

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

CANTON CITY COUNCIL

APRIL 9, 2018

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: Frank Morris, Ward 9 Council Member

PLEDGE OF ALLEGIANCE: President Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#4 - O#10; O#11 Postponed; O#14 Adopted as Amended)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): None

PUBLIC SPEAKS (CITY BUSINESS): Jennifer Kiko from CommQuest Services announced that April 9th through 13th is First Responders Appreciation Week. She thanked police, fire and EMS for all they do. She presented proclamations from the Governor and Senator Scott Oelslager to Fire Chief Garra. Theodore Hunter stated that more dialogue is needed to solve the problems in our society. Rev. Walter Moss is developing a Crime Stoppers initiative to be operational by June, and asked anyone who wants to be involved to contact him. Ray Roney is concerned about speeding vehicles in the neighborhoods. He resides on Monument Road where there are no sidewalks, and he fears someone may get hit. Bruce Nordman thanked Mayor Bernabei, Member Morris and President Schulman for all their assistance on behalf of the Vassar Park Neighborhood Association. He also commended the Service and Safety Directors. Brice Bender, on behalf of the Stark Community Foundation, Neighborhood Leadership Counsel and Westbrook Veterans Memorial Park Neighborhood Association, presented an idea to battle crime. He suggested that a home security system be installed with cameras that are registered with the Canton Police Department. For doing so, a resident would receive a tax credit. Linda Campbell spoke about potholes at the intersection of Williams and Struble. When it rains these potholes hold the water, creating big puddles that vehicles must drive through. She asked if something can be done to correct this. Renee Pilone, Patrick Gerber and Rebecca Kempthorn all spoke in favor of AirBNB's. They are all current renters of AirBNB's and consider them safe, secure, clean, and a good source of income to the city of Canton. Dennis Hoffner is against the AirBNB's as he feels they will benefit few at the expense of many, and he would like more information. Pete DiGiacomo is still concerned about the AirBNB's. It just takes one or two being rented to the wrong people to create problems. He feels that the Shotspotter is a blessing. Ken Harbaugh, former President of Team Rubicon, former US Navy recon pilot, and current US Congressional candidate for the 7th District, is very much concerned with the opioid epidemic. All we are getting is unfunded mandates, and he feels we must demand better. Patricia Howard thanked Mayor Bernabei and Majority Leader Smith for all they've done and plan to do for the neighborhoods. She asked everyone who represents a Neighborhood Association to stand up, and she thanked them. Christopher Leach is concerned about the trash issue on Bank Place and asked for more enforcement of code regulations. Pat Silagy-Wesson spoke about the Neighborhood Leadership Association. They were organized 21 years ago by the Stark Community Foundation and they continue to meet monthly. The Association's top three concerns for 2018 are crime and safety, healthy affordable food sources and the impact of the Comprehensive Plan on neighborhoods. Cynthia Hofacre and Jonathan Lalewicz, on behalf of the Market Heights Neighborhood Association, are concerned about non-owner occupied Air BNB's and asked Council to look closely at all aspects of this issue.

INFORMAL RESOLUTIONS:

40. PERSONNEL COMMITTEE: **RETAINED FR 4/2/18** AUTHORIZE APPT OF RAY FETE TO COMMUNITY REINVESTMENT AREA HOUSING COUNCIL COMMENCING RETRO FROM 1/1/18 AND EXPIRING 12/31/19. - ADOPTED

COMMUNICATIONS:

163. AGENT FOR PETITIONER SLIMAN: COPY OF ANNEXATION PETITION DOCS FILED WITH STARK CTY COMMISSIONERS FOR 77 GULLIVERS/2414 FAIRCREST ST SW ANNEX. - RECEIVED & FILED

164. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 3/29/18. - RECEIVED & FILED

165. AUDITOR MALLONN: MTHLY RPT BY FUND FOR 3/1/18 THRU 3/29/18. - RECEIVED & FILED

166. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/18 THRU 3/29/18. - RECEIVED & FILED

