

CANTON CITY COUNCIL

President Kristen Bates Aylward

Council At Large:

James Babcock - **Asst. Majority Leader**
Louis Giavasis
Crystal Smith

Mailing Address:

218 Cleveland Ave. SW
Canton, Ohio 44702
(330) 489-3223
www.CantonOhio.gov



Ward Council Members:

Greg Hawk, Ward 1
Brenda Kimbrough, Ward 2
Jason Scaglione, Ward 3
Chris Smith, Ward 4
Robert Fisher, Ward 5
Jonathan Cooks, Ward 6
John Mariol, Ward 7 - **Majority Leader**
Richard Sacco, Ward 8
Frank Morris, Ward 9

FINAL AGENDA
April 29, 2024
7:00 PM

Roll Call: Eleven Members Present

Motion to Excuse Members: Member Hawk Absent

Invocation: Brenda Kimbrough, Ward 2 Council Member

Pledge of Allegiance: President Bates Aylward

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 1st Rdg O#16, 2nd Rdg O#17- O#22, O#16 Adopted on 1st Rdg.)

PUBLIC HEARINGS: None

OLD BUSINESS: None

PUBLIC SPEAKS: Eric Resnick, Rami Hamdan, Ahmed Cheema, Brother Yaccob spoke about the ongoing tragedies in Gaza and asked the Council for a ceasefire resolution. They all also expressed concerns about the Frank Tyson incident. Joseph Butts and Skylar Bruce expressed their concerns about the Frank Tyson incident and asked for a change in police policy. Justin Nicely expressed a deep concern about accountability in the City of Canton and asked for reform in the police force.

INFORMAL RESOLUTIONS:

1. Council-as-a-Whole: Commending Firefighters, Captain Eric Dyrlund and Ben Lasure, for their outstanding service to retired Firefighter Matt DeCosta. - Adopted
 - 1a. Council-as-a-Whole: Commending Beth Wensel for her dedication as a City of Canton employee for 30 years. - Adopted

COMMUNICATIONS:

2. Req necessary contracts for Perry Heights Area Water Main Replacement Project - Phase 2; amend approp. O# 61/2024; emergency (Supp approp in project fund). - Service Director Highman
3. Req contract for Abandonment of Northwest Water Treatment Plant Collector Well #3; Req release of easement at 4125 Salway Ave NW; emergency. - Service Director Highman
4. Req to file the 2024 Community Development Annual Action Plan with HUD; Amend appropriate budget ordinance; emergency (Supp approp in Community Development Funds). - Service Director Highman
5. Req agrmt for Service Center Property Acquisition (Parcel #5200863); Amend O#61/2024; emergency (Supp approp from Captial Projects Fund). - Service Director Highman
6. Req Renewal of Easement with U.S. Army Corps of Engineers; emergency. - Service Director Highman

FIRST READINGS:

7. Auth to create 2358 C&DD Program Fund; Amend approp O#61/2024; emergency. (inter-fund adv to said fund) - Finance Committee
8. Auth to create 2357 RV Parks/Campground Program Fund; emergency. - Finance Committee
9. Auth \$250,000 grant agreement with Community Building Partnership of Stark County utilizing issue 13 Comprehensive Plan Funds; emergency. - Finance Committee
10. Amend O#61/2024; emergency (Supp approp to General Gov't Support Admin) - Finance Committee
11. Amend O#40/2000 to establish Classification Plan for Safety Director's Traffic Engineering DIV; emergency. - Personnel Committee
12. Approve City of Canton 2024-2028 Consolidated Action Plan; Auth. filing of plan with U.S. Dept HUD; emergency. - Community & Economic Development
13. Auth contract for purchase of one Track Mounted Dozer; emergency (Collection Systems & Water Department). - Public Property Capital improvement Committee
14. Auth change order #2 for 11st SE Intersection and Roadway Improvement Project, GP 1144; emergency. - Public Safety & Thoroughfares Committee
15. Auth to file with HUD 2024 Annual Action Plan, execute grant agrmts and enter into all necessary contracts for 2024 CDBG, HOME, and ESG Grants Program; Amend Approp O#61/2024 (supp approps in Community Development Fund)- Community & Economic Development

