

CANTON CITY COUNCIL

President William V. Sherer, II

Council At Large:

Bill Smuckler - **Majority Leader**
James Babcock - **Asst. Majority Leader**
Louis Giavasis

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Ward Council Members:

Greg Hawk, Ward 1
Brenda Kimbrough, Ward 2
Jason Scaglione, Ward 3
Chris Smith, Ward 4
Robert Fisher, Ward 5
Kevin Hall, Ward 6
John Mariol, Ward 7
Peter Ferguson, Ward 8
Frank Morris, Ward 9

FINAL AGENDA

October 2, 2023

7:00 PM

Roll Call: Eleven Members Present

Motion to Excuse Members: President Sherer and Member Giavasis Absent

Invocation: Greg Hawk, Ward 1 Council Member

Pledge of Allegiance: President Pro Tem Smuckler

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#14 & O#15; 2nd Rdg O#17 - O#27; O#14 & O#15 Adopted on 1st Rdg; O#16 Retained in Committee; O#26 & O#27 Adopted on 2nd Rdg; O#28 Reconsidered and Adopted as Amended)

PUBLIC HEARINGS: 7:00 PM - Authorize zone change at 2701 Harrison Ave NW, 2704 Harrison Ave NW & 2006 Hillcrest Rd NW from R-3 to PR-4 for Parkview Canton Apartments LLC (NO SPEAKERS) O#144/2023

OLD BUSINESS: None

PUBLIC SPEAKS: Pam Oster commended Ward 5 and Councilman Fisher for their humane way of controlling feral cats. She spoke in support of Spay/Neuter Clinics and Trap-Neuter-Release, and encouraged Council to learn more about these clinics and consider making a donation. Laura Groves, Director of Alter Clinic Animal Care, provided an overview of the clinic, including hours of operation, services provided and future plans. She encouraged Council to review and, if necessary, change local Ordinances involving feral cats and to appoint a Council Member to research and discuss this issue with local businesses and residents.

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

1. Auth prof servs contract amendment to retainer agrmt for legal servs in Williams v. City of Canton case; Amend O#51/2023; emergency (supp approp from General Fund to Law Admin - Other). - Law Director Reese

2. Advise of appts to Canton City Landmark Commission. - Mayor Bernabei
3. Req to accept BJA FY 23 Edward Byrne Memorial Justice Assistance Grant - Local Solicitation; Amend approp O#51/2023; emergency (supp approp from Grant Fund to Police Admin - Other). - Safety Director Perry
4. Auth grant agrmt with Timken Foundation of Canton to enhance community engagement efforts of Police Dept; Amend O#51/2023; emergency (supp approp to Timken Foundation Policing Grant). - Safety Director Perry
5. Req Tusc St W Safety Corridor Proj, GP1165, STA-SR172-12.91, PID 115723 Early Right-of-Way Acquisition Auth; emergency. - Service Director Highman
6. Auth certification of delinquent charges for Water, Sewer and/or Sanitation Services to County Auditor; emergency. - Service Director Highman

FIRST READINGS:

7. Declare necessity of acquiring, constructing, managing, operating and maintaining, in coop with Stark Co Port Authority, certain public street and water, stormwater and sanitary sewer system improvements; emergency (HOFV) - Finance Committee
 8. Determine to proceed with acquiring, constructing, managing, operating and maintaining, in coop with Stark Co Port Authority, certain public street and water, stormwater and sanitary sewer system improvements; emergency (HOFV) - Finance Committee
 9. Approve and auth Cooperative Assessment and TIF Agrmt with Stark Co Port Authority, HOF Resort & Entertainment Co, HOF Village Newco LLC and certain affiliated entities; emergency - Finance Committee
 10. Levy Special Assessments for purpose of acquiring, constructing, managing, operating and maintaining, in coop with Stark Co Port Authority, certain public street and water, stormwater and sanitary sewer system improvements; emergency (HOFV) - Finance Committee
 11. Establish Housing Development and Beautification Program using Issue 13 Comprehensive Funds and auth program contracts; emergency - Community & Economic Development and Finance Committees
 12. Amend O#100/2011 to establish Classification Plan for Safety Director's Crime Lab Police Div Mgmt and Non-Bargaining Personnel; emergency - Personnel Committee
 13. Auth establishment of FMV of real property for purch/acquisition of Parcel #10010986 and agrmts for same; emergency (30th St NE Service Ctr) - Public Property Capital Improvement Committee
- (Council recessed at 7:33 PM for the Finance Committee to discuss O#14 & O#15; reconvened at 7:36 PM)***
14. **140/2023** Amend Approp O#51/2023; emergency (approp trf in HIV Prevention Fund) - Finance Committee *

