

**FINAL**  
**A G E N D A**  
7:00 PM

CANTON CITY COUNCIL

FEBRUARY 3, 2020

**ROLL CALL:** All Members Present

**MOTION TO EXCUSE MEMBERS:** President Sherer Absent

**INVOCATION:** Greg Hawk, Ward 1 Council Member

**PLEDGE OF ALLEGIANCE:** President Pro Tem Smuckler

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 24B to add Resolution #11; Suspended Rule 22A to add 1<sup>st</sup> Rdg O#11; 2<sup>nd</sup> Rdg O#12 - O#21; O#11 Adopted on 1<sup>st</sup> Rdg; O#12 & O#13 Retained in Committee)

**PUBLIC HEARINGS:** None

**OLD BUSINESS (PUBLIC SPEAKS):** None

**PUBLIC SPEAKS (CITY BUSINESS):** David Kaminski, who is serving an unexpired term on the Canton City Board of Education, asked Council for their support of the Issue 19 school levy on the March 17<sup>th</sup> ballot. This levy will raise \$1.5 million a year, without which cuts would have to be made that would affect classroom teaching and therefore hurt the children.

**INFORMAL RESOLUTIONS:**

10. MAJORITY LEADER SMUCKLER: AUTHORIZE AND DIRECT SERV DIR TO OPEN ONE OR MORE PURCH ORDERS IN TOTAL AMT NOT TO EXCEED \$36,000.00 FOR REPAIR OF 15<sup>TH</sup> ST SW BETWEEN CLEVELAND AVE SW AND WEST BRANCH OF NIMISHILLEN CREEK. - ADOPTED
11. COUNCIL-AS-A-WHOLE: HONORING CHRIS SMITH IN RECOGNITION OF BLACK HISTORY MONTH FOR HER CONTRIBUTION TO CITY OF CANTON AS COUNCIL'S FIRST BLACK ELECTED MAJORITY LEADER. - ADOPTED

**COMMUNICATIONS:**

60. DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO APPLY FOR, ENTER INTO AGMT FOR AND RECEIVE LEAD HAZARD REDUCTION GRANT FUNDS IN AMT OF \$3,000,000.00 AND HEALTHY HOMES GRANT FUNDS IN AMT OF \$300,000.00 FR HUD; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE (2) SEPARATE FUNDS, 2218 LEAD HAZARD REDUCTION FUND AND 2223 HEALTHY HOME FUND, FOR TRACKING GRANT REVENUE AND EXPENDITURES; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ALL PROF CONTRACTS NECESSARY TO ALLOW EFFECTIVE OPERATION OF PROG DURING GRANT PERIOD USING ANY PROCESS IN CODIFIED ORD OR ORC; AMEND APPROP O#246/2019 (\$220,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001.506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$800,000.00 SUPP APPROP FR UNAPPROP BAL OF 2218 LEAD HAZARD REDUCTION FUNDS TO 2218.506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 2223 HEALTHY HOME FUND TO 2223.506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$220,000.00 INTER-FUND TRF FR 1001.506001 COMMUNITY DEVELOPMENT ADMIN - ADV OUT TO 2218.506001 COMMUNITY DEVELOPMENT ADMIN - ADV IN FOR \$200,000.00 AND TO 2223.506001 COMMUNITY DEVELOPMENT ADMIN - ADV IN FOR \$20,000.00). - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
61. DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO PARKING LEASE AGMT WITH SCHAUER INDEPENDENT INSURANCE SERVICES AT MILLENNIUM PARKING GARAGE. - FINANCE COMMITTEE
62. FINANCE DIRECTOR CROUSE: REQ \$7,441.72 SUPP APPROP FR UNAPPROP BAL OF 2780 FY19 BULLET PROOF VEST PARTNERS GRANT FUND TO 2780 102009 POLICE - 2009 STIMULUS - OTHER; REQ \$7,441.72 INTER-FUND TRF FR 2780 102009 POLICE - 2009 STIMULUS - TRF OUT TO 1001 102001 POLICE ADMIN - TRF IN. - FINANCE COMMITTEE
63. LIQUOR CONTROL DIV (OHIO): REQ NEW C2 PERMIT FOR SPEEDWAY LLC, DBA SPEEDWAY 6465 AT 2215 FAIRCREST ST SW (WARD 4). - RECEIVED & FILED
64. SAFETY DIRECTOR PERRY: AUTHORIZE ANNUAL SALARY OF \$56,000.00 AND TEN (10) DAYS VACATION UPON APPT FOR 2020 CALENDAR YR WITH VACATION ACCRUALS RETURNING TO APPLICABLE CITY VACATION SCHEDULE IN 2021 FOR POLICE DEPT FISCAL MANAGER POSITION. - PERSONNEL AND FINANCE COMMITTEES

