

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

CANTON CITY COUNCIL

APRIL 5, 2021

ROLL CALL:

MOTION TO EXCUSE MEMBERS:

INVOCATION: Peter Ferguson, Ward 8 Council Member

PLEDGE OF ALLEGIANCE: President Sherer

AGENDA CORRECTIONS & CHANGES: (Suspend Rule 22A to add 2nd Rdg O#8 - O#9)

PUBLIC HEARINGS:

7:00 PM AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE CANTON SERVICE CENTER – 30TH ST. NE ANNEXATION AREA CONTAINING APPROXIMATELY 6.389 ACRES, ASSIGNING SAID TERRITORY AS I-1 LIGHT INDUSTRIAL; EMERGENCY SEE O#14

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

PUBLIC SPEAKS (CITY BUSINESS):

INFORMAL RESOLUTIONS:

- 7 PERSONNEL COMMITTEE: APPROVE RE-APPT OF JAMES REINHARD TO STARK AREA REGIONAL TRANSIT AUTHORITY (SARTA) BOARD COMMENCING RETRO 4/1/21 THRU 3/31/24. – ADOPT
8. PERSONNEL COMMITTEE: APPROVE RE-APPT OF CHET WARREN TO STARK AREA REGIONAL TRANSIT AUTHORITY (SARTA) BOARD COMMENCING RETRO 4/1/21 THRU 3/31/24. - ADOPT

COMMUNICATIONS:

88. AGENT FOR PETITIONER WILLIAMS: COPY OF ANNEX PETITION DOCS FILED WITH STARK CO. COMMISSIONERS FOR HOF #7 ANNEX (APPROX 0.138 ACRES IN PLAIN TWP). – RECEIVED & FILED
89. ANNEXATION CHAIRMAN HAWK: REQ STATEMENT OF SERVS FOR HOF #7 ANNEX IN PLAIN TWP; ANNEX BY PETITION OF MUNICIPALITY FOR MUNICIPAL, COUNTY OR STATE OWNED LAND. – ANNEXATION COMMITTEE
90. APPLICANTS MICHAEL CRAWFORD, JOHN M. RINALDI: REQ VACATION OF PORTION OF BARR AVE, BLAKE AVE, CLEARVIEW AVE, GEORGE HALAS DR. NW, WOODWARD PLACE NW, 19TH ST. NW AND 21ST ST. NW; IN WARD 7 (MICHAEL CRAWFORD FOR HOF VILLAGE NEWCO LLC, JOHN M. RINALDI FOR CANTON CITY SCHOOL DISTRICT BOE, PUB HRG WAIVED). – PLANNING COMMISSION
91. AUDITOR MALLONN: STATEMENT OF CASH POSITION DATED 3/31/21. – RECEIVED & FILED
92. COUNCIL MEMBER HALL (WARD 6): REQ STREET NAME CHANGE FR AVALON AVENUE NE TO VERN HALL AVENUE NE (SOUTH LINE OF S.R. 153 (MAHONING RD NE) TO NORTHWEST LINE OF LOTS 40228 AND 40231). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
93. DEPUTY MAYOR WILLIAMS: AUTH MAYOR TO FILE WITH HUD A 2021 ANNUAL ACTION PLAN FOR 2021 CDBG, 2021 HOME, AND 2021 ESG PROGRAMS; ACCEPT AND EXECUTE GRANT AGMTS WITH HUD FOR 2021 PROG YR; AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY FOR TIMELY EXPENDITURE OF CDBG PROG FUNDS – NO SINGLE AWARD TO EXCEED \$500,000.00 FOR COMMUNITY DEVELOPMENT ELIGIBLE ACTIVITIES BENEFITING LOW AND MOD INCOME FAMILIES; AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY FOR TIMELY EXPENDITURE OF ESG PROG FUNDS – NO SINGLE AWARD WILL EXCEED \$200,000.00 FOR HOMELESS PREVENTION ACTIVITIES BENEFITING VERY LOW INCOME FAMILIES; AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY FOR TIMELY EXPENDITURE OF HOME PROG FUNDS – NO SINGLE AWARD WILL EXCEED \$500,000.00 FOR ACTIVITIES PROVIDING HOUSING ACTIVITIES BENEFITING LOW AND MOD INCOME FAMILIES; AMEND APPROP O#49/2021 (\$2,998,470.80 SUPP APPROP FR UNAPPROP BAL OF 2211 TO 2211.506001 COMMUNITY DEVELOPMENT ADMIN – OTHER; \$710,066.00 SUPP APPROP FR UNAPPROP BAL OF 2214 TO 2214.506001 HOME FUND – OTHER; \$277,094.00 SUPP APPROP FR UNAPPROP BAL OF 2219 TO 2219.506001 EMERGENCY SHELTER GRANT – OTHER); AUTH AND DIRECT AUDITOR TO REVISE BUDGET AS PERMITTED BY COMMUNITY DEVELOPMENT BLOCK GRANT REGULATIONS, HOME INVESTMENT PARTNERSHIP PROG REGULATIONS AND EMERGENCY SOLUTIONS GRANT REGULATIONS TO UTILIZE ESTABLISHED FUND ACCOUNTS KNOWN AS CDBG, HOME AND ESG; DRAW WARRANTS AGAINST CDBG FUND, HOME FUND AND ESG FUND UPON RECEIPT OF VOUCHERS; EMERGENCY. – COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES

COMMUNICATIONS CONTINUED:

94. DEPUTY MAYOR WILLIAMS: AMEND O#262/2015 AND O#145/2017 TO ADD CERTAIN PROP IN AREA COVERED BY EXISTING TIF (ATTACHED EXHIBIT A); EXEMPTS 100% OF INCREASED VALUE OF IMPROVEMENTS TO ADDT'L PROP FR TAXATION DURING TERM OF COMPENSATION AGMT WITH SCHOOL DISTRICTS; EMERGENCY. – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES
95. LAW DIRECTOR AYLWARD: AUTH AMENDMENTS TO SECTIONS 355.01 AND 355.04 OF COD ORD TO EXTEND EXCEPTIONS TO VACANT RESIDENTIAL LOTS TO CLARIFY POLICE DEPT'S AUTHORITY TO REMOVE AND IMPOUND VEHICLES TRESSPASSING ON THESE LOTS. – JUDICIARY COMMITTEE
96. LIQUOR CONTROL DIV (OHIO): REQ NEW C2 PERMIT (#1232996) FOR CANTON COUNT LLC @ 1135 MARKET AVE N. – RECEIVED & FILED
97. LIQUOR CONTROL DIV (OHIO): REQ NEW C2 PERMIT (#26312754015) FOR FAMILY DOLLAR STORES OF OHIO, INC DBA FAMILY DOLLAR STORE 32246 @ 1272 HARRISON AVE SW. – RECEIVED & FILED
98. LIQUOR CONTROL DIV (OHIO): REQ NEW C2 PERMIT (#0024044) FOR LA ABEJA REYNA SUPERMARKET LLC @ 1119 12TH ST NW. – RECEIVED & FILED
99. LIQUOR CONTROL DIV (OHIO): REQ NEW D5 PERMIT (#26114400005) FOR FACTORY OF TERROR LLC, UNIT A & PATIO @4125 MAHONING RD NE. – RECEIVED & FILED
100. PLANNING COMMISSION: RECOMMENDS CONDITIONAL APPV'L OF PROPOSED VAC OF BARR AVE NW FR NORTH LINE OF PT. OUT LOT 1395 TO SOUTH LINE OF FULTON AVE (S.R. 687), GEORGE HALAS DR NW FR NORTH LINE OF OUT LOT 1401 AND EAST LINE OF 43285 TO SOUTH LINE OF FULTON AVE (S.R. 687), CLEARVIEW AVE FR THE NORTH LINE OF PT OUT LOT 1380 TO 3 FT NORTH OF SOUTH LINE OF LOT 43265 AND 43190, BLAKE AVE NW FR NORTH LINE OF PT OUT LOT 1416 TO SOUTH LINE OF FULTON AVE (S.R. 687), WOODWARD PL NW FR EAST LINE OF CLEARVIEW AVE TO WEST LINE OF BLAKE AVE NW, 21ST NW FR EAST LINE OF CLARENDON AVE TO EAST LINE OF BLAKE AVE NW, 19TH ST NW FR EAST LINE OF CLARENDON AVE TO EAST LINE OF BLAKE AVE NW, REPLATTING STREETS VACATED ABOVE AND CANTON CITY LOTS 43139–43145, 43170-43177, 43179-43210, 43221-43232, 43245, 43250-43287, 43317-43332, 43340-43341, 43346-43351, 43354-43364, 43432-43439, OUT LOT 1349 AND 1401, PT OUT LOT 1395, 1396, 1407 AND 1416, WARD 7 (MICHAEL CRAWFORD FOR HOF VILLAGE NEWCO LLC, JOHN M. RINALDI FOR CANTON CITY SCHOOL DISTRICT BOE). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
101. PLANNING COMMISSION: RECOMMENDS APPV'L OF PROPOSED REPLAT OF LOTS 23361 AND 23362 (PARCELS 225480 & 225481), IN WARD 9 (FOR HABITAT FOR HUMANITY). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
102. PLANNING COMMISSION: RECOMMENDS APPV'L OF PROPOSED CITY WIDE ZONE CHANGE FOR SEVERAL LOCATIONS: 2823 9TH ST SW – CEDAR ELEM. SCHOOL (PARCELS 280183, 285159, 285189, 285168, 285195, 285166, 285160,285161, 285243, 285188, 285200 & 285196), IN WARD 3; 2339 17TH ST SW – MCGREGOR ELEM. SCHOOL (PARCELS 280185, 280216, 234968, 200777, 200776, 200775, 200774, 200781 & 217404), IN WARD 5; 3550 COLUMBUS RD NE – SKYLAND PINES GOLF COURSE (PARCEL 304356), IN WARD 6; 1600 GATEWAY BLVD SE – STARK AREA REG TRANSIT AUTHORITY (SARTA) (PARCEL 10013546), IN WARD 4; 1318 GONDER AVE SE STARK METRO HOUSING AUTHORITY (PARCELS 281660 & 28490223), IN WARD 4. – JUDICIARY COMMITTEE
103. PLANNING COMMISSION: RECOMMENDS APPV'L OF PROPOSED REPLAT OF PART OF OUT LOTS 305 AND 306 (PARCELS 281785, 280814, 10003341), IN WARD 4 (FOR CITY OF CANTON @ 1400 SHERRICK RD SE). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
104. SERVICE DIRECTOR HIGHMAN: REQ LEG FOR 2021 ODOT WINTER ROAD SALT CONTRACT TO INCLUDE EXACT LANGUAGE CONTAINED IN ATTACHED DRAFT; EMERGENCY. – FINANCE COMMITTEE
105. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER #2 AND FINAL IN AMT OF \$19,957.23 WITH STANLEY MILLER CONSTR CO. FOR PROJ; RETRO AUTH ALL ACTIONS TAKEN TO COMPLETE PROJ PRIOR TO COMPLETION OF FINAL CHANGE ORDER DIRECTING AUDITOR TO PAY ALL MORAL OBS RELATED; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (3RD ST. SE BRIDGE PROJECT, GP 1167). – FINANCE COMMITTEE