15. **141/2023** Amend Approp O#51/2023; emergency (supp approp to STD Control Program Fund) - Finance Committee *

***Ordinances and Formal Resolutions for First Reading Vote**

SECOND READINGS: (SUSPENDED RULE 22A TO ADD 2ND RDG O#17 - O#27; O#16 RETAINED IN CMTE; O#26 & O#27 ADOPTED)

16. **RETAINED IN CMTE**
Auth American Rescue Plan Act Subaward Agrmt with Northeast Wellness and Business Center; emergency - C&ED
17. Auth to convey real property in the City of Canton Land Reutilization Prog to 1827 Group LTD; emergency (1900 blk of Cleveland Avenue SW) - C&ED
18. Auth to convey real property in City of Canton Land Reutilization Prog to Greener Properties LLC; emergency (600 blk of Cook Avenue SW) - C&ED
19. Auth editing and inclusion of certain ordinances as parts of various component codes of Codified Ordinances; emergency - JUD
20. Auth to distribute free of charge copies of the 2023 Supplement to Canton Codied Ordinances; affix price for sale of same; emergency - JUD
21. Approve replat of lots 22800, 22801, and 39901; emergency (Habitat of Humanity , 2300 blk 7th St. NE) - PS&T
22. Approve replat of lots 780 and 781; emergency (Refuge of Hope , 609 E Tusc St.) - PS&T
23. Auth contract for EMS Billing Services; emergency - FIN
24. Auth contract with American Structurepoint, Inc. for City Hall HVAC and Exec Garage Repair Prj; emergency - PPCI
25. Auth contracts to acquire parcel No. 217050 to utilize TAAP; emergency - PS&T
26. **142/2023** Auth Conditional Grant Agrmt from American Rescue Plan Act Funds to Arts In Stark; emergency (Zeigler Tire Bldg) - C&ED *
27. **143/2023** Approve replat of lot 28958 and part of lot 28959; emergency (Brian Leiby, 1500 blk Ridge Rd NW) - PS&T *

***Ordinances and Formal Resolutions for Second Reading Vote**

THIRD READINGS:

28. **RECONSIDERED & AMENDED AS**
131/2023 Approve Petition for Special Assessments for Special Energy Improvement Proj and Supplemental Plan for Canton Regional Energy SID under Chpt 1710 of ORC;

Auth all necessary documents in connection therewith; emergency (HOF Village Hotel II LLC PACE Financing) - FIN*

29. **144/2023** Amend O#55/77 as amended, known as Canton Zoning Ordinance (2701 Harrison Ave NW, 2704 Harrison Ave NW, & 2006 Hillcrest Rd NW, for Angel So); emergency. **Pub Hrg. 10/2/23 @ 7:00 PM**
30. **145/2023** Auth contract change orders #2 and #3 for Allen Ave SE Area Sanitary Sewer Replacement Proj, GP 1332; Amend Approp O#51/2023; emergency (supp approp from Water Fund to Project Fund)
31. **146/2023** Auth Cooperative Agrmt with Canton City School District Bd of Ed for 4th St NW Storm and Sanitary Sewer Relocation Proj; emergency

COMMITTEE MEETINGS:

Monday, October 16, 2023 in Civic Center's McKinley Room @ 6:15 PM

Finance Committee

Personnel Committee

Public Property Capital Improvement Committee

Community & Economic Development Committee

MISCELLANEOUS BUSINESS: Member Kimbrough thanked everyone who participated in the Latino Festival in Ward 2. She said it was the second annual festival hosted by Joanna Escobar, and it went very well. President Pro Tem Smuckler reminded everyone that there is no Council meeting on October 9th and that the next meeting on October 16th will be held in the McKinley Room at the Civic Center. He said that there is a lot of sickness going around right now, encouraged everyone to be safe, and to contact the Council Office if they will not be attending a meeting.

ADJOURNMENT: 8:00 PM

THE NEXT REGULAR COUNCIL MEETING: MONDAY, OCTOBER 16, 2023 AT 7:00 PM AT THE CANTON CIVIC CENTER