

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
November 4, 2024
7:00 PM

Roll Call: ELEVEN MEMBERS PRESENT

Motion to Excuse Members: MEMBER MORRIS ABSENT

Invocation: JOHN MARIOL, WARD 7 COUNCIL MEMBER

Pledge of Allegiance: PRESIDENT BATES AYLWARD

AGENDA CORRECTIONS & CHANGES: (SUSPENDED RULE 22A TO ADD 2ND RDG O#6 - O#18; O#13 & O#18 ADOPTED ON 2ND RDG; O#19 ADOPTED AS AMENDED)

PUBLIC HEARINGS: NONE

OLD BUSINESS: MEMBER SMITH THANKED A YOUNG LADY WHO CAME DOWN TO SPEAK LAST WEEK AND BROUGHT PICTURES OF SKYLINE TERRENCE. SHE SAID WITHOUT THOSE PICTURES, THEY WOULD HAVE NEVER KNOWN WHAT WAS HAPPENING IN THAT BUILDING. THE OWNER OF SKYLINE TERRENCE, GEO, IS GOING TO COME SPEAK TO COUNCIL ABOUT THE MATTER.

PUBLIC SPEAKS: KIM BELL, SKYLARK BRUCE, RONALD SIMMONS, CASSANDRA WHITE, AND SIERRA MASON ALL SPOKE ABOUT WANTING CHANGE IN THE POLICE FORCE AND ABOUT THE INDICTMENT AND ARREST OF THE OFFICERS INVOLVED IN THE DEATH OF FRANK TYSON. SUE JACOBS AND SHAWNA KIRBY SPOKE ABOUT THE HOMELESS COMMUNITY AND THERE BEING NO HELP. SHAWNA KIRBY WANTS A BILL TO STOP BEING SENT TO HER FOR THE UNWANTED ADOPTION OF HER CHILD. ERIC WOHLWEND, LILA WOHLWEND, PAUL BILLIG, NICKOLAS GOODNITE, AND DERON WOHLWEND SPOKE ABOUT THE PASSING OF O#19 ON THE AGENDA. DAVID KERESTES SPOKE ABOUT A BUS GARAGE IN THE CITY AND HOW HE WAS ACCUSED OF TWO CRIMES THERE. DANIEL GATES SPOKE ABOUT THE SAFETY OF THE COMMUNITY AND POTHOLES. ROGER GATES TALKED ABOUT CODE ENFORCEMENT AND THERE BEING NO AFFORDABLE HOUSING IN THE CITY JUSTIN NICELY SPOKE ABOUT BEING AN ADVOCATE FOR THE CITY WITH HIS HALL OF SHAME ORGANIZATION.

INFORMAL RESOLUTIONS: NONE

COMMUNICATIONS:

1. REQ LEG FOR THE STATEMENT OF SERVICES - 2707 FULTON DR NW AREA - 2024 ANNEXATION (TYPE 2). - ANNEXATION CHAIRMAN MORRIS
2. REQ TRF CITY OWNED PROP TO DAVID DECHIARA VIA CANTON COMMUNITY IMPROVEMENT CENTER; EMERGENCY (PARCELS 206004 & 206005, @ 4TH ST NW & BEDFORD AVE NW). - ECONOMIC DEVELOPMENT DIRECTOR HARDESTY
3. REQ MAYOR OR SERV DIR. ENTER ARPA SUBAWARD AGMT WITH CCIC; EMERGENCY. - ECONOMIC DEVELOPMENT DIRECTOR HARDESTY
4. REQ LEG FOR MAPLE AVE. NE SEWER REPLACEMENT PROJ GP 1374; EMERGENCY. -SERVICE DIRECTOR HIGHMAN

FIRST READINGS:

5. AUTH MAYOR OR SERV DIR. TO ENTER PROFESSIONAL SERV. CONTRACT WITH BURGESS & NIPLE LTD. FOR SANITARY SEWER ASSET MGMT PLAN UPDATE: EMERGENCY. - FINANCE COMMITTEE

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

SECOND READINGS: (SUSPENDED RULE 22A TO ADD 2ND RDG O#6 - O#18; O#13 & O#18 ADOPTED)