(Council recessed at 7:42 PM for the Finance Committee to discuss O#16; reconvened at 7:43 PM)

16. **83/2024** Auth participation in the ODOT Road Salt Contract; emergency.- Finance Committee *

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

SECOND READINGS: (SUSPENDED RULE 22A TO ADD 2ND RDG O#17- O#22)

17. Amend approp O#61/2024; emergency (supp approp from General Operating Fund) (2024 Prisoner Extradition Reimbursement Grant - Clearwater FL). - FIN
18. Auth to amend O#61/2024; emergency (supp approp from General Operating Fund) (2024 Prisoner Extradition Reimbursement Grant - Murfreesboro TN) - FIN
19. Auth prof servs contract for design of West Manor Area Water Main Replacement Project; Amending Approp O#61/2024; emergency (supp approp from Water Works Fund). - FIN
20. Auth contract amendment with Community Drop-In Center; emergency. - C&ED
21. Adopt plans to proceed with improvements for Rts 43, 43D and 172 paving; amending approp O#61/2024; emergency (supp approp for Comprehensive Plan Fund) - FIN & PS&T
22. Auth to amend sec 917.09 license to cut, remove, treat or prune trees; fee of Chpt 917. - JUD

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

THIRD READINGS:

23. **84/2024** Auth Community Reinvestment Area Agrmt with JSC Properties LLC to provide real property tax exemptions; emergency
24. **85/2024** Establish "JSC Properties LLC Non-School TIF"
25. **86/2024** Accept Tax Incentive Review Council's recommendations regarding Enterprise Zone Agrmts; emergency
26. **87/2024** Amend Approp O#61/2024; emergency (supp approp and inter-fund trf from General Operating Fund and HOFV Project Fund)
27. **88/2024** Auth all necessary contracts with Board of Stark County Commissioners for Harmont Ave - Columbus Rd NE Resurfacing Proj, GP 1401; Amend Approp O#61/2024; emergency (supp approp from Amazon TIF Fund)

28. **89/2024** Auth Council Clerk to certify to Stark County Auditor unpaid and delinquent charges for board up, clean up and demo servs performed by Bldg/Code Dept; emergency
29. **90/2024** Auth contract to hire Certified Master Plans Examiner at hourly rate of \$95.00, in amt not to exceed \$125,000.00 for first yr of agrmt; emergency

COMMITTEE MEETINGS:

Monday, May 6th, 2024 in Council Chambers @ 6:15 PM

Finance Committee

Personnel Committee

Community & Economic Development Committee

Public Safety & Thoroughfares Committee

Public Property Capital Improvement Committee

Community Development Presentation- Consolidated & Action Plans

MISCELLANEOUS BUSINESS: Mayor Sherer recognized the Walk with A Purpose Organization for a successful event at Nimisilla Park this past Sunday. Member Chris Smith expressed her condolences to the Tyson family and announced that there would be an important Town Hall Meeting regarding the Tyson incident at Mt. Olive Baptist Church, 1403 13th St. SE on May 1st at 5:00 PM. She also advised that the City received \$2.2 million for the East Tusc. Corridor from Rep. Emilia Sykes. Member Cooks expressed his condolences to the Tyson family and asked everyone to show their support at the Town Hall Meeting. Member Kimbrough reminded everyone that Thursday, May 2nd, 2024 is National Day of Prayer and also expressed her condolences to the Tyson family.

ADJOURNMENT: 8:01 PM

THE NEXT REGULAR COUNCIL MEETING: MONDAY, MAY 6, 2024 AT 7:00 PM

4/29/24
C#2
ETPO+FIN



April 24, 2024

OKAY TO PREPARE LEGISLATION:

Canton City Council
Council Office
Canton, Ohio 44702

RE: Legislation Request – Perry Heights Area Water Main Replacement Project – Phase 2

Dear Madam President and Honorable Members:

The Water Department desires to replace failing water mains in the Perry Heights area. The proposed project will consist of the replacement of approximately 1.57 miles of water main to include the area north of Barrie Street NW, south of 4th Street NW, east of Oneida Avenue NW, and west of Mohawk Avenue NW. During design of this project, the Water Department became aware Perry Township planned a road resurfacing project for the same township roads where the water mains were to be replaced. To promote intergovernmental cooperation and efficient use of resources while minimizing disruption to the community, we have agreed to allow the township and the Water Department to coordinate the paving process pending Council and Trustee approval. The Water Department will be responsible for paving either the trench or the lane depending on the age and condition of the road. The township will fund the remaining cost of the paving. The current cost estimate for the township's portion is \$350,000.00. Arcadis Engineering Services USA, Inc. prepared plans and specifications, and we are ready to proceed with bidding the construction contracts. To help fund the project, the Water Department successfully secured \$1,500,000.00 from Ohio Public Works Commission in the form of a \$600,000.00 grant and a \$900,000.00 zero percent, ten-year term loan. The remaining waterline funding will be paid with water funds. The current cost estimate for the project construction in total is \$2,810,000.00.

Therefore, I hereby request legislation that does the following:

1. Authorizes the Mayor and/or Director of Public Service to advertise, receive bids, award and execute a construction contract for the Perry Heights Area Water Main Replacement Project – Phase 2.
2. Authorizes the Mayor and/or Director of Public Service to execute a professional services contract for construction oversight services for this project.
3. Authorizes the Mayor and/or Director of Public Service to execute a cost-share agreement with Perry Township for street paving.
4. Authorizes and directs the Auditor to pay any and all moral obligations for contract change orders that are otherwise approved by the Board of Control pursuant to Canton Codified Ordinance 105.14 within the established dollar amount thresholds for the above-named project.
5. Authorizes the city to receive grant funds in the amount of \$600,000.00 and a zero percent interest loan in the amount of \$900,000.00 for this project from the Ohio Public Works Commission.
6. Authorizes the City to receive estimated funds in the amount of \$350,000.00 for this project from Perry Township.



7. Authorizes the Auditor to establish and create fund 5252 Perry Hts Wtr Ph2 Water Main Replcmt for tracking project revenues and expenditures for the total Ohio Public Works Commission funding amount of \$1,500,000.00 amending appropriation Ordinance 61/2024 as amended as follows:

FROM: Unappropriated 5253 Perry Hts Wtr Ph2 Water Main Replcmt fund
(\$1,500,000.00)

TO: 5253 207085 Perry Hts Wtr Ph2 Water Main Replcmt – Other \$1,500,000.00

8. Makes the following supplemental appropriations amending Ordinance 61/2024 as amended:

FROM: Unappropriated balance of the 5201 Water Works – Operating fund
(\$1,310,000.00)

TO: 5201 207085 Perry Hts Wtr Ph2 Water Main Replcmt – Other \$960,000.00

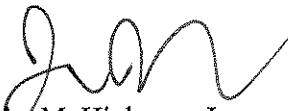
TO: 5201 207091 Perry Hts Wtr Ph2 Water Main Replcmt Paving – Other \$350,000.00

9. Authorizes the Auditor to draw warrants upon receipt of vouchers duly approved by the proper departmental authority.

10. Declares this ordinance to be an emergency measure.

Please do not hesitate to contact me if you have any questions. Thank you for your consideration.

Respectfully,



John M. Highman, Jr.
Director of Public Service

cc: William V. Sherer II, Mayor
Tyler Converse, Superintendent of Water
Andrew Roth, Director of Purchasing
Jason Reese, Law Director
John Slebodnik, Chief Deputy Auditor

4/29/24
CH 3
ETPU



April 23, 2024

OKAY TO PREPARE LEGISLATION:

Canton City Council
Council Office
Canton, OH 44702

RE: Legislation Request – Abandonment of Northwest Water Treatment Plant Collector Well #3

Dear Madam President and Honorable Members:

The Water Department’s collector well #3 at the Northwest Water Treatment Plant was taken out of service due to the age and deterioration of the well. Abandoning this well will eliminate any possible threats of contaminants or bacteria entering our raw water due to the lack of use of this well. Unlike a typical vertical well, this collector well consists of a 13’ diameter, vertical, concrete caisson, with two tiers of multiple laterals that project anywhere from 78’ up to 165’ out from the center caisson. The upper tier and lower tier of laterals are separated by a clay layer which divides the aquifer into two separate zones. We are requesting the well be abandoned by sealing the laterals through use of concrete, which follows the Ohio Water Resources Council Regulations for sealing unused water wells. This method will be provided to the Ohio Department of Natural Resources and the Ohio EPA for their comments/approval.

