

MINUTES OF THE MEETING OF OCTOBER 17, 2005

PRESIDENT DENCZAK: With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please.

The regular meeting of Canton City Council was held on Monday, October 17, 2005, at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (as follows) by Clerk of Council Debra Vanckunas. The invocation was given by Ward 2 Councilmember Thomas West followed by the Pledge of Allegiance led by President of Council Denczak.

ROLL CALL TAKEN BY CLERK VANCKUNAS:

11 COUNCILMEMBERS PRESENT: (DONALD E. CASAR, JOE CARBENIA, MARY M. BABCOCK, GREG HAWK, THOMAS E. WEST, JAMES GRIFFIN, KELLY ZACHARY, TERRY PRATER, DAVID R. DOUGHERTY, RICHARD D. HART, & ROSEMARY DIAMOND)

1 COUNCILMEMBER ABSENT (THOMAS BERNABEI)

AGENDA CORRECTIONS & CHANGES

PRESIDENT DENCZAK: Thank you, Member West. (*referring to invocation*). Agenda corrections, Members of Council. You're being asked to suspend 24B to add Resolution 94 to the Agenda. Member Casar, the Chair will recognize that motion at this time.

MEMBER CASAR: Mr. President, I move we suspend Rule 24B and add Resolution #94 to this evening's agenda; seconded.

PRESIDENT DENCZAK: Moved and seconded to suspend Rule 24B. Are there any remarks?... If not, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Rule 24B is suspended and Resolution #94 is a legal part of your agenda. You're asked to suspend Rule 22A to add the second reading of Ordinances 9 through and including #12. Number 13 is retained in Committee. The Chair will recognize that motion Member Casar.

MEMBER CASAR: Mr. President, I move we suspend Rule 22A and add Ordinances 9 through and including #12 onto this evening's agenda.

PRESIDENT DENCZAK: Moved and seconded to suspend Rule 22A to add Ordinances 9 through and including #12 to the agenda. Are there any remarks?... If not, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Rule 22A has been suspended and the second reading of Ordinances 9 through and including #12 are a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT DENCZAK: We have no public hearing scheduled at this time.

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PRESIDENT DENCZAK: No one has signed up for Public Speaks under Resolutions and Ordinances for Adoption.

INFORMAL RESOLUTIONS

PRESIDENT DENCZAK: We're now under Informal Resolutions. Member Casar?....

MEMBER CASAR: Mr. President, Resolution #91 will be postponed until....Mr. President, I move we adopt Resolution #91.

PRESIDENT DENCZAK: Whoa, whoa, whoa, excuse members first.

MEMBER CASAR: I'm sorry, Mr President, I move we that Member Bernabei be excused from this evening's meeting; seconded.

PRESIDENT DENCZAK: Moved and seconded that Member Bernabei be excused. Are there any remarks?... If not, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Let the Journal show that Member Bernabei is excused. Resolution 91 please.

PRESIDENT DENCZAK CALLED UPON CLERK VANCKUNAS TO READ RESOLUTIONS #91 THROUGH AND INCLUDING #95 BY TITLE, AS SHOWN BELOW. THE RESOLUTIONS ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS DATED OCTOBER 17, 2005.

MEMBER CASAR: Mr. President, I move we adopt Resolution #91; seconded.

PRESIDENT DENCZAK: We'll have it read first then.

MEMBER CASAR: Mr. President, we're going to ask to have it postponed.

PRESIDENT DENCZAK: But still, we have to go with protocol and have it read first, put it before Council and then do your job, okay?

91. BABCOCK, MARY, COUNCILMEMBER-AT-LARGE: COMMENDING 2005 FIREFIGHTER OF THE YEAR CAPTAIN MICHAEL URICK - POSTPONED TO 10/24/05

MEMBER CASAR: Mr. President, I move we adopt Resolution #91; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution #91. Are there any remarks?...

MEMBER CASAR: Mr. President, I would move that we postpone Resolution 91 until next week October 24th; seconded.

PRESIDENT DENCZAK: Moved and seconded that Resolution 91 be postponed for one week until the 24th.

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Are there any remarks?... If not, by voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS

MOTION APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: Resolution #91 is postponed until 10/24... I've just been handed a note here. Mr. Becker signed the wrong sheet. He wanted to talk on an issue that's already on the agenda tonight, #15. Members of Council, the Chair's going to exercise the prerogative. A person signed up to speak on the second readings of Public Speaks. The man wishes to speak in regards to an ordinance #15 on your agenda this evening. So, the Chair's going to go back to the beginning of the agenda, under Public Speaks and recognize Mr. Becker. Mr. Becker, go to the microphone over there.

PUBLIC SPEAKS (ORDINANCE OR RESOLUTIONS FOR ADOPTION ONLY):

MR. BECKER: I lately made a bid on a piece of property between my house and....

PRESIDENT DENCZAK: State your name.....

MR. BECKER: Oh, I can.....

PRESIDENT DENCZAK: State your name and address please.