COMMUNICATIONS CONTINUED:

106. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER #2 IN AMT OF \$179,951.35 WITH NORTHSTAR ASPHALT, INC. FOR PROJ; RETRO AUTH ALL ACTIONS TAKEN TO COMPLETE PROJ PRIOR TO COMPLETION OF FINAL CHANGE ORDER DIRECTING AUDITOR TO PAY AND ALL MORAL OBS RELATED; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (13TH ST NW ROADWAY RECONSTRUCTION PROJECT, G.P. 1248, PID 104873). – FINANCE COMMITTEE
107. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS AS OF 2/28/21 FILED. – RECEIVED & FILED
108. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS AS OF 2/28/21. – RECEIVED & FILED
109. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR FEBRUARY 2021. – RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AUTH AUDITOR TO PAY REDWOOD TOXICOLOGY LABORATORY, INC. MORAL OB IN AMT NOT TO EXCEED \$1,467.00 FOR CANTON MUNI CRT; EMERGENCY (DRUG TESTING SUPPLIES)
Referred to Finance Committee
- 1ST RDG 2. RES ACCEPTING TAX INCENTIVE REVIEW COUNCIL'S RECOMMENDATIONS REGARDING ENTERPRISE ZONE AGMTS; EMERGENCY (CONTINUE TO 2022: RELIABLE READY MIX, JULZ BY ALAN RODRIGUEZ, SLESNICK REALTY CO, MEDLINE INDUSTRIES, INC., BALL METALPACK, LLC, AMBAFLEX MFG, INC., 12R POWER CABLE INC; TERMINATE: LESH PROP. INC.)
Referred to Community & Economic Development Committee
- 1ST RDG 3. AMEND SEC 1198.12, MEDICAL MARIJUANA FACILITIES INCLUDING CULTIVATION FACILITIES, PROCESSING FACILITIES, DISPENSARIES AND TESTING LABORATORIES OF CHAPTER 1198, CONDITIONAL USES OF PLANNING AND ZONING CODE
Referred to Judiciary Committee
- 1ST RDG 4. APPROVE AND ACCEPT REPLAT OF OUT LOT 1111; EMERGENCY (PARCEL #247089 FOR NASSIMI REALTY CORP, CANTON ZAR LLC AND CANTON MALL REALTY LLC @ 4300 W. TUSCARAWAS ST W, WARD 3)
Referred to Public Safety & Thoroughfares Committee
- VOTE 5. AUTH CANTON BOARD OF HEALTH TO ENTER INTO ALL CONTRACTS TO RESPOND TO COVID-19 VACCINATION SCHEDULING EMERGENCY; AUTH AUDITOR TO PAY ALL MORAL OBS FR RESPONDING TO EMERGENCY SITUATION; EMERGENCY
Referred to Finance Committee
- VOTE 6. RES APPROVING STATEMENT OF SERVICES BE PROVIDED TO PROP OWNERS IN HOF VILLAGE #7 ANNEX AREA, APPROX DATE SERVS WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON BEING ANNEXED TO CITY; EMERGENCY
Referred to Annexation Committee
- VOTE 7. RENAMING AVALON AVENUE NE FR SOUTH LINE OF S.R. 153 (MAHONING ROAD NE) TO THE NORTHWEST LINE OF LOTS 40228 AND 40231 TO "VERN HALL AVENUE NE". – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
Referred to Public Safety & Thoroughfares Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPEND RULE 22A TO ADD O#8 – O#9)