167. COURT ADMIN KOCHERA: CANTON MUNICIPAL COURT ANNUAL REPORT FOR 2017. - RECEIVED & FILED

168. DEPUTY MAYOR WILLIAMS: AUTHORIZE TAX INCENTIVE REVIEW COUNCIL (TIRC) RECOMMENDATIONS OF 3/12/18 FOR ENTERPRISE ZONE AGMT (AMBAFLEX MFG, BALL METAL FOOD CONTAINER, 12R POWER CABLE, MEDLINE INDUSTRIES, OLD DOMINION FREIGHT LINES, RMI TITANIUM), AMENDED ENTERPRISE ZONE AGMT (HYDRODEC, N.A.), AND COMMUNITY REINVESTMENT AREA AGMT (NRP-CANTON ELDERLY, LLC). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

169. FINANCE DIRECTOR CROUSE: REQ SUPP APPROP REDUCTIONS FR 5410 202010 ENGINEER - DAILY OPERATIONS - OTHER FOR \$450,000.00, FR 5410 202081 SEWER MAPPING PROJ - OTHER FOR \$432,355.00, FR 5410 206314 E SD INTERC SAN SWR REPL PRJ 1138 - OTHER FOR \$2,349,941.00, FR 5410 206316 MONUM RD NW SANIT SEWER REP PROJ - OTHER FOR \$330,000.00 & FR 5410 206317 MAPLEWOOD NEW DAWN SUB SEWER - OTHER FOR \$305,000.00 TO UNAPPROP BAL OF FUND 5410 SEWER OPERATING FUND FOR \$3,867,296.00. - FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

170. FINANCE DIRECTOR CROUSE: REQ \$60,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102075 POLICE - CONT PROFESS TRAINING - OTHER FOR \$30,000.00 & TO 1001 102001 POLICE - ADMIN - OTHER FOR \$30,000.00. - FINANCE COMMITTEE
171. MAYOR BERNABEI: REQ LEGISLATION DISSOLVING CANTON JOINT RECREATION BOARD PURSUANT TO ORC 755.181. - PARKS & RECREATION COMMITTEE
172. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ONE-YR CONTRACT FOR TRAFFIC CONTROL SERVICES DURING WATER MAIN INSTALLATION AND REPAIRS; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
173. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROFESSIONAL SERVICES CONTRACT WITH ARCADIS FOR DESIGN OF PHASE I AND SURVEYING AND BASE MAPPING OF PHASES I AND II OF EDGEFIELD AVE AREA WATER MAIN REPLACEMENT PROJ; REQ \$147,800.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207051 EDGEFIELD AVE AREA, PHASE I WATER MAIN REPLACEMENT PROJ - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
174. TREASURER PEREZ: RPT OF 3/28/18 BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF 3/28/18. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTHORIZE MAYOR OR SERV DIR TO ACCEPT DONATION OF LAND FR STARK COMMUNITY FOUNDATION; EMERGENCY (PARCEL #'S 209559, 215603, AND 280677, WARD 1)
Referred to Community & Economic Development Committee
- 1ST RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ACCEPT DONATION OF LAND FR BETTY C. HICKS TRUST; EMERGENCY (PARCEL #225302, WARD 2)
Referred to Community & Economic Development Committee
- 1ST RDG 3. AMEND APPROP O#64/2018; EMERGENCY (\$16,444.51 SUPP APPROP FR UNAPPROP BAL OF 2212 NEIGHBORHOOD STABILIZATION PROG FUND TO 2212 506009 2009 STIMULUS - OTHER; \$54,576.04 SUPP APPROP FR UNAPPROP BAL OF 2213 NEIGHBORHOOD STABILIZATION 3 PROG FUND TO 2213 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$1,172.79 SUPP APPROP FR UNAPPROP BAL OF 2214 HOME FUND TO 2214 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$55,104.74 SUPP APPROP FR UNAPPROP BAL OF 2219 EMERGENCY SHELTER GRANT FUND TO 2219 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER; \$138,564.35 SUPP APPROP FR UNAPPROP BAL OF 2211 COMMUNITY DEVELOPMENT FUND TO 2211 506001 COMMUNITY DEVELOPMENT ADMIN - OTHER)
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPENDED RULE 22A TO ADD O#4 - O#10)**