**COMMUNICATIONS CONTINUED:**

65. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO AGMT FOR AND ACCEPT \$58,756.00 IN GRANT FUNDS FR US DEPT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE; AUTHORIZE AUDITOR TO RENAME FUND #2793 US DEPT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE IN WHICH TO PLACE GRANT MONEY UPON RECEIPT FR US DEPT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE; AUTHORIZE MAYOR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF (100) BODY WORN CAMERAS, INCLUDING ALL NECESSARY EQUIP, SERVER LICENSE, WARRANTY AND TRAINING AND PURCH OF (6) IN-CAR VIDEO SYSTEMS W/EXTENDED WARRANTY; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO CONTRACT FOR ABOVE PURCH IN ACCORDANCE WITH ANY ORC AND/OR CANTON CODIFIED ORD; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; AMEND APPROP O#246/2019 (\$117,512.00 SUPP APPROP FR UNAPPROP BAL OF 2793 US DEPT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE TO 2772 102001 - POLICE ADMIN - OTHER; \$117,512.00 SUPP APPROP FR UNAPPROP BAL OF FUND 1001 GENERAL FUND TO 1001 102001 - POLICE ADMIN - OTHER; \$58,756.00 INTER-FUND TRF/ADV FR 1001 102001 - POLICE ADMIN - TRF OUT TO 2772 102001 - POLICE ADMIN - TRF IN; \$58,756.00 INTER-FUND TRF/ADV FR 1001 102001 - POLICE ADMIN - ADV OUT TO 2772 102001 - POLICE ADMIN - ADV IN). - FINANCE COMMITTEE
66. SERVICE DIRECTOR HIGHMAN: AUTHORIZE SERV DIR TO OPEN PURCH ORDER IN AMT OF \$36,000.00 TO CENTRAL ALLIED ENTERPRISES, INC. FOR REPAIR AND REPAVING OF 15<sup>TH</sup> ST SW BETWEEN CLEVELAND AVE SW AND WEST BRANCH OF NIMISHILLEN CREEK. - RECEIVED & FILED

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:**

- 1<sup>ST</sup> RDG 1. AUTHORIZE FUNDING OF CANTON COMMUNITY IMPROVEMENT CORP FOR 2-YR PERIOD UTILIZING GENERAL FUND DOLLARS IN TOTAL AMT OF \$75,000.00 PER YR; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$2,340.00 FOR STARK CO PUBLIC DEFENDER'S OFFICE LEGAL SERVS; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 3. VACATE PORTION OF ROSLYN AVE SW; APPROVE AND ACCEPT REPLAT OF ALL OF LOTS 30240-30252, LOTS 30254-30282, LOTS 40866-40891, PART OF LOT 30253 AND PART OF OUTLOTS 633 AND 634 AND VACATED PORTION OF ROSLYN AVE SW; DEDICATE PUBLIC TURN AROUND EASEMENT LOCATED ON LOT 30263 AT NORTH TERMINUS OF ROSLYN AVE SW; EMERGENCY (3224 NAVARRE RD SW, WILLIAM LOGAN, JR FOR RWP LEASING LLC)  
Referred to Public Safety & Thoroughfares Committee
- 1<sup>ST</sup> RDG 4. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$3,800.00 TO DAVE'S ASPHALT CONCRETE AND SEALING FOR REPAIR OF INTERSECTION OF 13<sup>TH</sup> ST NW, HARRISON AVE NW AND I-77; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR PURCH OF (1) FRONT LOADING SANITATION PACKER AND RETROFITTING OF (7) REAR LOADING PACKER TRUCKS WILL DUAL TIPPERS; OR TO ALTERNATIVELY PURCH SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; EMERGENCY  
Referred to Public Property Capital Improvement and Finance Committees
- 1<sup>ST</sup> RDG 6. AUTHORIZE AUDITOR TO PAY ALL MORAL OBS RELATED TO CHANGE OF FUNDING SOURCES TO BEAVER EXCAVATING CO; EMERGENCY (12<sup>TH</sup> ST NW BRIDGE REPLACEMENT & STREETScape PROJ; GP 1160, PID 90671-CHANGE ORDER 10)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 7. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH BURGESS & NIPLE IN AMT NOT TO EXCEED \$93,800.00; AMEND APPROP O#246/2019; EMERGENCY (\$93,800.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207068 HARVARD AVE AREA WATER MAIN REPLACEMENT PROJ - OTHER)  
Referred to Finance and Environmental & Public Utilities Committees
- 1<sup>ST</sup> RDG 8. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH CT CONSULTANTS, INC. IN AMT NOT TO EXCEED \$93,000.00; AMEND APPROP O#246/2019; EMERGENCY (\$93,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207067 34<sup>TH</sup> STREET AREA WATER MAIN REPLACEMENT PROJ - OTHER)  
Referred to Finance and Environmental & Public Utilities Committees