6. AUTH MAYOR OR SERV DIR TO ENTER JOB CREATION AGMT WITH PINNACLE CARE PROVIDERS PURSUANT TO THE CITY'S INCENTIVE PROGRAMS; EMERGENCY. - C&ED
7. REQ REPLAT OF LOTS 3587 & 3588 (HABITAT FOR HUMANITY, 2000 BLK OF TUSC ST. E, WARD 4). - PS&T
8. REQ REPLAT OF LOTS 27095 & 27096, PARCELS 211854 & 211855 (HABITAT FOR HUMANITY, 334 GOBEL AVE NE, WARD 4). - PS&T
9. REQ REPLAT OF LOTS 22526 & 22527 (HABITAT FOR HUMANITY, 2157 6TH ST. NE, WARD 4). - PS&T
10. REQ REPLAT OF LOTS 22775, 22776, 22777, 22778, 35216, AND 35217; EMERGENCY (HABITAT FOR HUMANITY, 2500 BLK OF 7TH ST. NE, WARD 4). - PS&T
11. REQ REPLAT OF PART OF OUTLOT 915 AND ALL OF LOT 40096; EMERGENCY (IRONROCK CAPITAL INC., 1201 MILLERTON ST. SE., WARD 4). - PS&T
12. REQ REPLAT OF OUTLOT 590, PARCEL 245767 (JAMES SCHMIDT AND CHERYL STEELE, 2951 BALDWIN AVE NE, WARD 6). - PS&T

13. **217/2024** AUTH MAYOR OR SAF DIR TO ENTER AGMT AND ACCEPT GRANT FUNDS FR FY2024 COMMUNITY ORIENTED POLICING SERVICES GRANT; AUTH AUDITOR TO RENAME FUND 2789 2012 COPS HIRING PROGRAM GRANT FUND TO 2024 COPS HIRING PROGRAM GRANT FUND; AMEND O#61/2024; EMERGENCY. (SUPP APPROP FR 2789 2024 COPS HIRING GRANT FUND TO 2789 102001 POLICE ADMIN - OTHER) - FIN*
14. AUTH MAYOR OR SAF DIR TO ENTER CONTRACTS TO RESPOND TO 303 ELGIN AVE. NW DEMO; AUTH AUDITOR TO PAY MORAL OB FR RESPONDING TO EMERGENCY; AUTH MAYOR OR SAF DIR TO ENTER CONTRACT WITH BUTCHER AND SON TO PERFORM DEMO; EMERGENCY. - FIN
15. AUTH MAYOR OR SERV DIR TO ENTER INTO PROF SERS CONTRACT WITH BURGESS & NIPLE LTD. FOR PROF SERVS RELATED TO 2025 LARGE DIAMETER SEWER CLEANING INSPECTION PROJ; EMERGENCY. - FIN
16. AUTH MAYOR OR SERV DIR TO ENTER PROF SERVS CONTRACT IN EST AMT OF \$115,000; ENTER CONTRACTS FOR 15TH ST NW AREA STREETScape AND NEIGHBORHOOD IMPROVEMENT PRJ, GP 1438; WAIVE INF RES REQUIREMENTS OF CANTON COD. ORD. 105.09 FOR PURCH AND CONTRACTS; AUTH AUDITOR TO PAY MORAL OB FOR CONTRACT CHANGE ORDERS; AMEND APPROP O#61/2024; EMERGENCY (SUPP APPROP FR 2175 COMPREHENSIVE PLAN IMP. FUND TO 2175 202050 15TH ST. NW AREA STREETScape AND NEIGHBORHOOD IMPROVEMENT PROJ, GP 1438 - OTHER) - FIN
17. AUTH MAYOR OR SERV DIR TO ENTER PROF SERVS CONTRACT FOR 11TH ST. SE IMPROVEMENTS PROJ, GP 1144; ENTER IN EST AMT OF \$58,000 CONTRACT CHANGE ORDER WITH S.E.T., INC. IN EST AMT OF \$675,000. FOR ADDTL IMPROVEMENTS ON CHERRY AVE SE.; ENTER CONTRACTS FOR DESIGN OF SHERRICK RD AREA NEIGHBORHOOD IMPROVEMENT PROJ, GP 1465; WAIVE INF RES REQUIREMENTS; AUTH AUDITOR TO PAY MORAL OB FOR CONTRACT CHANGE ORDERS; AMEND APPROP O#61/2024; EMERGENCY (SUPP APPROP FR 2175 COMPREHENSIVE PLAN IMP. FUND TO 2175 202095 11TH ST. IMPROV. PROJ, GP 1144 - OTHER; TO 2175 20205 SHERRICK ROAD AREA NEIGHBORHOOD IMPROVEMENT PROJ, GP 1465 - OTHER) - FIN
18. **218/2024** AMEND O#61/2024; EMERGENCY (SUPP APPROP FR 2324 NALOXONE ACCESS GRANT FUND TO 2324 NALOXONE ACCESS GRANT FUND - 700 OTHER DIRECT COSTS) - FIN*

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

THIRD READINGS:

19. **AMENDED AS**
219/2024 AMEND SEC. 1351.03, AMENDMENTS, DELETIONS AND SUPPLEMENTS TO INTERNATIONAL PROPERTY MAINTENANCE CODE, OF CHPT 1351, PROPERTY MAINTENANCE CODE.

