AGENDA

CANTON CITY COUNCIL 7:30 P.M. March 1, 2004

ROLL CALL: 11 Councilmembers present, 1 absent (Dougherty) INVOCATION: Given by Ward 3 Councilmember Richard A. Mallonn II PLEDGE OF ALLEGIANCE: Led by President of Council President Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg 0#5-7; Suspended Rule 24B to add Resolutions #30-32; Amended and Adopted 0#9)

PUBLIC HEARINGS:

A REQUEST BY NICK STREAMO, JR. TO VACATE A PORTION OF LAWN AVE FROM THE NORTH LINE OF 14TH ST SW NORTH 135.00' TO THE NORTH LINE OF LOT 5933 & A PORTION OF 14TH SW FROM THE WEST LINE OF

DUEBER AVE SW WEST TO THE NORTH LINE OF US RT 30.

(PLANNING COMMISSION RECOMMENDS APPROVAL) One Public Speaker (See 0.22/2004)

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (NONE)

INFORMAL RESOLUTIONS:

VICE PRESIDENT DON CASAR: **EXCUSING MEMBER DOUGHERTY**

SUSPENDED RULE 24B TO ADD RESOLUTIONS #30-32:

OBJECTING TO ISSUANCE OF D2, D2X LIQUOR PERMIT TRANSFER INTERGOVERNMENTAL & PUBLIC 30.

SERVICE COMMITTEE: REQUESTED BY LORRAINE A. BOYLE, dba HOLLAND INN LOCATED AT 827

10TH ST NW. - ADOPTED

INTERGOVERNMENTAL & PUBLIC OBJECTING TO ISSUANCE OF NEW C1, C2 LIQUOR PERMIT REQUESTED 31.

BY TAP INVESTMENTS LLC, dba AP LOCATED AT 903 12TH ST NE. -SERVICE COMMITTEE:

ADOPTED

PERSONNEL COMMITTEE: APPROVING THE MAYOR'S APPOINTMENT OF CLINT ZOLLINGER TO THE 32.

FAIR EMPLOYMENT PRACTICES BOARD FOR A 3 YEAR TERM RETROACTIVE

TO 1/1/04 AND EFFECTIVE THROUGH 12/31/06. - ADOPTED

COMMUNICATIONS:

BUILDING DEPARTMENT: MONTHLY INCOME REPORT FOR THE MONTH OF JANUARY, 2004. -121

RECEIVED & FILED

122. CD & PLANNING DIRECTOR BARRINO: REQUEST TO ADD 0.229/2003 TO THE LIST OF ORDINANCES TO BE

> RATIFIED & RE-AUTHORIZED THAT WERE NOT COMPLETED IN 2003. -RECEIVED & FILED (DONE-SEE ORD. NO. 15/2004)

123. **HEALTH COMMISSIONER PATTISON:** NOTICE OF POLICY APPROVAL AUTHORIZING HEALTH COMMISSIONER TO

> ACT ON BEHALF OF BOARD OF HEALTH IN ADMINISTERING PROVISIONS OF ORC SEC. 3707.04 TO 3707.32 REGARDING QUARANTINE & ISOLATION

AND INCLUDING COPY OF SAID POLICY. - RECEIVED & FILED

REQUEST FOR TRANSFER OF D1 LIQUOR PERMIT FROM BEE & J LAUNDRY 124. LIQUOR CONTROL DIVISION (OHIO):

dba SUDS N MORE SUDS TO R&S HARVEY OF STARK COUNTY LLC dba SUDS DUDS, ETC. LOCATED @ 3130 TUSCARAWAS ST. -

INTERGOVERNMENTAL & PUBLIC SERVICE CMTE

125. LIQUOR CONTROL DIVISION (OHIO): REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY TAP INVESTMENTS LLC dba

AP LOCATED @ 1600 30TH ST NORTH. - INTERGOVERNMENTAL & PUBLIC

SERVICE CMTE

REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY TAP INVESTMENTS LLC dba 126. LIQUOR CONTROL DIVISION (OHIO):

AP LOCATED @ 2130 CLEVELAND AVE. - INTERGOVERNMENTAL & PUBLIC

SERVICE CMTE

REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY TAP INVESTMENTS LLC dba 127. LIQUOR CONTROL DIVISION (OHIO):

AP LOCATED @ 903 12^{TH} ST NE. - INTERGOVERNMENTAL & PUBLIC (See Re#31)

SERVICE CMTE

COMMUNICATIONS CONTINUED:

REQUESTING CONFIRMATION OF APPOINTMENT OF CLINT ZOLLINGER TO MAYOR JANET WEIR-CREIGHTON: 128

THE FAIR EMPLOYMENT PRACTICES BOARD FOR A 3 YEAR TERM RETROACTIVE TO 1/1/04 AND EFFECTIVE THROUGH 12/31/06. PERSONNEL CMTE (See Re#32)

