

A G E N D A

CANTON CITY COUNCIL

7:30 P.M.

MARCH 20, 2006

ROLL CALL: All 12 Councilmembers Present

INVOCATION: Given by Rabbi Spitzer

PLEDGE OF ALLEGIANCE: Led by President of Council Ray Denczak

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22B to add & adopt 1st Rdg O#2; Suspended Rule 22A to add 2nd Rdg O#3-10, except O#9 retained in committee; Suspended Rule 24B to add Re#28)

PUBLIC HEARINGS: (None)

EXECUTIVE SESSION FR: 7:50PM TO 8:13PM RE: COUNCIL CLERK POSITION

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY): (No Speakers)

INFORMAL RESOLUTIONS:

VICE PRESIDENT DONALD E. CASAR: EXCUSING MEMBERS. (No Motion Necessary - All Members present)

INFORMAL RESOLUTIONS - POSTPONED MATTER FROM FEB. 13 & MAR. 13, 2006:

14. SMUCKLER, HAWK, CIRELLI, WEST, DOUGHERTY, & HART, CNCLMBRS: SUPPORTING A LIST OF GOALS & OBJECTIVES FOR CANTON CITY COUNCIL, 2006-2007. - POSTPONED INDEFINITELY

SUSPENDED RULE 24B TO ADD RE#28:

28. PERSONNEL COMMITTEE: CONFIRMING THE MAYOR'S APPOINTMENT OF GREG HAWK TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL FOR THE 3-YR TERM EFFECTIVE 3/1/06 TO 2/28/08. - ADOPTED

29. WEST, WARD 2 COUNCILMEMBER: REQUEST INSTALLATION OF 2 STREET LIGHTS @ 605 13TH STREET NE. - ADOPTED & SERVICE DIRECTOR

30. SMUCKLER, HAWK, CIRELLI, WEST, DOUGHERTY, & HART, CNCLMBRS: SUPPORTING A NEW AND REVISED LIST OF GOALS & OBJECTIVES FOR CANTON CITY COUNCIL, 2006-2007. - ADOPTED

COMMUNICATIONS:

153. AUDITOR MALLONN: CERTIFICATE OF THE TOTAL AMOUNT FROM ALL SOURCES FOR 2006 DATED 3/16/06. - CLERK OF COUNCIL

154. BURKHARDT CONSOLIDATED CO.: REQUEST THIS LETTER BE PRESENTED DURING APRIL 3, 2006 PUBLIC HEARING IN SUPPORT OF THE ZONE CHANGE REQUESTED BY KEO LY FOR A THAI GOURMET RESTAURANT @ 3650 HARMONT NE. - RECEIVED & FILED

155. CD & PLANNING DIR. POORMAN: REQUEST TO AMEND O.16/2004 TO STATE THAT THE PROFESSIONAL SERVICES CONTRACT BE IN AN AMOUNT NOT TO EXCEED THE AMOUNT AWARDED TO THE CITY BY THE OHIO DEPT OF DEVELOPMENT IN THE BISON ENVIRONMENTAL CLEANUP PROJECT. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTEs

156. CD & PLANNING DIR. POORMAN: REQUEST TO AMEND O.218/2004 TO STATE THAT THE PROFESSIONAL SERVICES CONTRACT BE IN AN AMOUNT NOT TO EXCEED THE AMOUNT AWARDED TO THE CITY BY THE OHIO DEPT OF DEVELOPMENT IN THE STEIN PROPERTY ENVIRONMENTAL CLEANUP PROJECT. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTEs

157. MAYOR CREIGHTON: REQUESTING APPROVAL OF JERRY SIMPSON'S REAPPOINTMENT TO THE INCOME TAX BOARD OF REVIEW EFFECTIVE 3/1/06 THRU 2/28/10 - PERSONNEL COMMITTEE

158. MAYOR CREIGHTON: REQUESTING APPROVAL OF SARA STRATTAN'S REAPPOINTMENT TO THE INCOME TAX BOARD OF REVIEW EFFECTIVE 3/1/06 THRU 2/28/10 - PERSONNEL COMMITTEE

159. MAYOR CREIGHTON: REQUESTING APPROVAL OF JACK HAWK'S REAPPOINTMENT TO THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL EFFECTIVE 3/1/06 THRU 2/28/09 - PERSONNEL COMMITTEE

COMMUNICATIONS - CONTINUED:

160. MAYOR CREIGHTON: REQUESTING APPROVAL OF LOVIE D. HAILEY'S REAPPOINTMENT TO THE FAIR EMPLOYMENT PRACTICES BOARD EFFECTIVE 3/1/06 THRU 2/28/09 - PERSONNEL COMMITTEE

161. ODAR, BETTY: LETTER OF CONCERN THAT MORE NEEDS TO BE DONE TO ENSURE THE SAFETY OF VISITORS TO DOWNTOWN CANTON. - SAFETY DIRECTOR