20. **220/2024** AMEND O#10/2024 AS AMENDED TO ESTABLISH EXHIBIT AS CLASSIFICATION PLAN FOR AUDITOR'S OFFICE MGMT AND NON-BARGAINING PERS; EMERGENCY.
21. **221/2024** AUTH MAYOR OR SAF DIR. TO ACCEPT GRANT FUNDS FR 2024 PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP GRANT; ENTER CONTRACT FOR PURCH OF 30 BULLETPROOF VESTS FOR POLICE DEPT; AUTH AUDITOR TO RENAME FUND 2790 2017 EDWARD BYRNE MEM GRANT TO 2024 PATRICK LEAHY BULLETPROOF VEST GRANT FUND; AMEND APPROP O# 61/2024; EMERGENCY (SUPP APPROP FR 1001 GENERAL OPERATING FUND TO 2790 102001 2024 PATRICK LEAHY BULLET PROOF VEST GRANT - OTHER).
22. **222/2024** AUTH CLERK OF COUNCIL TO CERTIFY AUDITOR UNPAID AND DELINQUENT CHARGES FOR 2023 CALENDER YEAR FOR MOWING AND LITTER CLEAN UP; EMERGENCY (BLDG/CODE).

COMMITTEE MEETINGS:

MONDAY, NOVEMBER 18, 2024 IN COUNCIL CHAMBERS @ 6:45 PM
FINANCE COMMITTEE

MISCELLANEOUS BUSINESS: MEMBER CRYSTAL SMITH SPOKE ABOUT HOW SHE WAS GRATEFUL FOR THE INDICTMENT OF THE COPS INVOLVEMENT IN THE DEATH OF FRANK TYSON. AND ENCOURAGED THE COMMUNITY TO NOT LOOK AT THIS AS A FORK IN THE ROAD BUT TO CONTINUE MOVING ON AND FIGHTING SO THINGS LIKE THIS DO NOT HAPPEN AGAIN.

ADJOURNMENT: 8:28 PM

THE NEXT REGULAR COUNCIL MEETING: MONDAY, NOVEMBER 18, 2024 @ 7:00 PM

11-4-24
CA 3
Annex



President of Council

Kristen Bates Aylward

Councilmembers-At-Large

James Babcock, Assistant

Majority Leader

Louis Giavasis

Crystal Smith

Ward Councilmembers

Ward 1

Greg Hawk

Ward 2

Brenda Kimbrough

Ward 3

Jason Scaglione

Ward 4

Chris Smith

Ward 5

Robert Fisher

Ward 6

J. Nate Cooks

Ward 7

John Mariol, Majority Leader

Ward 8

Richard Sacco

Ward 9

Frank Morris

November 4, 2024

To: Phil Schandel, Assistant Law Director

FROM: Frank Morris, Annexation Chairman

SUBJECT: 2707 Fulton Dr. NW Area – 2024 Annexation

I am respectfully requesting that you initiate legislation for The Statement of Services – 2707 Fulton Dr. NW Area – 2024 Annexation located in Plain Township.

This will be a Type 2 Expedited Annexation by Petition.

Thank You,

Frank Morris
Annexation Chairman

Council Office

City of Canton, Ohio

218 Cleveland Ave S.W.

P.O. Box 24218

Canton, Ohio 44701-4218

Phone: (330) 489-3223

Fax: (330) 489-3272

www.cantonohio.gov

11/4/24
CH3
Annex



October 31, 2024

Frank Morris
Annexation Chairman
Canton City Council

Dear Councilman Morris:

I am respectfully requesting of you to initiate an ordinance for the Statement of Services for The 2707 Fulton Dr NW Area - 2024 Annexation located in Plain Township.

This will be a Type 2 Expedited Annexation by Petition.

The Petition will be filed with the Board of County Commissioners on or about December 3, 2024.

Please address your correspondence to Assistant Law Director Phil Schandel, as he is our legal counsel for annexation.

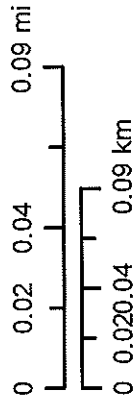
Thank you.

Sincerely,

Matt Bailey
Agent for the Petitioners



Stark County Webmap



The 2707 Fulton Dr NW Area Annexation

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11/4/24
OF 1
C.H.D.



