

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

CANTON CITY COUNCIL

JANUARY 4, 2021

ROLL CALL:

MOTION TO EXCUSE MEMBERS:

INVOCATION: Brenda Kimbrough, Ward 2 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspend Rule 22A to add 2nd Rdg O#11 – O#14)

PUBLIC HEARINGS: AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE 3000 8TH ST. NE ANNEXATION AREA CONTAINING APPROXIMATELY 1.745 ACRES; ASSIGNING SAID TERRITORY AS I-1 LIGHT INDUSTRIAL; AND DECLARING THE SAME TO BE AN EMERGENCY SEE O#16

OLD BUSINESS (PUBLIC SPEAKS): Review Pending Issues from Public Speaks

PUBLIC SPEAKS (CITY BUSINESS):

INFORMAL RESOLUTIONS:

1. COUNCIL-AS-A-WHOLE: REQ STARK CTY AUDITOR TO CERTIFY TO CITY OF CANTON TOTAL CURRENT TAX VALUATION OF CITY INCLUDING CALCULATION OF AVERAGE ANNUAL TAX RATE IN DOLLARS AND CENTS FOR EACH ONE HUNDRED DOLLARS OF VALUATION, AS WELL AS IN MILLS FOR EACH DOLLAR OF TAX VALUATION, AND DOLLAR AMT OF REVENUE GENERATED BY FIVE (5) MILLS. – ADOPT

COMMUNICATIONS:

1. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 12/29/20. – RECEIVED & FILED
2. LIQUOR CONTROL DIV (OH): REQ TRF FR SHA B INC DBA B&B DRIVE THRU #3 TO RIDDHI SIDDHI 2020 LLC EXPRESS MINI MART DBA B&B DRIVE THRU #3 @ 1225 RAFF RD SW. – RECEIVED & FILED
3. LIQUOR CONTROL DIV (OH): REQ TRF FR GIANT OHIO LLC DBA GIANT 447 TO HEINCHIMONE LLC DBA HEINCHIMONE @ 2211 TUSCARAWAS RD. – RECEIVED & FILED
4. MAYOR BERNABEL: LTR ADVISING OF RE-APPT OF MR. JOSEPH GERZINA TO CANTON PARK COMMISSION, TERM COMMENCING 1/1/21 THRU 12/31/23. – RECEIVED & FILED
5. MAYOR BERNABEL: REQ RENEWAL LEVY FOR 5.0 MILLS AND FIVE YRS, COMMENCING FOR TAX YRS 2021 THRU 2025 (COLLECTIONS RUN FR 1/1/22 THRU 12/31/26) BE PLACED ON MAY 4, 2021 PRIMARY ELECTION BALLOT. – PARKS & RECREATION AND FINANCE COMMITTEES
6. SAFETY DIRECTOR PERRY: RATIFY ACTIONS TAKEN PRIOR TO PASSAGE OF ORDINANCE PUSUANT TO SECTION 105.04 OF COD ORD OF CITY OF CANTON; AUTH MAYOR AND/OR SAF DIR TO ENTER INTO ALL CONTRACTS NECESSARY TO RESPOND TO EMERGENCY SITUATIONS; AUTH AND DIRECT AUDITOR TO PAY ALL MORAL OBS RESULTING FROM RESPONDING TO EMERGENCY SITUATIONS; EMERGENCY (105.04 EMERGENCY REPORTS – 723 LAWRENCE RD NE, 727 LAWRENCE RD NE, 1925 HAMMOND AVE SW). – FINANCE COMMITTEE
7. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR, SERV DIR AND/OR DESIGNEE TO ESTABLISH FAIR MARKET VALUE OF ALL PARCELS, FOR FEE SIMPLE TAKES, NECESSARY FOR CONSTRUCTION OF PROJ; AUTH MAYOR, SERV DIR AND/OR DESIGNEE TO NEGOTIATE WITH PROP OWNERS FOR PURCH/ACQUISITION OF PARCELS UTILIZING FAIR MARKET VALUE AS BASIS OF NEGOTIATIONS AND ENTER INTO AGMT FOR PURCH OF AND ACCEPT TITLE TO PARCELS; AUTH MAYOR, SERV DIR AND/OR DESIGNEE TO NEGOTIATE SALE OR DONATION OF CITY-OWNED PROP FOR PERMANENT ROAD RIGHT-OF-WAY, UTILITY EASEMENTS AND/OR TEMP CONSTRUCTION EASEMENTS NECESSARY FOR CONSTRUCTION OF PROJ AND ENTER INTO AGMTS FOR SALES OR DONATIONS; AUTH MAYOR, SERV DIR AND/OR DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROP OWNER NAMES, PARCEL NUMERS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS BASED ON NEGOTIATED SETTLEMENT PRICE AGREED TO BY PROP OWNER(S), MAYOR, SERV DIR AND/OR DESIGNEE; EMERGENCY (39TH ST. NW, STEESE AREA ROADWAY & DRAINAGE PROJ, PHASE 1, GP 1284 RIGHT OF WAY ACQUISITION AUTHORIZATIONS). – FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES

COMMUNICATIONS CONTINUED:

8. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO JOINT FACILITY DEVELOPMENT AND USE AGMT WITH CANTON CITY SCHOOL DISTRICT FOR UPGRADES TO AND USE OF THURMAN MUNSON MEMORIAL STADIUM; EMERGENCY. – PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. PROVIDE FOR ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AGGREGATE PRINCIPLE AMT NOT TO EXCEED \$1,200,000.00 FOR PURPOSE OF PAYING COSTS OF CONSTRUCTING, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING CITY COMMUNITY CENTER, INCLUDING FACILITIES TO PROVIDE COMMUNITY HEALTH AND RELATED SERVICES
Referred to Finance Committee
- 1ST RDG 2. AUTH MAYOR OR SERV DIR TO: ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR SALE OF CITY OWNED REAL PROP, NO LONGER NEEDED FOR MUNICIPAL PURP, LOCATED AT STARK CO. AUDITOR PARCEL NOS. 231489, 234120, 206291, 283730 AND 214813 AND TO ENTER INTO CONTRACTS NECESSARY TO FACILITATE SAID SALES; EMERGENCY (231489 - 1928 3RD ST SE, FIRST MENNONITE CH; 234120 - SENECA PL NE, SMHA; 206291 – 7TH ST NE, SMHA; 283730 & 214813 – LIPPERT RD NE, SMHA)
Referred to Community & Economic Development and Finance Committees
- 1ST RDG 3. AUTH REPLACEMENT OF WATERLINE ALONG SR-172FR PERRY DRIVE TO SARATOGA AVE NW, AND PERRY DRIVE FR 12TH ST SW TO SR-172; EMERGENCY
Referred to Finance and Public Safety & Thoroughfares Committees
- 1ST RDG 4. AUTH MAYOR OR SERV DIR TO NEGOTIATE AND ENTER INTO AGMT FOR PURCH OF PARCEL NO. 213133; EMERGENCY (VACANT LOT AT SW CORNER OF 15TH ST AND CHERRY AVE NE)
Referred to Finance and Public Safety & Thoroughfares Committees
- 1ST RDG 5. AUTH MAYOR OR SERV DIR TO NEGOTIATE AND ENTER INTO AGMT FOR PURCH OF PARCEL #5210306; EMERGENCY
Referred to Finance and Public Property Capital Improvement Committees
- 1ST RDG 6. RESOLUTION TO SUBMIT BEFORE ELECTORATE OF CITY OF CANTON A 5.0 MILL LEVY OUTSIDE THE 10 MILL LIMITATION FOR PARKS & REC PURPOSES FOR PERIOD NOT TO EXCEED 5 YRS
Referred to Parks & Recreation and Finance Committees
- VOTE 7. AUTH MAYOR OR SAF DIR TO ENTER INTO AGMT FOR AND ACCEPT \$8720.00 IN GRANT FUNDS FR BUREAU OF JUSTICE ASSISTANCE, 2020 PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP; EMERGENCY
Referred to Finance Committee
- VOTE 8. AUTH MAYOR OR SERV DIR TO EXECUTE CONTRACT AMEND/MOD #2 WITH BURGESS & NIPLE, INC. FOR AM & CMOM PLAN DEVELOPMENT & IMPLEMENTATION PROJ; AMEND APPROP O#239/2020; EMERGENCY (\$976,070.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 206320 SEWER OPERATING FUND – AOC COMPLIANCE ORGANIZATION – OTHER)
Referred to Finance and Environmental & Public Utilities Committees
- VOTE 9. AMEND O#100/2011, AS AMENDED, TO ADJUST LICENSURE REQUIREMENTS OF SERV DIR'S WATER RECLAMATION FACILITY SUPERINTENDENT POSITION AS SHOWN ON THE ATTACHED EXHIBIT; EMERGENCY (DEBORAH HOUDESHHELL)
Referred to Personnel and Finance Committees
- VOTE 10. AUTH MAYOR OR SAF DIR TO ENTER INTO CONTRACTS NECESSARY TO RESPOND TO 723 LAWRENCE RD NE, 727 LAWRENCE RD NE AND 1925 HAMMOND AVE SW DEMOLITIONS; AUTH AUDITOR TO PAY MORAL OBS FR RESPONDING TO EMERGENCY SITUATION; EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:**(SUSPEND RULE 22A TO ADD O#11 – O#14)**