The Water Department is also requesting to execute a release of easements for collector well #3, located at 4125 Salway Avenue NW.

At this point, the project specifications have been prepared, and the Water Department would like to bid this project, which has an estimated cost of \$ 160,000.00.

Therefore, I hereby request legislation that does the following:

1. Authorizes the Mayor and/or Director of Public Service to advertise, receive bids, award and enter into contract for the abandonment of collector well #3 at the Northwest Water Treatment Plant.
2. Authorizes the Mayor and/or Director of Public Service to execute the release of easements located at 4125 Salway Avenue NW.
3. Authorizes and directs the Auditor to pay any and all moral obligations for contract change orders that are otherwise approved by the Board of Control pursuant to Canton Codified Ordinance 105.14 within the established dollar amount thresholds for the above-named project.



4. Authorizes the Auditor to draw warrants upon receipt of vouchers duly approved by the proper department authority.
5. Declares this ordinance to be an emergency measure.

Please do not hesitate to contact me if you have any questions. Thank you for your consideration.

Respectfully,



John M. Highman, Jr.
Director of Public Service

cc: William V. Sherer II, Mayor
Tyler Converse, Superintendent of Water
John Slebodnik, Chief Deputy Auditor
Andrew Roth, Director of Purchasing
Jason Reese, Law Director

4/29/24
C#4
C+ED



April 22, 2024

Canton City Council
Council Office
Canton, OH 44702

OKAY TO PREPARE LEGISLATION:

RE: Legislation Request - 2024 Community Development Annual Action Plan

Dear Madam President and Honorable Members:

I respectfully request Council to adopt legislation authorizing the Mayor or Director of Public Service to submit the City's 2024 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) and to accept and execute grant agreements with HUD for the 2024 Program Year. Below is a summary of the estimated overall budgets for these programs contingent upon HUD 2024 allocation. This is an estimate because we are still waiting on the official funding allocation amount from HUD. The Annual Action Plan covers activities funded through the CDBG, HOME and ESG Programs based on these estimated amount and is based on the pending 2024-2028 Consolidated Plan. The CDBG carryover funds are a result of programs that didn't move forward or were not completed.

CDBG		
2024 Grant Funds	\$2,595,815.00	
Carryover	\$ 177,000.00	
CDBG Total		\$2,772,815.00
HOME		
2024 Grant Funds	\$ 806,647.00	
Carryover	\$ 341,520.47	
HOME Total		\$1,148,167.47
ESG		
2024 Grant Funds	\$ 225,340.00	
ESG Total		\$ 225,340.00

An outline of the Annual Action Plan is attached as Exhibit A, and Community Development staff will be on hand during second reading committee meetings on May 6, 2024 to answer any questions regarding the various programs.

Therefore, I hereby request legislation that does the following:

1. Authorizes the Mayor, Director of Public Service, or their designee to file the 2024 Action Plan with HUD.



2. Authorizes the Mayor and/or Director of Public Service to advertise, receive bids, award and enter into all contracts necessary for the timely expenditure of Community Development Block Grant Program Funds as estimated on Exhibit A.
3. Authorizes the Mayor and/or Service Director of Public Service to advertise, receive bids, award and enter into all contracts necessary for the timely expenditure of Emergency Solutions Grant Program Funds as estimated on Exhibit A.
4. Authorizes the Mayor and/or Service Director of Public Service to advertise, receive bids, award and enter into all contracts necessary for the timely expenditure of HOME Investment Partnership Program Funds as estimated on Exhibit A.
5. Authorizes the Mayor and/or Director of Public Service to enter any and all contracts to implement the 2024 Action plan utilizing any process authorized by the Ohio Revised Code or Canton Codified Ordinances.
6. Amends the appropriate budget ordinance, as amended, with the following supplemental appropriations and inter-fund transfer:

