OWNER, DR. MICHELLE HALL, WARD 9) **PUB HRG 3/14/22 @ 7:00 PM**
- 55/2022 18. PROVIDE FOR ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN MAX AGGREGATE PRINCIPAL AMT OF NOT TO EXCEED \$2,750,000.00 TO PROVIDE FUNDS TO PAY PORTION OF THE COSTS OF ACQUIRING, CONSTRUCTING, IMPROVING, FURNISHING OR EQUIPPING AN ECONOMIC DEVELOPMENT PROJ IN CITY; AUTH RELATED MATTERS; EMERGENCY (HALL OF FAME)
- 56/2022 19. PROVIDE FOR ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN MAX AGGREGATE PRINCIPAL AMT OF NOT TO EXCEED \$1,200,000.00 TO PROVIDE FUNDS TO MAKE LOAN FOR ECONOMIC DEVELOPMENT IN CITY; AUTH RELATED MATTERS; EMERGENCY (HERCULES)

AMENDED AS

- 57/2022 20. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$3,200,000.00 FOR PURPOSE OF PAYING COST OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING AND IMPROVING CITY BLDGS, INCLUDING WITHOUT LIMITATION, REPLACEMENT OF CITY HALL ROOF, CIVIC CTR ROOF AND IMPROVEMENTS TO OTHER CITY FACILITIES
- 58/2022 21. AMEND APPROP O#251/2021; EMERGENCY (\$156,516.00 SUPP APPROP FR UNAPPROP BAL OF 2330 PUBLIC HEALTH WORKFORCE GRANT TO 2330 301001 PUBLIC HEALTH WORKFORCE GRANT – 600 PERSONNEL FOR \$133,216.00 AND TO 2330 301001 PUBLIC HEALTH WORKFORCE GRANT – 700 OTHER FOR \$23,300.00) (FOR 2 NEW EMPLOYEES)
- 59/2022 22. AUTH FUNDING OF CANTON COMMUNITY IMPROVEMENT CORP FOR 2-YR PERIOD UTILIZING GENERAL FUND DOLLARS IN AMT OF \$50,000.00 PER YR; EMERGENCY (FUND OPERATION OF CCIC)
- 60/2022 23. AUTH MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; EXECUTE PROF SRVS CONTRACT FOR CONSTRUCTION OVERSIGHT SRVS; AND RECEIVE GRANT FUNDS IN AMT OF \$900,000.00 AND ZERO PERCENT INTEREST LOAN IN AMT OF \$600,000.00 FOR MARKET AVENUE NORTH WATER MAIN REPLACEMENT PROJ; AUTH AUDITOR TO PAY ALL MORAL OBS FOR RELATED PROJ CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14; AUTH AUDITOR TO ESTABLISH 5249 MARKET AVENUE NORTH WATER MAIN REPLACE PROJ FUND; AMEND APPROP O#251/2021; EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5249 MARKET AVENUE WATER MAIN REPLACEMENT PROJECT FUND TO 5249 207054 MARKET AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER; \$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207054 MARKET AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER)

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

- 61/2022** 24. AUTH MAYOR OR SERV DIR TO ENTER INTO 5-YR SERVICE AGMT WITH OPTION FOR POTENTIAL RENEWALS WITH PAYMENTUS CORP TO SUPPLY, IMPLEMENT, MANAGE AND SUPPORT THEIR ELECTRONIC BILLING AND PAYMENT SYSTEM; EMERGENCY (UTILITIES BILLING DEPT)
- 62/2022** 25. AUTH MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; EXECUTE PROF SRVS CONTRACT FOR CONSTRUCTION OVERSIGHT SRVS; AND RECEIVE GRANT FUNDS IN AMT OF \$750,000.00 AND ZERO PERCENT INTEREST LOAN IN AMT OF \$750,000.00 FOR HARVARD AVENUE WATER MAIN REPLACEMENT PROJ; AUTH AUDITOR TO PAY ALL MORAL OBS FOR RELATED PROJ CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14; AUTH AUDITOR TO ESTABLISH 5248 HARVARD AVENUE NORTH WATER MAIN REPLACEMENT PROJ FUND; AMEND APPROP O#251/2021; EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5248 HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT FUND TO 5248 207068 HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER; \$375,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207068 HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, March 28, 2022 in Council Caucus Room @ 6:30 PM**

- 1) Finance Committee
- 2) Public Property Capital Improvement Committee
- 3) Environmental & Public Utilities Committee
- 4) Judiciary Committee
- 5) Personnel Committee
- 6) Public Safety Thoroughfares Committee

MISCELLANEOUS BUSINESS: Member Ferguson stated that five weeks ago there were 150 cases of COVID at Aultman Hospital. They are now down to four. He thanked everyone for their help. Member Smuckler said that anyone who still wishes to wear a mask may do so, especially if they have small children who are not eligible for vaccination. Member Mariol thanked whoever was responsible for putting up Ukrainian flags all along Market Avenue and showing solidarity with the Ukrainians. Service Director Highman credited Director Perry, Engineer Moeglin and the Traffic Engineering Division for the flags. Mayor Bernabei stated that Engineer Moeglin has been selected as Director of Stark Parks. He said they will miss him. He has been an excellent City Engineer in helping to obtain funds from the State and seeing their way through many projects. He said that Dan has a special love for parks and is an excellent choice for Stark Parks, and they are very proud of his achievement. His position has been posted, and they have a great group of engineers. Mayor Bernabei also stated that Police Chief Angelo is retiring on April 15th. Captain John Gabbard will be appointed Chief, and the swearing-in date is April 18th at the Civic Center, McKinley Room. He said that Jack Angelo was an excellent Chief, he was very caring and committed, and that Captain Gabbard will make an equally committed and talented Chief. Member Smuckler asked that arrangements be made for Engineer Moeglin and Chief Angelo to join them on the last Monday night they're available to accept Resolutions. Member Smuckler said that he is glad to see that restrooms will be available at Centennial Plaza, especially when there are large crowds downtown.

ADJOURNMENT: 8:17 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MARCH 28, 2022 @ 7:00 PM