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:**

- 1<sup>ST</sup> RDG 9. AUTHORIZE MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS; AND ENTER INTO AGMT FOR GRANT FUNDS FOR PROJ FROM ODOT; AUTHORIZE AUDITOR TO ESTABLISH 4590 13<sup>TH</sup> ST NW ROADWAY RECONSTRUCTION PROJ, GP 1248, PID 104873 FUND; AMEND APPROP O#246/2019; EMERGENCY (\$925,056.00 SUPP APPROP FR UNAPPROP BAL OF 4590 13<sup>TH</sup> ST NW ROADWAY RECONSTRUCTION PROJ, 1248 PID 104873 FUND TO 4590 202057 13<sup>TH</sup> ST NW ROADWAY RECONSTRUCTION PROJ, 1248, PID 104873 - OTHER; \$170,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 202057 13<sup>TH</sup> ST NW ROADWAY RECONSTRUCTION PROJ, 1248 PID 104873 - OTHER)  
Referred to Public Safety & Thoroughfares, Public Property Capital Improvement and Finance Committees
- 1<sup>ST</sup> RDG 10. AMEND O#100/2011, AS AMENDED, TO ESTABLISH ATTACHED EXHIBIT AS CLASSIFICATION PLAN FOR SERV DIR'S WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY AND TREATMENT DIV (WATER DEPT) MANAGEMENT AND NON-BARGAINING PERSONNEL EMPLOYED BY CITY OF CANTON; EMERGENCY  
Referred to Personnel and Finance Committees

***(COUNCIL RECESSED AT 7:25 PM FOR THE PUBLIC SAFETY & THOROUGHFARES COMMITTEE TO DISCUSS O#11; RECONVENED AT 7:26 PM)***

- 10/2020 11. VACATE PORTION OF HURSH PL NW; APPROVE AND ACCEPT REPLAT OF PART OF LOTS 11804, 11807 AND 11808 AND ALL OF LOTS 11805 AND 11821 AND VACATED PORTION OF HURSH PL NW; EMERGENCY (2707 TUSCARAWAS LLC)  
Referred to Public Safety & Thoroughfares Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**  
**(SUSPENDED RULE 22A TO ADD O#12 - O#21; O#12 & O#13 RETAINED IN COMMITTEE)**

**RETAINED IN**

- CMTE 12. AMEND AGMT BETWEEN CITY OF CANTON AND CANTON COMMUNITY IMPROVEMENT CORP AUTHORIZED BY O#244/88; EMERGENCY (C&ED)

**RETAINED IN**

- CMTE 13. AUTH MAYOR OR SERV DIR TO CONVEY CITY-OWNED REAL PROP NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO CANTON COMMUNITY IMPROVEMENT CORP; EMERGENCY (C&ED)

- 2<sup>ND</sup> RDG 14. AUTH AUDITOR TO PAY ALL MORAL OBS FOR DELL MARKETING LP EXPENSES; EMERGENCY (COMPUTERS FOR LAW DEPT & CIVIC CTR - \$30,297.26) (FIN)

- 2<sup>ND</sup> RDG 15. AUTH AUDITOR TO PAY ALL MORAL OBS FOR OARNET EXPENSES; EMERGENCY (HIGH SPEED INTERNET CONNECTION IN INNOVATION DISTRICT- \$8,500.00) (FIN)