MR. BECKER: Oh, my name is Russell Becker. I live at 900 Raynolds Place SW in Canton here. There's a piece of property between my house and a Mrs. Bratcher, which is in the room tonight, I seen her back there, and, I put a bid in on it and she, I had talked to her about it. There's a lot across from her house she wanted and I talked to her about it, that I wanted the property and she should buy the one across from her house. She's had problems with breathing and stuff like that. She's on oxygen and everything. She can't even take care of the property she's got. She called Mrs. Creighton, the Mayor come out and another lady come out and they looked at my property. There was a lot behind my property recently that the neighbors behind me had bought which I was using to store stuff. I had it enclosed in and everything. Never got a complaint on it or anything. Cleaned the lot years ago when Dick Davies and Mary Cirelli had come into the neighborhood and told people around there if they cleaned these lots up that they could get 'em for 'em. Well, I worked on this lot behind my house and cleaned it all out and everything. Well, I got the paper work and everything for 'em, never got no results on the lot. I was after Dick Davies for about 3 years and I finally give up on it. Well, it come up that it...I don't know if the City has it or the county, but the kids behind it had bought it. Well, the stuff that I had had back there, I had to move into my yard. Well, the thing come up about this trash that was in my yard and everything, which it wasn't really trash, it was building supplies. I did have some lawn mowers, I'll agree there was some stuff in there, that I was slowly gettin' rid of, which matter a fact, the yard is complete, the yard is completely cleaned out right now and the complaint was, with Mrs. Bratcher, was that she just didn't want to sit and look at all them lawn mowers and all that trash over in my yard. Now, I don't know who wants to see these pictures, but I could show you some pictures here that I'd like somebody to see, of Mrs. Bratcher's property. I was told that I couldn't fence this lot in. I was told that I wouldn't, wasn't, shouldn't even have been using this lot, but, it was a house tore down there, there was a hole in that yard after they had tore that house down, it had sunk over a foot and a half. I put I don't know how many loads of topsoil in there and cleaned that lot between my house and her house and fixed it up, growed grass in there, my grandchildren was there one day when my one grand, grand daughter was about 3 years old and it faces an alley. Well, my grand daughter almost got run over with a car. I thought, well, I'll fence it in and use it. Well, what good is it? And, there's other lots in the neighborhood that I've got on the City. My nephew worked for the City, he was on the clean-up crews and stuff. He was a boss down there and I had him clean up other lots down there and a couple of lots there I've cleaned up myself and had hauled the

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trash away, but this said lot, that she's bid on, she put a thousand dollars on it which I....

PRESIDENT DENCZAK: Well, Mr. Becker, your 3 minutes are up. This issue will come before Council later on. If you want to pass the pictures around, pass it to the Councilmember.

MR. BECKER: Okay. Also, one other thing. Lisa Miller had...I had called and talked to Lisa Miller and Lisa Miller said that I got the lot. Well, when I called back to her to find out how I make the purchase to this, she said that the Mayor was out there and said that the Mayor wasn't going to give the lot to me because of the trash. Now these pictures here is a..... *(Mr. Becker walked away from the microphone and is inaudible)*

PRESIDENT DENCZAK: Well, sir. I, sir, your 3 minutes are up. Now pass the pictures around. Sir, sir, I have a meeting to conduct here. We'll go back to the original place on the agenda now.

INFORMAL RESOLUTIONS

92. COUNCIL-AS-A-WHOLE: COMMENDING COUNCILMEMBER DAVID R. DOUGHERTY FOR HIS DEDICATION EACH YEAR TO COUNCIL'S ANNUAL FREE PICNIC OR THOSE IN NEED - ADOPTED BY COUNCIL

MEMBER CASAR: Mr. President, I move we adopt Resolution #92; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution 92. Are there any remarks?

MEMBER CASAR: Mr. President, would you please have the Clerk read the Resolution?

PRESIDENT DENCZAK: Madam Clerk, would you please read the resolution?

CLERK VANCKUNAS: An Information Resolution respectfully submitted by Council-As-A-Whole on this 17th day of October 2005. WHEREAS, in the wake of national disaster, when Mother Nature has literally devastated our entire Gulf Coast leaving thousands dead, injured, or at best homeless and separated from their families; at a time when spiraling gas prices are forcing people to go beyond frugality, it is comforting to know there are still people out there willing to give of themselves to help those in their own community. Councilman David Dougherty is one such person; and WHEREAS, David began his crusade of kindness thirteen years ago, when with the help of other members of City Council, he sponsored a picnic lunch for more than 500 needy people in the Canton community; and WHEREAS, each year since then, David puts forth the same energy and enthusiasm in organizing one of the most successful and appreciated charitable events in the Canton area. With the help of a few gracious volunteers, David personally assembles over 30 bags of groceries and more than 100 gift bags for the children in attendance. Through his leadership and integrity, David has elicited donations from area businesses such as Canton Hotel and Restaurant Assoc., McDonald's, Fisher Foods, and a vast array of others, as well as creating a cooperative effort between fellow councilmembers, city officials and employees, family and friends, in making this event possible; and WHEREAS, David's generous nature and concern for his fellow man becomes even more apparent by the loving support of his wife, Donna, and their four children, Jennifer, Sara, Michael and Brian, who each year are by his side helping to bring joy to families less fortunate than their own. NOW, THEREFORE, BE IT RESOLVED: That we, the Members of the Council of the City of Canton, Ohio, do hereby go on public record as highly commending fellow Councilmember DAVID R. DOUGHERTY for his unwavering dedication to a worthy cause and for his genuine compassion for his fellow Cantonians. Thank you, David. You make us proud. *(APPLAUSE)*