- 2ND RDG 11. VACATE PORTION OF 12' ALLEY; APPROVE AND ACCEPT REPLAT OF LOTS 13241, 13242 AND 20480 AND VACATED PORTION OF 12' ALLEY VACATED HEREIN; EMERGENCY (1508 CLARENDON SW, MICHAEL & ANGELA HOWARD) (PS&T)
- 2ND RDG 12. VACATE PORTION OF OLIVE PLACE NE AND UNNAMED 10' ALLEY; APPROVE AND ACCEPT REPLAT OF LOTS 14157 THRU 14162 AND LOT 43372 AND VACATED PORTIONS OF STREETS VACATED HEREIN; EMERGENCY (FPT CANTON LAND LLC, 1500 MAPLE AVE NE) (PS&T)
- 2ND RDG 13. APPROVE CANTON CITY WATER MAIN EXTENSION TO GRACE BAPTIST CHURCH; AUTH MAYOR OR SERV DIR TO ENTER INTO ANY AGMTS NECESSARY FOR EXTENSION OF SAID WATER MAIN; EMERGENCY (E&PU AND FIN)
- VOTE 14. AUTH MAYOR OR SERV DIR TO ENTER INTO EASEMENT AGMT WITH EAST OHIO GAS CO DBA DOMINION ENERGY OHIO (DEO) FOR INSTALLATION OF TWO GAS UTILITY PIPE LINES; EMERGENCY (SPIKER PARK, SE CORNER OF WESTMORELAND AVE & BROOKWAY RD NW) (E&PU AND FIN)