- 2<sup>ND</sup> RDG 16. AMEND APPROP O#246/2019; EMERGENCY (\$530,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS OPERATING FUND TO 5201 207046 44<sup>TH</sup> ST. NW WATER MAIN REPL PROJ - OTHER; \$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUND TO 4501 206006 COLLECTION SYSTEM DEPARTMENT - OTHER) (44<sup>TH</sup> ST. NW WATER MAIN REPL PROJ, CLEANING OF STORM SEWERS @ U.S. RT 30) (FIN & PPCI)

- 2<sup>ND</sup> RDG 17. AMEND CHAPTER 110 OF ADMINISTRATIVE CODE (PUBLIC RECORDS) (JUD)

- 2<sup>ND</sup> RDG 18. AUTH WAGE INCREASE FOR MGMT AND NON-BARGAINING UNIT PERSONNEL; EMERGENCY (2% RETRO TO 1/1/20) (FIN)

- 2<sup>ND</sup> RDG 19. ACCEPT RECOMMENDATION OF MAYOR CONCERNING ESTABLISHMENT OF COMMUNITY ENTERTAINMENT DISTRICT AND DESIGNATING CERTAIN PROP IN CITY OF CANTON AS COMMUNITY ENTERTAINMENT DISTRICT PURSUANT TO ORC SECTION 4301.80; EMERGENCY (DWTN DEV & C&ED)

- 2<sup>ND</sup> RDG 20. AUTH MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH ARCADIS IN AMT NOT TO EXCEED \$324,571.00; AMEND APPROP O#246/2019; EMERGENCY (\$324,571.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207066 WATER DISTRIBUTION SYSTEM HYDRAULIC MODEL PROJECT - OTHER) (FIN & E&PU)

- 2<sup>ND</sup> RDG 21. AUTH MAYOR OR SERV DIR TO ENTER INTO PROF SERVS CONTRACT WITH ENVIRONMENTAL DESIGN GROUP (EDG) IN AMT NOT TO EXCEED \$49,279.00; EMERGENCY (MARKET AVE. SOUTH STREETSCAPE PROJ, G.P. 1319 ENGINEERING DESIGN CONTRACT) (FIN & PPCI)

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

- 11/2020 22. AUTH AUDITOR TO ENTER INTO 4-YR PROF SERV AGMT WITH JULIAN & GRUBE, INC. IN AMT NOT TO EXCEED \$25,400.00 ANNUALLY; EMERGENCY

- 12/2020 23. AMEND CHAPTER 515, FAIR HOUSING OF CODIFIED ORD OF CITY OF CANTON

- 13/2020 24. AUTH AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$34,540.00 TO GOVERNMENTJOBS.COM, INC. DBA NEOGOV; EMERGENCY

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

- 14/2020** 25. AUTH AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$6,990.00 TO OH TREASURER OF ST; EMERGENCY (MARCS SYSTEM)

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, FEBRUARY 10, 2020 in Council Caucus Room at 6:00 PM**

- 1) Community & Economic Development Committee
- 2) Finance Committee
- 3) Personnel Committee
- 4) Environmental & Public Utilities Committee
- 5) Public Property Capital Improvement Committee
- 6) Public Safety & Thoroughfares Committee

**MISCELLANEOUS BUSINESS:** Member Smith mentioned that she worked for Paul Martin when he was the Youth Development Director for the City of Canton. She invited everyone to attend the event honoring Paul Martin on Saturday, February 8, 2020 at 11:00 at the Southeast Community Center. His name has been placed in the gym floor, and she would like to see all Council Members present for this occasion. President Pro Tem Smuckler also indicated that Paul Martin made a great contribution as a volunteer in the community, especially when it came to helping kids. He feels Council's show of support for Paul Martin would be greatly appreciated. He stated that he lost an aunt over the weekend, and as well a past Council Member, Rich McElroy, passed away from cancer at the same time. He served in Ward 8, and was an author, a family man, a teacher and a gentleman. He can think of no finer person to represent this community. He also stated that Pete DiGiacomo is back in the hospital and is not doing well. He asked everyone to remember him in their prayers, send notes or call.

**QUOTE OF THE WEEK:** *"You can easily judge the character of a man by how he treats those who can do nothing for him."* - Johann Wolfgang von Goethe

**ADJOURNMENT:** 7:40 PM