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PRESIDENT DENCZAK: Member Casar, do you want to move to adopt this?

MEMBER CASAR: Mr. President, I move we adopt Resolution #92; seconded

PRESIDENT DENCZAK: Moved and seconded that Council adopt Resolution 92. Are there any remarks?

MEMBER HART: Mr. President. You know I've had the pleasure as a teacher at Crenshaw to have Dave's kids there, and you can tell a lot about a person by their children and I think some of the greatest pleasure I've had has been watching the kids grow up and work the luncheon and, you know, you can never pay back, you can only pay ahead. And I look at the Doughertys and they're going to be the ones helping those out that are a lot less fortunate. And I think too when I, all of the dinners, the luncheons that I've worked at, it's always been a pleasure, you know, watching Dave go out there and dance the electric slide. And, you know, when you talk to Benny and Spyke, they said he just has that certain amount of grace out there when he's dancing. And he reminded them of Fred Astaire, and next year, you know, he's assured us that he'll be dancing the macarena. And it's always been a pleasure to work with Dave and you see those people, and you know that's the only good meal they're gonna get that day and, he should be applauded for his constant efforts of helping those in need.

PRESIDENT DENCZAK: Any other ones?... Any other remarks?... Well, the Chair would like to commend Councilmember David Dougherty also, especially for his authoring and submitting this Resolution to Council. (LAUGHTER) Are there any other remarks?...

MEMBER CARBENIA: Mr. President. I also would like to tell Dave to keep his signs outta my ward. He's got a lotta friends and some of his ward is, used to be his, it's mine now, but those people still won't, won't do anything but put his signs in the yard. So, that, that tells what kind of job he was doing.

PRESIDENT DENCZAK: Any other remarks?...

MEMBER MALLONN: Mr. President. Yes, I would just like to take this opportunity to thank David for everything that he does for the less fortunate in the community and in my eyes, this Resolution has been a long time coming for what Dave and his wife Donna and their 4 children do for the less fortunate of this community. It's very nice and he should be commended this evening. David, thank you very much.

PRESIDENT DENCZAK: Before we vote on this issue, Member Dougherty, I've might offer a suggestion next year that you get 2 different cooks. The Chiefs you had this time were bad. Any other remarks?... The question you're vote....Member Casar, we'll vote on this and then you can make the presentation. By, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #92 APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: The Resolution is adopted.

MEMBER CASAR: David, on behalf of Canton City Council, it's a great honor and pleasure that I give you this Resolution. Not only on behalf of the Council but also the Administration and everybody that has worked on these over the years. If it wasn't for your leadership, I'm sure it'd never be the success it has been and we wish you luck in the future and keep up the good work. (APPLAUSE)

MEMBER DOUGHERTY: Thank you. Thank you very much. It's been, it couldn't have been done without everybody, so, everybody always helping out, and I come lookin' for money, they give it to me, that's nice, and

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Member Casar's been trying to do this for 3 years and he's finally got enough votes to get this through so I really appreciate it. Persistence is good, that's better yet.

PRESIDENT DENCZAK: Your 3 minutes are up, Member Dougherty.

MEMBER DOUGHERTY: I have the floor Ray Denczak. (LAUGHTER) I've waited, what, 16 years to do this? So, I really do appreciate it. It's nice to be recognized for doing something. It's even more special when it's done by your peers. Thank you. (APPLAUSE)

PRESIDENT DENCZAK: Resolution 93 please.

93. COUNCIL-AS-A-WHOLE: COMMENDING BENNY MAX & SPYKE JONES FOR VOLUNTEERING THEIR TIME & TALENTS AT CITY COUNCIL'S ANNUAL FREE PICNIC FOR THOSE IN NEED - ADOPTED BY COUNCIL.

MEMBER CASAR: Mr. President, I move we adopt Resolution #93; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution #93. Are there any remarks under this Resolution?... Very well, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #93 APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: The Resolution is adopted. Is there a presentation to be made here?

MEMBER DOUGHERTY: Could I have it read Mr. President?

PRESIDENT DENCZAK: It's too late now. Is there a presentation to be made now?... Okay.