129. PLANNING COMMISSION: RECOMMENDING APPROVAL OF I-1, LIGHT INDUSTRIAL ZONING FOR

FORD/REPUBLIC/GEORGETOWN ANNEXATION AREA. - LAW DEPT

PUB HRG 4/5/04 @ 7:30 PM

130. PLANNING COMMISSION: RECOMMENDING APPROVAL OF REQUEST BY COOPER & ASSOC. FOR

SERVICE DIRECTOR ELLSWORTH TO VACATE PORTIONS OF MADISON CT SE, TO REPLAT ALL OR PARTS OF LOTS 1705-1710, A PREVIOUSLY VACATED 14' ALLEY & THE VACATED PORTION OF MADISON CT, AND TO DEDICATE MADISON CT EXTENSION. - PUBLIC SAFETY & THOROUGHFARES

CMTE

131. PLANNING COMMISSION: RECOMMENDING DENIAL OF ZONE CHANGE REQUEST BY SARTA FROM

B-5 TO PI-1 FOR 112 CHERRY AVE SE TO PERMIT A 7' X 9' ELECTRONIC SIGN. - LAW DEPT PUB HRG 4/5/04 @ 7:31 PM

132. REED, DENNIS & CAROL: REQUEST TO REZONE LOT 30741 LOCATED AT 705 RAFF RD SW FROM R-1A TO PB-1 TO

PERMIT MEETINGS OF THE VOLUNTARY FAMILY SUPPORT SERVICES. - PLANNING

COMMISSION

133. SAFETY DIRECTOR HUNT: REQUEST TO AMEND SECTION 133.05 OF THE CODIFIED ORDINANCES BY

ESTABLISHING A FEE FOR THE USE OF FIRE DEPT PERSONNEL, AMBULANCE, EQUIPMENT & SUPPLIES FOR SPECIAL EVENTS. - JUDICIARY

CMTE

134. SERVICE DIRECTOR ELLSWORTH: REQUEST TO VACATE A PORTION OF MADISON COURT SE SOUTH OF 3RD ST

SE TO THE NORTH RIGHT-OF-WAY LINE OF THE WHEELING & LAKE ERIE

RAILROAD. - PLANNING COMMISSION

135. VFW POST 3417: REQUEST TO REZONE PART OF OUTLOTS 181 & 182, PART OF LOT 14326

& LOT 14325 LOCATED AT 1836 8^{TH} ST NE FROM R1-A TO PB-3 TO PERMIT

A NEW VFW POST & PARKING. - PLANNING COMMISSION

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

1. AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH SHAWN O'BRIEN PROPERTIES, LLC TO PROVIDE REAL PROPERTY TAX EXEMPTIONS TO CONSTRUCT AN INDOOR SKATE PARK IN THE WARD 4 COMMUNITY REINVESTMENT AREA; AUTHORIZING A TEN YEAR REAL PROPERTY TAX EXEMPTION UPON ALL RENOVATIONS & IMPROVEMENTS ASSOCIATED THEREWITH; EMERGENCY

Referred to Community & Economic Development Committee

2. AUTHORIZING MAYOR TO FILE APPLICATION WITH HUD FOR \$2,300,000.00 COMMUNITY DEVELOPMENT FUNDS, EXECUTE APPLICATION AND GRANT AGREEMENTS & ACCEPT AND ADMINISTER FUNDING FOR THE CANTON FEDERAL CENTER; AUTHORIZING THE AUDITOR TO ESTABLISH THE 2233 FUND & TRANSFER LOAN AMOUNT FROM THE 6010 WORKERS' COMPENSATION FUND; AMENDING 0.1/2004 BY

MAKING SUPPLEMENTAL APPROPRIATIONS FOR SAME; EMERGENCY Referred to <u>Marketing & DevIpmnt Grant and Community & Economic DevIpmnt Cmtes</u>

1ST RDG ___3. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR THE LEASE OF TWO BACKHOE LOADERS FOR THE WATER DEPARTMENT; EMERGENCY

Referred to Finance Committee

4. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR ROOF REPAIRS & REPLACEMENT OF DECK & RETAINING WALL AT JACKSON POOL; AUTHORIZING CITY AUDITOR TO ESTABLISH THE 4560 JACKSON POOL IMPROVEMENT FUND & TRANSFER \$157,500.00 FROM THE 4501 CAPITAL IMPROVEMENT FUND; AMENDING 0.1/2004 BY MAKING SUPPLEMENTAL

APPROPRIATIONS FOR SAME; EMERGENCY

Referred to <u>Public Property Capital Improvement and Finance Committees</u>

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD 0#5-7:

- 2ND RDG 5. APPROVING & ACCEPTING THE REPLATTING OF LOT 42208 & OUTLOT 1035; APPROVING & ACCEPTING THE DEDICATION OF PART OF 55TH STREET NE AS REQUESTED BY HARPER SURVEYING ON BEHALF OF THE LINDER FAMILY; EMERGENCY
- 2ND RDG __6. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ADVERTISE & RECEIVE BIDS FOR SALE OF PARCEL NO. 02-46631 LOCATED ON GONDER AVE SE NO LONGER NEEDED FOR MUNICIPAL PURPOSES AND TO CONVEY SAID PROPERTY TO THE HIGHEST BIDDER.
- 2ND RDG 7. APPROVING WATER MAIN EXTENSION TO WILLIAM DAY CONDOMINIUMS LOCATED AT THE CORNER OF PERRY DRIVE AND OAKVALE STREET SW IN PERRY TOWNSHIP; AUTHORIZING PUBLIC SERVICE DIRECTOR

TO ENTER INTO CONTRACT FOR SAME: EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD & FINAL READING:

- 22/2004 8. VACATING A PORTION OF 14TH ST SW & LAWN AVE SW REQUESTED BY STREAMO FOR DUMONT SEED COMPANY; EMERGENCY PUB HRG HELD 3/1/04 @ 7:30 PM
- **AMENDED**
- 9. AMENDING EXHIBIT A TO 0.164/2001, THE CLASSIFICATION PLAN & GENERAL SALARIES FOR ALL MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES BY AMENDING THE SALARY RANGE FOR CHIEF COUNSEL: EMERGENCY
- 24/2004 10. AUTHORIZING THE LAW DIRECTOR TO ENTER INTO TWO-YEAR CONTRACTS WITH EAST CANTON, EAST SPARTA, HARTVILLE, LOUISVILLE, MAGNOLIA, NORTH CANTON & WAYNESBURG FROM 1/1/04 12/31/05 TO PROVIDE LEGAL REPRESENTATION IN CRIMINAL MATTERS; EMERGENCY
- 25/2004 11. AUTHORIZING MAYOR AND/OR SERVICE DIRECTOR TO EXECUTE & FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES TO OBTAIN A CLEAN OHIO TRAILS FUND PROGRAM GRANT, RATIFYING SAID APPLICATION & PROVIDING LOCAL PARTIAL FUNDING FOR SAME; EMERGENCY
- 26/2004 12. AUTHORIZING PUBLIC SAFETY DIRECTOR TO ACCEPT & EXECUTE THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S ASSISTANCE TO FIREFIGHTERS GRANT; AUTHORIZING CITY AUDITOR TO DEPOSIT SAID GRANT PROCEEDS INTO THE 2813 FIREFIGHTERS ASSISTANCE GRANT FUND; AMENDING O.1/2004 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR SAME; EMERGENCY
- 27/2004 13. AMENDING 0.1/2004 BY MAKING \$241,600.75 SUPPLEMENTAL APPROPRIATION FROM 5410 SANITARY SEWER FUND TO 5410 20-60-06 SEWER COLLECTIONS FUND; EMERGENCY
- 28/2004 14. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ENTER INTO MODIFICATION #1 FOR \$4,654.00 WITH NORTHWEST CONSULTANTS FOR THE GUILFORD AVE NW BRIDGE REPLACEMENT PROJECT, GP 1075; AMENDING 0.1/2004 BY MAKING A TRANSFER FOR SAME; EMERGENCY
- 29/2004 15. AUTHORIZING PUBLIC SERVICE DIRECTOR TO ENTER INTO A \$87,735.75 CHANGE ORDER WITH NICKEL EXCAVATING FOR EXTENSIVE EXCAVATION WORK FOR THE CANTON TRAIN STATION SITE DEVELOPMENT PROJECT; EMERGENCY

ANNOUNCEMENT OF COMMITTEE MEETINGS:

Monday, March 8, 2004 @ 6:30 PM, Council Caucus Room

1. Community & Economic Development

Monday, March 8, 2004 @ 6:45 PM, Council Caucus Room

2. Public Property Capital Improvement Committee 3. Finance Committee

Monday, March 8, 2004 @ 6:50 PM, Council Caucus Room

4. Marketing & Development Grant Committee

Wednesday, March 3, 2004 @ 1:30 PM, Council Caucus Room

1. Finance Committee re: budget appropriations

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY): (One Speaker)

MISCELLANEOUS BUSINESS: Casar: review of CCIC report; discussions re: 0#1, Shawn O'Brien skate park (council

allowed one speaker); discussion re: closing fire station 10; Bernabei: support of

Issue 15 for Canton City Schools

ADJOURNMENT TIME: 8:34 PM