- 2ND RDG 8. AUTH CLERK OF COUNCIL TO CERTIFY TO COUNTY AUDITOR LIST OF UNPAID AND DELINQUENT CHARGES FOR SERVS PERFORMED BY AND/OR ON BEHALF OF CITY OF CANTON ENGINEERING DEPT, URBAN FORESTRY DIV; EMERGENCY (FIN)
- 2ND RDG 9. AUTH MAYOR OR SERV DIR TO EXECUTE PROF SERVS CONTRACT WITH IBI GROUP FOR DESIGN OF PERRY DR NW WATER MAIN REPLACEMENT PROJ; AMEND 2021 FINAL APPROP ORD; EMERGENCY (\$38,445.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS FUND TO 5201 207075 PERRY DR NW WATER MAIN REPLACEMENT PROJ – OTHER) (FIN)

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

- VOTE 10. AUTH AUDITOR TO PAY MORAL OBS FOR KEMPTHORN, INC. EXPENSES FOR RENTAL VAN; EMERGENCY (FRESH START PROG)
- AMEND VOTE 11. AMEND APPROP O#239/2020; EMERGENCY (\$3,650.00 APPROP TRF FR 2760 102001 POLICE ADMIN – OTHER TO 2760 102001 POLICE ADMIN – PAYROLL (OVERTIME FOR FEDERAL FORFEITURE CASES))

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

AMEND

VOTE 12. AMEND APPROP O#239/2020; EMERGENCY (\$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207074 SC LAGOON DECHLORINATION BUILDING – OTHER (SUGARCREEK WATER TREATMENT PLANT)

VOTE 13. APPROVE AND ACCEPT REPLAT OF PART OF LOTS 12462 – 12466 AND ALL OF LOTS 41857, 41858 & 41860; EMERGENCY (JEFF MATTINGLY FOR PROP OWNERS @ 2321 CLEVE AVE NW, WARD 7)

VOTE 14. AUTH CANTON TO ANNEX TERRITORY KNOWN AS CANTON SERVICE CENTER – 30TH ST NE ANNEXATION AREA CONTAINING APPROX 6.389 ACRES; ASSIGN SAID TERRITORY TO WARD 6; ZONE SAID TERRITORY AS I-1 LIGHT INDUSTRIAL DISTRICT (I-1); EMERGENCY

PUB HRG 4/5/21 @ 7:00 PM

VOTE 15. AUTH AUDITOR TO PAY B&H PHOTO VIDEO, LLC MORAL OB IN AMT NOT TO EXCEED \$1,819.79 FOR FIRE DEPT; EMERGENCY (VIDEO EQUIP)

VOTE 16. AUTH MAYOR OR SAF DIR TO: ENTER INTO SOLE SOURCE/PROF SERV CONTRACTS WITH WI-FIBER, LLC FOR ADDT'L CLOUD STORAGE, NOT TO EXCEED \$120,000.00 ANNUALLY; ENTER INTO CONTRACTS NECESSARY IN ACCORD WITH ANY PROCUREMENT PROCESS AUTH BY ORC OR CANTON COD ORD; ENTER INTO PROF SERVS CONTRACTS FOR INSTALLATION OF HARDWARE AND SOFTWARE NEEDED FOR PROJ; AUTH AUDITOR TO PAY MORAL OBS THAT ARISE WITH PROJ; EMERGENCY (WI-FIBER NEIGHBORHOOD CAMERA PROJ, POLICE DEPT)

VOTE 17. AUTH AUDITOR TO PAY MASIMOS AMERICAS, INC MORAL OB IN AMT NOT TO EXCEED \$3,360.00 FOR FIRE DEPT; EMERGENCY (PULSE OXIMETERS)

VOTE 18. AUTH LIGHTING IMPROVEMENTS AT STARK US-30/RAFF/WHIPPLE INTERCHANGES; EMERGENCY (PID 106204, RT 30)

ANNOUNCEMENT OF COMMITTEE MEETINGS:

MONDAY, APRIL 5, 2021 in Council Caucus Room @ 6:45 PM

- 1) Finance Committee
- 2) Personnel Committee

MISCELLANEOUS BUSINESS:

QUOTE OF THE WEEK:

ADJOURNMENT:

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 19, 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>