RESOLUTION #93 READ BY CLERK VANCKUNAS: An Informal Resolution respectfully submitted by Council-As-A-Whole on this 17th day of October 2005. WHEREAS, on September 10, 2005, Canton City Council once again sponsored its annual free picnic for those in need in downtown Canton. Without the generous and greatly needed help of all those who volunteer their time, this event would not be possible. Family Time Entertainment is one of those volunteers; and WHEREAS, A successful husband and wife team, Benny Max and Spyke Jones have owned and operated Family Time Entertainment since 1989. Married for 27 years, they have been Ohio residents for the last 20 of those years. Their sensational shows are based upon interactive audience participation which can be enjoyed and appreciated by all ages and all walks of life. Each show contains a theme designed for the betterment and enrichment of everyone involved; and WHEREAS, Through years of experience, together with their extraordinary talent, Benny and Spyke have developed unique fun-filled forms of equipment, such as Eccentric Olympics, a three hour summertime show which includes hula hoop, sack race and tug of war contests, in addition to games such as Mega Monopoly where members of the audience actually become the game pieces. These inventive shows stress courtesy and good sportsmanship. During the school year, the couple tours over eight states in the Midwest where they perform a two hour program for elementary school children and their parents known as Family Unity Night. These spectacular shows include activities which unite entire families with a genuine team spirit. Elements of learning are incorporated into each activity while ideals such as proper behavior, courtesy and ethics are acknowledged and encouraged; and WHEREAS, In addition to entertaining elsewhere, Benny and Spyke are always ready and willing to share their time and talents with their own home town and neighborhood as well. Since moving to their Smith Avenue SW home in 1996, they have become involved in co-sponsoring an annual neighborhood block party, and are presently making plans to offer a free

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entertainment package to Canton neighborhood associations for summer block parties in 2006. At this year's Pro Football Hall of Fame Hot Air Balloon Classic, Benny and Spyke personally created and built a communication system which produced the very first choreographed synchronized hot air balloon illumination. NOW, THEREFORE, BE IT RESOLVED: That we the Members of the Council of the City of Canton, Ohio, do hereby go on public record as commending BENNY MAX & SPYKE JONES for giving of their time and talent to bring joy and laughter to families nationwide, with a special thank you for bringing happiness to those Cantonians less fortunate than ourselves.

PRESIDENT DENCZAK: The Resolution was adopted. Is there a presentation now?

MEMBER DOUGHERTY: Benny, Spyke, thank you very much. You know, we've been doin' this event and every year when you do this event, you always try to figure out what you can do to make it a little bit better and they called one day and they took this event to the next level and it's really been enjoyable and they, when I take the fliers around, this is the first thing they ask, are those same two people gonna be there to give that entertainment? We don't care about the burnt hotdogs Member Hart makes, (LAUGHTER) but we wanna make sure that entertainment is there and it's important. They do a wonderful job and I'm just so proud to be a part of it. Thank you.

BENNIE MAX: I just wanna say, we've, we've enjoyed it every year. I think we've done it 7 years in a row now and, I especially want to commend the person that got us involved was Donna, Donna Weiss from the very beginning and she was very good on the phone and that's what got us involved but, we wouldn't be comin' back every year if it wasn't for Dave leading it and his family, especially Sarah, whom we work very closely with during the show and we really enjoy it. Although, I gotta say, we, I'm getting a little tired of the pressure you're putting on me to do the dancing Dave, I mean, it gets old, ya know, he wants to do it 5, 6 times. He wanted us to bring in a stage this year and it's, getting a little embarrassing. You've got some good moves, but you know take it a little easy the next time. (LAUGHTER) Thank you very much. (APPLAUSE)

94. PERSONNEL COMMITTEE: CONFIRMING THE MAYOR'S APPOINTMENT OF LUIS RODRIGUES TO THE FAIR HOUSING COMMISSION TO REPLACE RESIGNING MEMBER LARRY LANHAM FOR THE CURRENT TERM EXPIRING AUGUST 31, 2009. - ADOPTED BY COUNCIL

MEMBER CASAR: Mr. President. I move we adopt Resolution #94; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution 94. Are there any remarks under this Resolution?... Very well, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #94 APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: Resolution #94 is adopted.

95. ZACHARY, KELLY, WARD 4 COUNCILMEMBER: COMMENDING MARIAN CRENSHAW FOR 50 YEARS OF EDUCATION AND SERVICE - ADOPTED BY COUNCIL

MEMBER CASAR: Mr. President, I move we adopt Resolution #95; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution #95. Are there any remarks under this Resolution?...

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MEMBER ZACHARY: Mr. President. This was presented to Mrs. Crenshaw on her 80th birthday this past Saturday and I might say that she has been just.... a shining beacon in this community for so many years and she just glowed that day and she was really appreciative.

PRESIDENT DENCZAK: Any other remarks?... The question you're voting on now is Resolution #95. By voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #95 APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: Resolution #95 is adopted. You're saying then.....Member Zachary, you're saying that the Resolution was presented then?... Very well.

COMMUNICATIONS

PRESIDENT DENCZAK: All communications are received as read, filed and properly referred.

NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS FILE DATED OCTOBER 17, 2005.

- 480. AUDITOR R.A. MALLONN, CITY OF CANTON: MONTHLY REPORT BY FUND FOR 9/1/05 - 9/30/05 - RECEIVED & FILED
- 481. AUDITOR R.A. MALLONN, CITY OF CANTON: YEARLY REPORT BY FUND FOR 1/1/05 - 9/30/05 - RECEIVED & FILED
- 482. CD & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUESTING LEGISLATION AUTHORIZING MAYOR &/OR SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE CANTON COMMUNITY IMPROVEMENT CORP (CCIC) TO PROVIDE A \$445,000 GRANT UTILIZING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR GRANTS, LOANS & ADMINISTRATIVE COSTS - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE CMTES
- 483. CD & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUESTING LEGISLATION AUTHORIZING THE MAYOR &/OR SERVICE DIRECTOR TO CONVEY PARCEL #02-37274 LOCATED ON 10TH STREET NE TO THE CCIC IN THE AMOUNT OF \$1.00 - COMMUNITY & ECONOMIC DEVELOPMENT CMTE
- 484. CHIEF OF STAFF/FIN DIR. ALLEN, CITY OF CANTON: REQUESTING SUPPLEMENTAL APPROPRIATIONS IN THE AMOUNT OF \$37,000 & \$20,000 & TRANSFER IN THE AMOUNT OF \$20,000 FOR FIRE DEPARTMENT VEHICLE REPAIRS & CIVIL SERVICE WAGES & POLICE TEST COSTS - FINANCE CMTE
- 485. HAWK, GREG, WARD 1 COUNCILMEMBER, CITY OF CANTON: REQUESTING LEGISLATION DECLARING PARCEL #02-29043 LOCATED AT 601 NEWTON AVE NW A PUBLIC NUISANCE & REQUESTING THE SAFETY DIRECTOR TO ENTER INTO CONTRACT FOR DEMOLITION FO SAME - COMMUNITY & ECONOMIC DEVELOPMENT CMTE

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486. HEALTH BENEFITS ADMINISTRATOR BRESSON, CITY OF CANTON: SEPT 2005 MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JAN-SEPT PAID CLAIMS & COMPARATIVE REPORT - RECEIVED & FILED
487. HEALTH COMMISSIONER ROBERT PATTISON, CITY OF CANTON: CANTON HEALTH BOARD HAS RECEIVED A \$232,168 PUBLIC HEALTH INFRASTRUCTURE GRANT FROM THE OHIO DEPT. OF HEALTH; REQUEST \$80,000 SUPPLEMENTAL APPROPRIATION FROM THE 2328 PHI FUND. - FINANCE CMTE
488. HEALTH COMMISSIONER ROBERT PATTISON, CITY OF CANTON: CANTON HEALTH BOARD HAS RECEIVED AN \$890,279 WOMEN, INFANTS, CHILDREN (WIC) GRANT FROM THE OHIO DEPT OF HEALTH; REQUEST \$222,500 SUPPLEMENTAL APPROPRIATION FROM THE 2316 WIC FUND. - FINANCE CMTE
489. LIQUOR CONTROL DIVISION, 6606 TUSSING RD, PO BOX 4005, REYNOLDSBURG OHIO 43068-9005: NOTICE THAT THE HEARING SCHEDULED FOR 10/17/05 ON OBJECTION TO ISSUANCE OF NEW C1,2,D6 LIQUOR PERMIT AS REQUESTED BY SPEE-D-FOODS, DBA SPEE-D-FOODS #26, 1735 CLEVELAND AVE., NW, HAS BEEN CONTINUED. - INTERGOVERNMENTAL & PUBLIC SERVICE CMTE
490. MAYOR JANET CREIGHTON, CITY OF CANTON: REQUESTING CONFIRMATION OF APPOINTMENT OF LUIS R. RODRIGUES TO THE FAIR HOUSING COMMISSION FOR THE EXISTING TERM WHICH EXPIRES ON 8/31/09 TO REPLACE RESIGNING MEMBER LARRY LANHAM, JR. - PERSONNEL CMTE
491. MAYOR JANET CREIGHTON, CITY OF CANTON: SUBMITTING NEGOTIATED CHANGES TO WAGE & HEALTH BENEFIT PREMIUM DEDUCTION RE-OPENER BETWEEN CITY OF CANTON, AFSCME LOCAL 2937 & AFSCME OHIO COUNCIL 8 & TENTATIVE AGREEMENTS REGARDING SAME. - PERSONNEL CMTE
492. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: SUBMITTING RECOMMENDATIONS FOR CITY-WIDE ZONING MAP AMENDMENTS AS PROPOSED BY THE PLANNING COMMISSION - JUDICIARY CMTE
- PUBLIC HRG 11/14/05 @ 7:30 PM**
493. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: RECOMMENDING APPROVAL OF REPLAT OF LOT 41821 IN THE 700 BLOCK OF MARKET AVE S IN CONJUNCTION WITH THE FEDERAL CAMPUS PROJECT. - PUBLIC SAFETY & THOROUGHFARES CMTE
494. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: RECOMMENDING APPROVAL OF REPLAT OF LOT 1654 & PART OF LOT 1655 ON 8TH STREET SW BETWEEN UNION & SHORB SW AS REQUESTED BY HABITAT FOR HUMANITY. - PUBLIC SAFETY & THOROUGHFARES CMTE
495. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: RECOMMENDING APPROVAL OF DEALT AVE NW VACATION FROM 6TH ST NW NORTH 145' AS REQUESTED BY JOHN P. PICARD IN CONJUNCTION WITH THE RENOVATION OF THE NW