Supplemental Appropriations

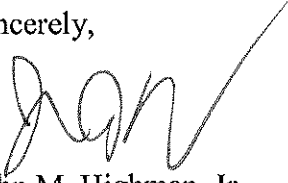
a.	From: Unappropriated balance of 2211 Community Dev Fund	\$2,772,815.00
	To: 2211 506001 Community Development Admin- Other	\$2,772,815.00
b.	From: Unappropriated balance of 2214 Home Fund	\$1,148,167.47
	To: 2214 506001 Community Development Admin- Other	\$1,148,167.47
c.	From: Unappropriated balance of 2219 Emergency Shelter Fund	\$225,340.00
	To: 2219 506001 Community Development Admin- Other	\$225,340.00

7. Authorizes and directs the Auditor to revise the budgets as permitted by Community Development Block Grant Regulations, HOME Investment Partnership Program Regulations, and Emergency Solutions Grant Regulations; to utilize the established fund accounts known as CDBG, HOME and ESG; and to draw his warrants against the CDBG Fund, HOME Fund, and ESG Fund based upon receipt of vouchers duly approved by the proper department authority.
8. Authorizes the Auditor to draw warrants upon receipt of vouchers duly approved by the proper departmental authority.
9. Declares this ordinance to be an emergency.

In order to time the presentation of the Action Plan with the Consolidated Plan, **I respectfully request that an ordinance be prepared by the Law Department to be placed on the April 29,**

2024 Council meeting agenda for its first reading. As always, please do not hesitate to contact me should you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "John", with a long, sweeping flourish extending upwards and to the right.

John M. Highman, Jr.

cc: William V. Sherer II, Mayor
Mark Crouse, Finance Director
Chris Hardesty, Director of Economic Development
John Slebodnik, Chief Deputy Auditor
Jason P. Reese, Law Director
Sherice Freeman, Director of Community Development

EXHIBIT A

Canton FY 2024 ESTIMATED Annual Action Plan

(Final award amounts will be determined based on the actual HUD allocation once received)

The City of Canton is recommending the following budget for its FY 2024 Annual Action Plan.

CDBG

Single Family Residential	\$500,000.00
In House Rehab Housing	\$500,000.00
CDBG Rehab Administration	\$350,000.00
Rehab Salaries and Expenses	\$350,000.00
Public Facilities and Infrastructure	\$735,000.00
Child & Adolescent Behavioral Health	\$ 50,000.00
Commquest Campus Renewal	\$ 20,000.00
Commquest Energy Systems	\$ 50,000.00
Domestic Violence Project	\$ 70,000.00
Early Childhood Resource Center	\$ 70,000.00
Engineering	\$250,000.00
Men of Canton Foundation	\$ 70,000.00
Project Rebuild	\$ 25,000.00
Refuge of Hope Ministries	\$ 75,000.00
SC Historical Society	\$ 50,000.00
Public Service Activities	\$385,000.00
Canton Ex-Newsboys	\$ 40,000.00
EN-RICH-MENT	\$ 40,000.00
Fair Housing	\$ 30,000.00
Habitat for Humanity	\$ 50,000.00
Stark MHAR	\$ 50,000.00
Stark U.M.A.D.A.O.P.	\$ 15,000.00
Starkfresh	\$ 50,000.00
Tiqvah Hands of Hope	\$ 25,000.00
TomTod Ideas	\$ 40,000.00
Vantage Aging	\$ 10,000.00
W.A.T.O.E.S.	\$ 35,000.00

Economic Development	\$235,000.00
ABCD	\$100,000.00
ECDI	\$ 50,000.00
Stark County Minority Business Assoc	\$ 85,000.00
Administration	\$519,000.00
Fair Housing Admin	\$ 36,000.00
General Management Salaries	\$423,000.00
General Admin Expenses	\$ 60,000.00
<u>CDBG Total</u>	<u>\$2,724,000.00</u>

HOME

HOME General Management	\$71,167.47
CD Staff Admin	\$ 71,167.47
HOME New Construction Rental	\$750,000.00
Spire Development	\$750,000.00
HOME Owner- New Construction	\$160,000.00
Habitat for Humanity	\$160,000.00
HOME CHDO – Rental Rehab	\$125,000.00
HUD requirement - Grantee TBD	\$125,000.00
HOME DPA	\$42,000.00
Community Building Partnership	\$ 42,000.00
<u>HOME TOTAL</u>	<u>\$1,148,167.47</u>