- 2ND RDG 4. AMEND SEC 903.07 OF PART NINE OF COD ORD OF CITY OF CANTON (VISION CLEARANCE OF SHRUBBERY) (JUD)
- 2ND RDG 5. AUTHORIZE MAYOR OR DEP MAYOR TO CONTINUE CONTRACTUAL AGMT WITH CANTON COMMUNITY IMPROVEMENT CORP TO PROVIDE GRANT IN AMT NOT TO EXCEED \$50,000.00; EMERGENCY (FOR GRANTS, LOANS & ADMIN COSTS) (FIN)
- 2ND RDG 6. AUTHORIZE MAYOR OR SAF DIR TO ENTER INTO ONE-YR PROF SERVS CONTRACT RENEWAL WITH SHOTSPOTTER FLEX IN AMT NOT TO EXCEED \$141,750.00; EMERGENCY (FIN)
- 2ND RDG 7. AUTHORIZE MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH BURGESS & NIPLE FOR AM & CMOM PLAN DEVELOPMENT & IMPLEMENTATION PROJ; AMEND APPROP O#64/2018; EMERGENCY (\$1,213,250.00 SUPP APPROP FR UNAPPROP BAL OF SEWER OPERATING FUND TO 5410 206320 AOC COMPLIANCE ORGANIZATION - OTHER; \$35,550.00 APPROP TRF FR 4501 202001 ENGINEERING - ADMINISTRATION - OTHER TO 4501 206320 AOC COMPLIANCE ORGANIZATION - OTHER) (FIN & PPCI)
- 2ND RDG 8. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND EXECUTE A CONSTRUCTION CONTRACT; EXECUTE A PROFESSIONAL SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS; RECEIVE GRANT FUNDS IN AMT OF \$900,000.00 AND A ZERO PERCENT INT LOAN IN AMT OF \$600,000.00 FOR AVONDALE AREA PHASE II WATER MAIN REPLACEMENT PROJ; AUTHORIZE AUDITOR TO ESTABLISH 5236 AVONDALE AREA PHASE II WATER MAIN REPLACEMENT PROJ FUND; AMEND APPROP O#64/2018; EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5236 AVONDALE PHASE II WATER MAIN REPLACEMENT PROJ FUND TO 5236 207040 AVONDALE PHASE II WATER MAIN REPLACEMENT - OTHER, \$700,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207040 AVONDALE PHASE II WATER MAIN REPLACEMENT - OTHER) (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING CONTINUED:

- 2ND RDG 9. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR PURCH OF ONE (1) UTILITY TRACTOR; OR TO ALTERNATIVELY PURCH SAID VEHICLES PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; EMERGENCY (PPCI)
- 2ND RDG 10. AUTHORIZE AUDITOR TO PAY MORAL OBS IN AMT NOT TO EXCEED \$5,693.00 RELATED TO THE CANTON SOUTH - CLEVELAND AVENUE (REGIONALIZATION) AND CANTON SOUTH (HUMAN HEALTH) WATERLINE EXTENSION PROJS; EMERGENCY (FIN)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE:**POSTPONED TO 6/4/18**

11. AMEND CHAPTERS 185, TRANSIENT LODGING TAX AND 759, ROOMING HOUSES, LODGING HOUSES AND RESIDENTIAL SOCIAL SERVICE FACILITIES OF CANTON CODIFIED ORDINANCES
- 84/2018 12. AUTHORIZE CANTON POLICE DEPT TO ACCEPT DONATION OF TRAFFIC CRASH TEAM RELATED EQUIPMENT VALUED AT \$111,542.31 FROM STATE OF OH DEPT OF PUBLIC SAFETY; EMERGENCY
- 85/2018 13. AUTHORIZE MAYOR OR SERV DIR TO AMEND LEASE AGMT BETWEEN CITY OF CANTON AND CANTON COMMUNITY IMPROVEMENT CORP, APPROVE KUBOTA UTILITY EASEMENT OUTLINING ALL RIGHTS AND RESPONSIBILITIES, AND AMEND COOP AGMT BETWEEN CANTON AND KUBOTA MEMBRANE USA CORP APPROVING EASEMENT; EMERGENCY