162. PLANNING COMMISSION: RECOMMENDING DENIAL OF THE ZONE CHANGE REQUEST BY JOHN M. MANN, OWNER, & ROBERT FIALA, AGENT, FROM B-5 CENTRAL BUSINESS TO CS COMMUNITY SERVICE DIRECTOR FOR A COMMUNITY SCHOOL, GRADES K THRU 5, @ 115 DEWALT NW. - JUDICIARY CMTE.
PUB HRG 4/24/06 @ 7:30 PM
163. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY 618 HIGH AVENUE CORP TO REPLAT LOTS 3012, 42520 & 42521 LOCATED 1 LOT SOUTH OF THE NE CORNER OF ZIMMER CT & HIGH AVE NW. - PUBLIC SAFETY & THOROUGHFARES CMTE
164. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY CITY OF CANTON TO REPLAT LOT 42547 IN THE 700 BLOCK OF MARKET AVE S, EAST SIDE. - PUBLIC SAFETY & THOROUGHFARES CMTE
165. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY HABITAT FOR HUMANITY (COOPER & ASSOCIATES) TO REPLAT LOTS 22669-22671 @ NW CORNER OF 8TH & HENRIETTA NE - PUBLIC SAFETY & THOROUGHFARES CMTE
166. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY HABITAT FOR HUMANITY (COOPER & ASSOCIATES) TO REPLAT LOTS 6259 & 6260 ON 5TH ST NE BETWEEN JOBE CT & WOODROW. - PUBLIC SAFETY & THOROUGHFARES CMTE
167. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY COMMUNITY CHURCH OF MARKET HEIGHTS TO REPLAT PARTS OF LOTS 32539-32543 IN THE 3100 BLOCK OF MARKET AVENUE N., WEST SIDE - PUBLIC SAFETY & THOROUGHFARES CMTE
168. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY COOPER & ASSOCIATES FOR PARIS & KONSTANTINA APOSTOLOU TO REPLAT LOT 38500, ALL OF OUTLOTS 858 & 859 AND PART OF 860. -PUBLIC SAFETY & THOROUGHFARES CMTE
(RULE 22B SUSPENDED TO ADD 1st Rdg O#2)
169. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE REQUEST BY NEW DAWN DEVELOPMENT TO DEDICATE WITH A VARIANCE FOR APPROXIMATELY 1700' OF GREENTREE AVE SW ENDING IN A DEAD END. - PUBLIC SAFETY & THOROUGHFARES CMTE
170. PLANNING COMMISSION: RECOMMENDING APPROVAL OF THE FINAL APPROVAL OF WILLOW PARK PHASE I FOR TESTA ENTERPRISES LOCATED ON WILLOWROW NE, S. OF 30TH STREET. - PUBLIC SAFETY & THOROUGHFARES CMTE
171. SAFETY DIRECTOR HUNT: PURSUANT TO COMMUNICATION #116 ON 2/27/06 AGENDA, REQUESTING \$51,818.00 PAYMENT TO HOWELL RESCUE SYSTEMS INC FOR EMERGENCY REPAIR TO HYDRAULIC RESCUE TOOLS ON FIRE DEPT TOWER 8, VEHICLE 695. - FINANCE CMTE
172. SERVICE DIRECTOR CONCATTO: REQUEST TO ENTER INTO \$37,226.62 AGREEMENT W/OHIO POWER CO. TO RELOCATE POLES & DISTRIBUTION ON WELLS AVE IN CONJUNCTION WITH RELOCATING DUNLAP/CARNEY HISTORICAL HOUSES IN THE FEDERAL CAMPUS PROJECT. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTE
173. WEST, T. WARD 2 COUNCILMBR: REQUESTING LEGISLATION IN AMOUNT OF \$90,000 FOR CITY'S PARTICIPATION IN THE SMHA METROPOLITAN CENTER PROJECT FOR POTENTIAL JOBS TO THE CITY OF CANTON. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTE

COMMUNICATIONS - CONTINUED:

174. WEST, T. WARD 2 COUNCILMBR: REQUEST SAFETY DIRECTOR PURCHASE & INSTALL SECURITY CAMERAS AS SOON AS POSSIBLE. - RECEIVED & FILED AND SAFETY DIRECTOR

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMENDING CITY ZONING O.55/77 TO REZONE LOT #37253 ON HARMONT AVE., NE FROM R-1a (SINGLE-FAMILY RESIDENTIAL) TO PB-3 (PLANNED GENERAL BUSINESS)
Referred to Judiciary Cmte **PUB HRG 4/3/06 @ 7:30PM**

SUSPENDED RULE 22B TO ADD O#2:

- 41/2006 2. APPROVING & ACCEPTING THE REPLATTING OF ALL OF LOT 38500, ALL OF OUTLOTS 858 & 859 AND PART OF 860 REQUESTED BY COOPER & ASSOCIATES FOR PARIS & KONSTANTINA APOSTOLOU, OF GLEN HOLLOW VILLAS; EMERGENCY
(See C#168)

REFERRED TO Public Safety & Thoroughfares COMMITTEE

RECESS FR: 8:20PM TO 8:26PM FOR COMMITTEE MTG. RE: O#2, WHICH WAS RETURNED TO AGENDA & ADOPTED

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:

SUSPENDED RULE 22A TO ADD O#3-10:

- 2nd RDG 3. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ACCEPT 3 PROPERTIES FROM SMHA AS PART OF HUD'S DOLLAR HOME INITIATIVE (707 7TH NE, 1618 GLENDALE NE & 1923 BRYAN SW); EMERGENCY. (PPCI & CED)
- 2nd RDG 4. AMENDING O.17/89, AS AMENDED, AUTHORIZING THE MAYOR TO ENTER INTO AMENDED CONTRACT W/CCIC TO ADMINISTER ADDITIONAL \$350,000 CD BLOCK GRANT FUNDS; EMERGENCY. (CED & FIN)
- 2nd RDG 5. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT W/SCRPC TO PROVIDE A \$54,000 GRANT FOR A COMPREHENSIVE FAIR HOUSING PROGRAM; EMERGENCY. (CED & FIN)
- 2nd RDG 6. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT W/DOMESTIC VIOLENCE PROJECT INC TO PROVIDE A \$50,000 GRANT FOR MISC SHORT-TERM HOUSING SERVICES; EMERGENCY. (CED & FIN)
- 2nd RDG 7. AUTHORIZING THE MAYOR OR SERVICE DIRECTOR TO ENTER INTO CONTRACT W/CANTON REGIONAL CHAMBER OF COMMERCE TO PROVIDE A \$175,000 GRANT FOR A COMPREHENSIVE ECONOMIC & DOWNTOWN DEVELOPMENT PROGRAM; EMERGENCY. (CED & FIN)
- 2nd RDG 8. AUTHORIZING THE SERVICE DIRECTOR TO COMPLETE THE CONTRACTING PROCESS FOR O.172/2005 NOT COMPLETED BY 1/1/2006 RE: CONSTRUCTION OF THE 5-MILE TRAIL FOR RECREATIONAL PURPOSES IN THE CITY OF CANTON; EMERGENCY. (PK & REC & FIN)

RETAINED

IN CMTE

9. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO \$4,600 FEE MODIFICATION #1 W/ATELIER CORP OF WILSON-HAWK, DBA THE WILSON ARCHITECTURAL GROUP, FOR ADDITIONAL SERVICES RELATING TO THE RELOCATION OF THE DUNLAP/CARNEY HISTORICAL HOUSES IN THE FEDERAL CAMPUS PROJECT; EMERGENCY. (FIN)
- 2nd RDG 10. RENAMING A PORTION OF DRYDEN AVENUE NW FROM WEST TUSC TO 4TH NW AS "HARRISON AVENUE NW" EFFECTIVE UPON COMPLETION BY ODOT; EMERGENCY. (PS&T)

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

- 42/2006 11. AMENDING CITY CODE SECTION 547, UNFAIR EMPLOYMENT PRACTICES AS REQUESTED BY THE FEPB TO BE CONSISTENT W/STATE & FEDERAL STATUTES.

AMENDED

- 43/2006 12. AMENDING APPROPRIATION O.1/2006 TO MAKE VARIOUS SUPPLEMENTAL APPROPRIATIONS, REDUCTIONS & INTER-FUND TRANSFERS FOR THE 2006 CAPITAL IMPROVEMENT PROGRAM & THE 4502 VEHICLE PROGRAM; EMERGENCY.

- 44/2006 13. APPROVING & ACCEPTING THE REPLATTING OF PART OF LOT 285 @ NE CORNER OF 3RD & CLEVELAND NORTH AS REQUESTED BY GASSER FAMILY ENTERPRISES; EMERGENCY.

- 45/2006 14. AMENDING O.1/2006 FOR A \$1,789.11 SUPPLEMENTAL APPROPRIATION FROM THE 2812 EMS TRAINING & EQUIPMENT FUND & \$2,600.25 FROM THE 2813 FIREFIGHTERS ASSISTANCE GRANT FUND FOR THE CANTON FIRE DEPT; EMERGENCY.

- 46/2006 15. AUTHORIZING THE CITY AUDITOR TO PAY A \$9,656.83 MORAL OBLIGATION TO ENVIRONMENTAL PROFESSIONALS, INC. FOR ADDITIONAL WORK CONNECTED W/THE KRESGE PROJECT; EMERGENCY.

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

- 47/2006 16. AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO \$25,000 AGREEMENT FOR LEASE OF THURMAN MUNSON STADIUM (EFF: 4/1/2006 THRU 12/31/06) W/GREATER AKRON ATHLETIC CLUB & AMENDING O.1/2006 FOR A \$25,000 SUPPLEMENTAL APPROPRIATION FROM 1001 GENERAL FUND; EMERGENCY.

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, MARCH 27, 2006, COUNCIL CAUCUS ROOM, @ 6:00PM

Council-Of-Whole Committee w/USPS

MONDAY, MARCH 27, 2006, COUNCIL CAUCUS ROOM, @ 6:45PM

- 1) Personnel Committee
- 2) Judiciary Committee
- 3) Public Safety & Thoroughfares Committee

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

l): David Rood re: Skateboarders

MISCELLANEOUS BUSINESS: (None)

ADJOURNMENT TIME: 8:45 PM

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, MARCH 27, 2006 @ 7:30PM