	<u>ESG</u>
<u>ESG 2024 Canton</u>	<u>\$247,579.00</u>
Commquest	\$ 32,000.00
Domestic Violence Shelter	\$ 50,000.00
ICAN Housing	\$125,865.00
Stark MHAR	\$ 22,814.00
CD Staff	\$ 9,400.00
Administration- SHNI	\$ 7,500.00
<u>ESG TOTAL</u>	<u>\$247,579.00</u>
<u>Total 2024 All Programs Budget</u>	<u>\$4,119,746.47</u>



4/29/24
C#5
PPG1

April 23, 2024

Canton City Council
Council Chambers
Canton, OH 44702

OKAY TO PREPARE LEGISLATION:

RE: Request for Legislation – Service Center Property Acquisition

Dear Madam President and Honorable Members:

At present, the City of Canton owns all of the property south of 30th Street NE, west of Regent Ave. and east of Ohio Ave. except for one parcel. Currently, parcel 5200863 is privately owned and used as a residential home. It sits between the current Engineering building and the area where the new Traffic/Signal building is set to be constructed. At present time, the owner of this parcel is willing to sell to the City. Given the strategic location of the parcel within the footprint of the Service Center, we would like to move forward with the purchase. At present, we have agreed to a purchase price of \$90,000.00 pending Council approval and a successful title search. Should this be approved, we would also move forward with annexing the parcel within the City.

Therefore, I am requesting legislation for the following:

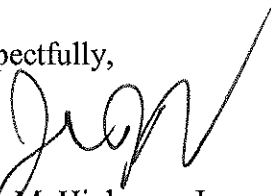
1. Authorizes the Mayor and/or Director of Public Service to negotiate and enter into agreement for the purchase of Stark County Auditor parcel number 5200863 for an amount not to exceed \$90,000.00.
2. Authorizes the Mayor and/or Director of Public Service to enter into any agreements necessary to facilitate the above-named purchase.
3. Amends Ordinance 61/2024, as amended, with the following supplemental appropriation:

FROM:	Unappropriated balance of the 4501 Capital Projects fund	(\$90,000.00)
TO:	4501 202001 Engineering – Administration – Other	\$90,000.00
4. Authorizes the Auditor to draw warrants upon receipt of vouchers duly approved by the proper departmental authority.
5. Declares this ordinance to be an emergency measure.



Please do not hesitate to contact me if you have any questions.

Respectfully,

A handwritten signature in black ink, appearing to read 'John M. Highman, Jr.', with a long, sweeping flourish extending upwards and to the right.

John M. Highman, Jr.
Director of Public Service

cc: William V. Sherer II, Mayor
Mark Crouse, Finance Director
Chris Barnes, City Engineer
Jason Reese, Law Director
Andy Roth, Director of Purchasing
John Slobodnik, Chief Deputy Auditor

4/29/24
C#6
E+PO



April 22, 2024

Canton City Council
Council Office
Canton, OH 44702

OKAY TO PREPARE LEGISLATION:

RE: Request for Legislation –Renewal of Easement with U.S. Army Corps of Engineers

Dear Madam President and Honorable Members:

The Water Department provides water to Beach City through a 12" water transmission line which crosses land owned by the US Army Corps of Engineers. A 25-year easement agreement was entered into in 1999 with the US Army Corps of Engineers and has expired as of January 25, 2024. After receiving the cost breakout from the US Army Corps of Engineers, the Water Department would like to renew this easement for a 50-year term. The cost for the easement renewal is \$ 3,920.00, which is appropriated in the 2024 budget.

Therefore, I hereby request legislation that does the following:

1. Authorizes the Mayor and/or Director of Public Service to renew the above described easement and make a payment to the U.S. Army Corps of Engineers for a 50-year renewal term, back-dated to January 25, 2024.
2. Authorizes the Auditor to draw warrants upon receipt of vouchers duly approved by the proper departmental authority.
3. Declares this ordinance to be an emergency measure.

If you have any questions or need further information, please do not hesitate to call my office.

Respectfully,

John M. Highman, Jr.
Director of Public Service

- cc: William V. Sherer II, Mayor
Tyler Converse, Superintendent of Water
Jason Reese, Law Director
Andrew Roth, Director of Purchasing
John Slobodnik, Chief Deputy Auditor