AMENDED AS

- 86/2018 14. AUTHORIZE APPROPRIATE OFFICIAL(S) TO: PURCHASE AND/OR LEASE VARIOUS TITLED VEHICLES; ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR THOSE PURCH AND PROJS DESCRIBED IN EXHIBIT A THAT EXCEED ANY APPLICABLE DOLLAR AMT THRESHOLD(S); ALTERNATIVELY ENTER INTO CONTRACT FOR PURCH AND PROJS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; ENTER INTO PROF SERVS CONTRACT FOR LINE OF CREDIT/LEASE IN ORDER TO PURCH SAID ITEMS; AND ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR NEW CITY WIDE PHONE SYSTEM UTILIZING ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; SET BID/FORMAL PROCUREMENT THRESHOLD FOR ALL PURCH ON THE ATTACHED LIST AT THE ORC THRESHOLD OF \$50,000; AMEND APPROP O#64/2018; EMERGENCY (\$2,395,705.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJECTS FUND TO: 4501 102001 POLICE ADMIN - OTHER - \$269,520.00, 4501 103001 FIRE ADMIN - OTHER - \$547,500.00, 4501 103501 CENTRAL COMMUNICATION ADMIN - OTHER - \$18,000.00, 4501 202001 ENGINEERING - OTHER - \$555,000.00, 4501 204010 OTHER BUILDINGS - OTHER - \$262,000.00, 4501 301001 HEALTH ADMIN - OTHER - \$26,900.00, 4501 501101 HUMAN RESOURCES ADMIN - OTHER - \$11,000.00, 4501 504010 INFORMATION TECHNOLOGY - OTHER - \$685,585.00, 4501 753001 LAW ADMIN - OTHER - \$8,700.00, 4501 852001 TREASURER ADMIN - OTHER - \$11,500.00; \$228,000.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE PURCHASES FUND TO 4502 103001 FIRE ADMIN - OTHER - \$70,000.00, 4502 202210 MAINTENANCE - OTHER - \$60,000.00, 4502 208010 SERVICE & REPAIR - OTHER - \$26,000.00, 4502 301001 HEALTH ADMIN - OTHER - \$50,000.00, 4502 701001 JUDGES ADMIN - OTHER - \$22,000.00; \$10,000.00 APPROP TRF FR 4501 202020 URBAN FORESTRY - OTHER TO 4501 202210 MAINTENANCE - OTHER; \$84,273.00 APPROP TRF FR 4501 201001 SERVICE DIRECTOR - OTHER TO 4501 202210 MAINTENANCE - OTHER - \$39,858.00, 4501 504010 INFORMATION TECHNOLOGY - OTHER - \$44, 415.00)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, April 16, 2018 in Council Caucus Room at 6:15 PM
Claims Committee

MONDAY, April 16, 2018 in Council Caucus Room at 6:30 PM
1) Finance Committee
2) Community & Economic Development Committee

MISCELLANEOUS BUSINESS: Member Hawk reminded everyone that this is Law Director Martuccio's last Council meeting before retiring. He thanked the Law Director for all he's done. Member Smuckler stated that Law Director Martuccio has done a great job and is a wonderful person to work with. Member Smuckler congratulated him on his years of service and personally thanked him for all he did for him. Member Smith thanked Law Director Martuccio for all he did for her and always giving her the right advice. She announced that April is Minority Health Month, and on April 21st at noon the Southeast Community Center will hold a Minority Health Session. An Investment Health update will be provided, and Member Smith will be there to discuss the income tax issue. Member Minor Smith asked that everyone keep Attorney Frank Beane and his family in their prayers as he has been hospitalized. Mayor Bernabei thanked Law Director Martuccio for his 18 years as Law Director. He wished him well with his grandkids, stating that that is his next highest calling. Law Director Martuccio thanked the neighborhood associations for all they do. He thanked Mayor Bernabei, whom he succeeded as Law Director, and Judge Scott Gwin, who hired him. He appreciates the number of people he has met over the years, and has been fortunate to serve all three branches of government through the Law Department. He feels that the press, which he referred to as the fourth branch of government, has been fair and accurate. He spoke about the Law Department as his family and cherishes his many experiences. He feels affection for every person he has worked with. He thanked his constituents for giving him the opportunity to serve. He announced that he has recommended Kristen Bates-Aylward to succeed him as Law Director. He wished everyone God's blessings in their pursuits. *(After the quote for the week)*, Member Minor Smith reminded everyone that early voting starts tomorrow. Member Smith thanked the neighborhood associations once again, and recognized State Representative, Thomas West.

QUOTE OF THE WEEK: "People who are crazy enough to think they can change the world, are the ones who do." - Rob Siltanen

ADJOURNMENT: 8:25 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 16, 2018 @ 7:00 PM