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

- VOTE** 15. AMEND O#100/2011 AS AMENDED TO: REMOVE DIR OF PLANNING FR MAYOR'S OFFICE MGMT AND NON-BARGAINING CLASSIFICATION PLAN AND PLACE IT INTO NEWLY CREATED DEPT OF PLANNING AND ZONING; ADD POSITION OF PLANNING ADMIN TO NEWLY CREATED DEPT OF PLANNING AND ZONING; AMEND O#40/2000, AS AMENDED, TO UPDATE BARGAINING UNIT CLASSIFICATION PLAN FOR DIVISION OF COMMUNITY & ECONOMIC DEVELOPMENT & PLANNING MGMT; SAFETY DIR'S DEPT OF CODE ENFORCEMENT AND ESTABLISH CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL FOR DEPT OF PLANNING AND ZONING; EMERGENCY
- VOTE** 16. AUTH CANTON TO ANNEX TERRITORY KNOWN AS THE 3000 8TH ST. NE ANNEXATION AREA CONTAINING APPROX 1.745 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY AS I-1 LIGHT INDUSTRIAL; EMERGENCY (WARD 4) **PUB HRG 1/4/21 @ 7:00 PM**
- VOTE** 17. APPROVE AND ACCEPT REPLAT OF LOTS 35841, 35842 & 35843; EMERGENCY (RICHARD ABBRUZZI ON BEHALF OF VICTORIA & JACQUELINE BERBELIS AND RICHARD & TRISHA ABBRUZZI, 4801 – 4817 ELLINDA CIR NW, WARD 8)
- VOTE** 18. APPROVE AND ACCEPT REPLAT OF LOTS 2416 AND 2417; EMERGENCY (TERRENCE HUDSON ON BEHALF OF JESSE HUDSON, 625 O'JAY'S PKWY NE, WARD 2)
- VOTE** 19. AMEND O#68/2019, CLASSIFICATION PLAN FOR MANAGEMENT AND NON-BARGAINING UNIT PERSONNEL; EMERGENCY (HUMAN RESOURCES COORDINATOR)
- VOTE** 20. AUTH APPROP APPOINTING AUTHORITY, DURING CALENDAR YR 2021, TO SELL CITY OWNED PERS PROP WHICH IS NOT NEEDED FOR PUBLIC USE, IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION PURSUANT TO O.R.C. 721.15 (D); EMERGENCY
- VOTE** 21. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS FOR PURCH OF ONE (1) SMALL PACKER, ONE (1) BOOM LOADER TRUCK AND ONE (1) ROLL-OFF TRUCK FOR SANITATION DEPT; ALTERNATIVELY PURCH VEHICLES PURSUANT TO ANY PROCUREMENT PROCESS AUTH BY LAW; EMERGENCY
- VOTE** 22. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR BLDG NEW DECHLORINATION BLDG FOR LAGOONS AT CANTON WATER DEPT'S SUGAR CREEK WATER TREATMENT PLANT; EMERGENCY
- VOTE** 23. AUTH MAYOR OR SERV DIR TO EXECUTE A PROF SERVS CONTRACT WITH BURGESS & NIPLE IN AMT NOT TO EXCEED \$50,000.00 FOR DESIGN OF BRENTWOOD INTERIOR TANK PAINTING PROJ; EMERGENCY (WATER DEPT)
- VOTE** 24. AUTH MAYOR OR SERV DIR TO EXECUTE CHANGE ORDER #2 AND FINAL WITH HM MILLER CONSTRUCTION COMPANY IN AMT NOT TO EXCEED \$26,671.55 FOR 4TH ST. SW SEWER RELOCATION PROJ, GP 1303; RETRO AUTH ACTIONS TAKEN PRIOR TO FINALIZATION OF CHANGE ORDER TO FACILITATE PROJ; AUTH AUDITOR TO PAY ANY MORAL OBS RELATED; EMERGENCY
- VOTE** 25. AUTH MAYOR OR SERV DIR TO EXECUTE CHANGE ORDER #3 AND FINAL WITH S.E.T., INC. IN AMT NOT TO EXCEED \$17,047.17 FOR FAWCETT CT. NW DRAINAGE PROJ, GP 1300; RETRO AUTH ACTIONS TAKEN PRIOR TO FINALIZATION OF CHANGE ORDER TO FACILITATE PROJ; AUTH AUDITOR TO PAY ANY MORAL OBS RELATED; EMERGENCY
- VOTE** 26. AUTH MAYOR OR SERV DIR TO EXECUTE CHANGE ORDER #2 AND FINAL WITH FIRST CHOICE ELECTRIC SOLUTIONS, LLC IN AMT NOT TO EXCEED \$6,317.76 FOR EAST TUSCARAWAS ELECTRIC VEHICLE CHARGING STATIONS PROJ, GP 1316; RETRO AUTH ACTIONS TAKEN PRIOR TO FINALIZATION OF CHANGE ORDER TO FACILITATE PROJ; AUTH AUDITOR TO PAY ANY MORAL OBS RELATED; EMERGENCY
- VOTE** 27. AUTH AND CONSENT TO INSTALLATION OF WET REFLECTIVE PAVEMENT MARKINGS ALONG US-62; EMERGENCY (ODOT)

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, JANUARY 4, 2021 in Council Caucus Room @ 6:45 PM**

- 1) Finance Committee
- 2) Environmental & Public Utilities Committee
- 3) Public Safety & Thoroughfares Committee

MISCELLANEOUS BUSINESS:**QUOTE OF THE WEEK:****ADJOURNMENT:**

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JANUARY 25, 2021 @ 7:00 PM

Canton City Council Meetings are available for online streaming on Mondays at 7:00 PM, at <https://www.cantonohio.gov/516/City-Council>