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CORNER OF 6TH ST & CLEVELAND AVE. - PUBLIC SAFETY & THOROUGHFARES CMTE

496. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: RECOMMENDING APPROVAL OF REPLAT OF OUTLOT 743 LOCATED AT THE NE CORNER OF 44TH ST NW & DAWN RIDGE CIR NW AS REQUESTED BY COOPER & ASSC FOR RICHARD & MARLENE WATKINS. - PUBLIC SAFETY & THOROUGHFARES CMTE
497. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: RECOMMENDING APPROVAL OF 10TH ST NE VACATION BETWEEN PAYNE COURT & WARNER AVE NE AS REQUESTED BY JOHN P. PICARD FOR STARK METROPOLITAN HOUSING AUTHORITY. - PUBLIC SAFETY & THOROUGHFARES CMTE
498. POLICE CHIEF DEAN MCKIMM, CITY OF CANTON: SUBMITTING CANTON POLICE DEPARTMENT'S ANNUAL REPORT OF ACTIVITIES FOR THE YEAR 2004. - RECEIVED & FILED
499. PRESIDENT OF COUNCIL DENCZAK, CITY OF CANTON: URGING COUNCIL NOT TO CHANGE THEIR RULES OF PROCEDURE REGARDING GIVING OF THE INVOCATION. - RECEIVED & FILED
500. SERVICE DIRECTOR JOE CONCATTO, CITY OF CANTON: REQUESTING LEGISLATION AMENDING CHAPTER 105, CONTRACTS, PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES TO INCREASE THE COMPETITIVE BIDDING THRESHOLD FOR MUNICIPAL CONTRACTS FOR THE PURCHASE OF SUPPLIES & SERVICES FROM \$15,000 TO \$25,000. - JUDICIARY & FINANCE CMTE
501. SERVICE DIRECTOR JOE CONCATTO, CITY OF CANTON: REQUESTING LEGISLATION TO ACCEPT A \$1,000 GRANT FROM THE CANTON/STARK COUNTY CONVENTION & VISITOR'S BUREAU ON BEHALF OF THE CANTON CIVIC CENTER FOR PROMOTION & MARKETING OF LOCAL PROJECTS. - FINANCE CMTE
502. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: TREASURER'S OFFICE BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 9/30/05. - RECEIVED & FILED
503. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF DEPOSITS TO THE AMBULANCE LOCK BOX ACCOUNT FOR MONTH OF SEPTEMBER 2005. - RECEIVED & FILED
504. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 9/30/05. - RECEIVED & FILED
505. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT PARKING METER REVENUE FOR THE MONTH OF SEPTEMBER 2005. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT DENCZAK: We're now under Ordinances and Formal Resolutions for the first reading. Let the

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Journal show that all ordinances are being given their reading as required by State law. Ordinance #1, please.

NOTE: PRESIDENT DENCZAK CALLED UPON CLERK VANCKUNAS TO READ THE FOLLOWING ORDINANCES #1 THROUGH AND INCLUDING #8 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS.

- #1. (1ST RDG) AN ORDINANCE AMENDING SECTIONS 503.04, COMPULSORY SCHOOL ATTENDANCE; PARENTAL DUTY IMPOSED, AND 503.99, PENALTY, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON.
Referred to Judiciary Cmte
- #2. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO FILE WITH THE US DEPT. OF HOUSING & URBAN DEVELOPMENT A 2006 CONSOLIDATED PLAN FOR THE 2006 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, 2006 HOME INVESTMENT PARTNERSHIP PROGRAM AND 2006 EMERGENCY SHELTER GRANT PROGRAM; RATIFYING SUBMISSION AND FILING OF SAID PLAN; AUTHORIZING THE MAYOR TO EXECUTE GRANT AGREEMENTS WITH THE US DEPARTMENT OF HOUSING & URBAN DEVELOPMENT AND TO ACCEPT FUNDING FOR THE THREE PROGRAMS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Cmte
- #3. (1ST RDG) **ADOPTED AS ORDINANCE NO. 207/2005** AN ORDINANCE ADOPTING AND LEVYING SPECIAL ASSESSMENTS FOR FUNDING OF THE PUBLIC SERVICE PLAN OF THE DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Cmte
- #4. (1ST RDG) AN ORDINANCE AMENDING SECTION 12 3.05, TRAVEL EXPENSES GENERALLY, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON
Referred to Judiciary and Finance Cmtes
- #5. (1ST RDG) AN ORDINANCE VACATING A PORTION OF GROVE PLACE SW; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Safety & Thoroughfares Cmte
- #6. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACTS WITH THE OHIO POWER COMPANY TO PROVIDE ELECTRIC ENERGY: AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities and Finance Cmtes
- #7. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT AMENDMENT WITH COMPMANAGEMENT, INC. FOR WORKERS' COMPENSATION ADMINISTRATIVE SERVICES; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Cmte
- #8. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER

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INTO A SUPPLEMENTAL SEWER AGREEMENT WITH STARK COUNTY; AND
DECLARING THE SAME TO BE AN EMERGENCY

Referred to Intergovernmental & Public Service and Finance Cmtes

PRESIDENT DENCZAK: The Chair is going to declare an in-house recess for the Community Economic Development Committee to meet in regards to Ordinance #3 on the agenda this evening. You're now in recess

(Council recessed at 8:00 pm for an in-house recess to discuss Ordinance #3. The President of Council reconvened the meeting at 8:04 pm)

PRESIDENT DENCZAK: Council is now reconvening after the recess. Member Casar, the Chair will recognize a motion to suspend Rule 22A.

MEMBER CASAR: Mr. President, I move we suspend Rule 22A to add Ordinance #3 back to the agenda; seconded

PRESIDENT DENCZAK: Moved and seconded to add Ordinance 3 to the agenda. Are there any remarks?... If not, roll call vote.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Rule 22A has been suspended and Ordinance 3 is back on the agenda, Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #3; seconded.

PRESIDENT DENCZAK: There's a move to dispense with the 3 readings of Ordinance #3. Are there any remarks?... If not, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: You've heard the 3 readings, Member Casar.

MEMBER CASAR: Mr. President. I move we adopt Ordinance #3; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #3. Are there any remarks?... Roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #3 is adopted.

#3 ADOPTED AS ORDINANCE NO. 207/2005

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT DENCZAK: Ordinances and Formal Resolutions for the Second Reading. Ordinance #9 please. ***NOTE: PRESIDENT OF COUNCIL DENCZAK CALLED UPON CLERK VANCKUNAS TO READ THE FOLLOWING ORDINANCES #9 THROUGH & INCLUDING #12 FOR THE SECOND TIME BY TITLE, AS FOLLOWS. ORDINANCE #13 WAS RETAINED IN COMMITTEE & NOT GIVEN A 2ND RDG.***

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- #9 (2ND RDG) AN ORDINANCE AMENDING PART ELEVEN, PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON (commercial parking lot, etc). **PUBLIC HEARING SCHEDULED FOR 10/24/05 @ 7:30 PM**
- #10 (2ND RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 253/2004; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1168 from 2812 EMS Fund)
- #11 (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CHANGE ORDER #4 WITH SUPERIOR PAVING & MATERIALS, INC. IN AN AMOUNT NOT TO EXCEED \$33,448.48 FOR ADDITIONAL EXPENSES RELATING TO THE 44TH STREET NE IMPROVEMENT PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
- #12 (2ND RDG) AN ORDINANCE APPROVING A CANTON CITY WATER MAIN EXTENSION TO PERRY TOWNSHIP; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT FOR THE EXTENSION OF SAID WATER MAIN; AND DECLARING THE SAME TO BE AN EMERGENCY
- #13 **RETAINED IN COMMITTEE** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH THE STARK COUNTY ENGINEER AND/OR STARK COUNTY COMMISSIONERS TO COOPERATE IN THE ACQUISITION OF EASEMENTS FROM PROPERTIES IN THE CITY OF CANTON FOR THE COLUMBUS ROAD/HARMONT AVENUE NE INTERSECTION IMPROVEMENT PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY

ORDINANCES AND FORMAL RESOLUTIONS FOR THIRD & FINAL READING

PRESIDENT DENCZAK: Ordinances and Formal Resolutions for the third and final reading. Ordinance #14 please.

NOTE: PRESIDENT OF COUNCIL DENCZAK CALLED UPON CLERK VANCKUNAS TO READ ORDINANCES #14 THROUGH & INCLUDING #21 FOR THEIR THIRD & FINAL TIME BY TITLE; THEY WERE ADOPTED AFTER THEIR 3RD READINGS.

- #14 (3RD RDG) **ADOPTED AS ORDINANCE NO. 208/2005** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A LEASE AGREEMENT WITH THE CONCERNED CITIZENS OF THE FOURTH WARD, INC.; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #14; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #14. Are there any remarks under this Ordinance?... If not, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #14 is adopted.