October 31, 2024

Canton City Council
Council Chambers
Canton, Ohio 44702

RE: Transfer of City Owned Property to David DeChiara via Canton Community Improvement Corporation

Dear Madame President and Honorable Members:

I am respectfully requesting that Canton City Council prepare an ordinance authorizing the Mayor and/or Director of Public Service, on behalf of the City of Canton, to transfer permanent parcel numbers 206004 & 206005, located at 4th St NW and Bedford Ave NW, which are no longer needed for municipal purposes, to the Canton Community Improvement Corporation, as its designated agent for economic development purposes, for subsequent transfer to David A. DeChiara. This transfer will be pursuant to Ohio Revised Code Section 761.02 and 1724.10.

David A. DeChiara owns Alexander's Art House and 3DM Properties, each of which is located on the opposite corner from these properties, and intends to use the properties in association with the existing commercial building. This proposed transfer is for business assistance and business retention efforts. The proposed transfer will include provisions that will allow the City of Canton to reclaim the properties if they are not improved.

Thank you for your consideration.

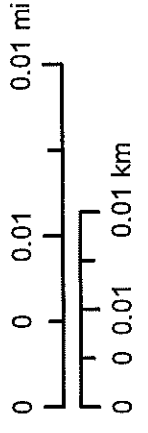
Sincerely,

Christopher Hardesty
Director of Economic Development

Cc: Mayor William V. Sherer II
John M. Highman, Jr., Service Director
Donn Angus, Planning Director
RA Mallonn, Auditor
Mark Crouse, Finance Director



Stark County Webmap



Parcels 206004 & 206005

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11/4/24
C-122
FIN

October 31, 2024

Canton City Council
Council Chambers
Canton, Ohio 44702

RE: ARPA Site Readiness Funding for Canton Community Improvement Corporation

Dear Madam President and Honorable Members:

I am requesting legislation to authorize the Mayor and/or Director of Public Service to enter an ARPA Subaward Agreement with the Canton Community Improvement Corporation (CCIC) for an amount not to exceed \$350,000.

The purpose of this site readiness funding is for acquisition, demolition, and remediation of property within the Greater Shorb neighborhood to prepare for development of commercial, multi-family, affordable housing units. This site readiness program will help to provide more affordable housing opportunities for the citizens of Canton, Ohio.

I hereby request legislation which does the following:

1. Authorizes the Mayor and/or Director of Public Service to enter an ARPA Subaward Agreement with the Canton Community Improvement Corporation for an amount not to exceed \$350,000.
2. Declares this ordinance to be an emergency measure.

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

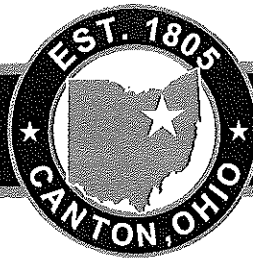
Sincerely,

Christopher J. Hardesty
Director of Economic Development

Cc: William V. Sherer, Mayor
John Highman, Director of Public Service
Jason P. Reese, Law Director
RA Mallonn, Auditor
Kim Perez, Treasurer



11/4/24
PC#4
PST



October 28, 2024

Canton City Council
Council Chambers
Canton, Ohio 44702

RE: Request for Legislation – Maple Ave. NE Sewer Replacement - GP 1374

Dear Madam President and Honorable Members:

As part of an overall strategy to improve Canton’s infrastructure and comply with EPA requirements, the Engineering Department is working on a project to reconstruct failing sanitary sewers on Maple Ave. NE. The project limits are 12th St NE to 28th St. Some sewers on 15th St and 17th St may also be included as we work through the design process.

Utilizing the qualification-based selection process as required by the Ohio Revised Code, the Engineering Department has determined that Burgess & Niple, Ltd. as the most qualified engineering consultant to serve as the designer for this project. The design costs will be encumbered from funds that have already been appropriated. The estimated cost for design is \$200,000.00, and the estimated construction cost is \$3.5 million. The current estimated date of construction is 2026.

Therefore, I hereby request legislation that does the following:

1. Authorizes the Mayor and/or Director of Public Service enter into a professional services contract in an estimated amount of \$200,000.00 with Burgess & Niple, Ltd. for design of the Maple Ave. Sewer Replacement Project - GP 1374.
2. Authorizes the Mayor and/or Director of Public Service to advertise, receive bids, award, and enter into one or more contracts for the Maple Ave. Sewer Replacement Project - GP 1374.
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 departmental 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
Mark Crouse, Finance Director
Chris Barnes, City Engineer
James DiMarzio, Collections Superintendent
Andrew Roth, Director of Purchasing
Jason Reese, Law Director
John Slebodnik, Chief Deputy Auditor