#14 ADOPTED AS ORDINANCE NO. 208/2005

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#15 (3RD RDG) **ADOPTED AS ORDINANCE NO. 209/2005** AN ORDINANCE ESTABLISHING THE FAIR REUSE VALUE OF ONE PARCEL OF CITY-OWNED PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (Raynolds Pl SW)

MEMBER CASAR: Mr. President, I move we adopt Ordinance #15; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #15. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #15 is adopted. **#15 ADOPTED AS ORDINANCE NO. 209/2005**

#16 (3RD RDG) **ADOPTED AS ORDINANCE NO. 210/12005** A RESOLUTION ADOPTING A RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION POLICY FOR THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #16; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #16. Are there any remarks?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Resolution #16 is adopted. **#16 ADOPTED AS ORDINANCE NO. 210/2005**

#17 (3RD RDG) **ADOPTED AS ORDINANCE NO. 211/2005** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF ALL OF CANTON CITY LOTS 30824, 30825 AND 30826; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #17; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #17. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #17 is adopted. **#17 ADOPTED AS ORDINANCE NO. 211/200**

#18 (3RD RDG) **ADOPTED AS ORDINANCE NO. 212/2005** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF OUTLOT 725; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #18; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #18. Are there any remarks under

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this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #18 is adopted.

#18 ADOPTED AS ORDINANCE NO. 213/2005

#19 (3RD RDG) **ADOPTED AS ORDINANCE NO. 213/2005** AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$30,900.00 TO R G SMITH; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #19; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #19. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #19 is adopted.

#19 ADOPTED AS ORDINANCE NO.213/2005

#20 (3RD RDG) **ADOPTED AS ORDINANCE NO. 214/2005** AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT THE NECESSARY APPLICATIONS TO THE DIRECTOR OF OHIO PUBLIC WORKS COMMISSION AND TO EXECUTE CONTRACTS FOR CURRENT STATE CAPITAL IMPROVEMENT AND LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS FUNDING FOR CAPITAL IMPROVEMENT PROJECTS; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #20; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #20. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #20 is adopted.

#20 ADOPTED AS ORDINANCE NO. 214/2005

#21 (3RD RDG) **ADOPTED AS ORDINANCE NO. 215/2005** A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE SIRPILLA ANNEXATION AREA UPON IT BEING ANNEXED TO THE CITY OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #21; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution #21. Are there any remarks under this Resolution?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

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PRESIDENT DENCZAK: Resolution #21 is adopted. **#21 ADOPTED AS ORDINANCE NO. 215/2005**

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT DENCZAK: Announcement of committee meetings, please.

MEMBER CARBENIA: Mr. President, Community and Economic Development will meet next week 10/24/05 at 6:15.

MEMBER HAWK: Mr. President, Finance Committee will meet Monday, October 24th at 6:15. I would also like to announce that the Judiciary Committee meet October 24th at 6:15.

MEMBER DIAMOND: Mr. President, Intergovernmental and Public Service will meet at 6:15 on that date also.

MEMBER BABCOCK: Mr. President, Public Safety & Thoroughfares will also meet that evening.

MEMBER GRIFFIN: Mr. President, Environmental & Public Utilities will meet at 6:15 October 24th.

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT DENCZAK: We're now under Public Speaks, Open Forum portion The first speaker is Renee Sheridan.

MS. SHERIDAN: I'm Renee Sheridan of 1202 4th Street NW Canton, Ohio. I live in the Summit Neighborhood. I'm proud to say that I live in a Habitat home there on the corner of 4th and Benson and I would like to say that the motel at the corner of Tusc and Newton and the bar that is on the corner of Brown and Tuscarawas West, those have unruly patrons that come out into our neighborhood and are very destructive. They endanger the whole community. Prostitutes routinely cross my yard and are picked up and dropped off in my driveway even though it is well lit. I had to call the police at 2 AM on Sunday morning when several gun shots were heard. Just before I got ready to come here tonight, a prostitute was picked up off my front lawn. The citizens of my neighborhood and hard working people like myself, are concerned that families, friends or neighbors can be hurt just by visiting us. I think that a more visible presence of police and longer jail terms or physical labor for those preying on society and endangering us, is not outside the perimeters of justice and that's why I vote for my elected officials, so that I can live in safety, as well as my family. (APPLAUSE)

PRESIDENT DENCZAK: Thank you. Safety Director, are you aware of this problem?... Is the Police Department aware of this problem?...

DIRECTOR HUNT: Yes I am, Mr. President. As a matter a fact, Chief McKimm who's just presented a policy statement on how to address this particular area, we're going to add some more officers to that area. I passed out an outline of this plan to Councilmember Hawk and Councilmember West and, hopefully, we can get going within the next several weeks.

PRESIDENT DENCZAK: Very good. The next speaker is Jennifer Kleiner.

MS. KLEINER: My name's Jennifer Kleiner. I live at 1003 11th Street NW. I live in the Summit Neighborhood. I've lived on 11th Street for nearly 30 years. I was raised here and now my children are being raised here. When I was a child, I thought my parents were horrible because I was not allowed past Fulton and

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Shorb. I can only imagine what my children think since they are not allowed out of their own yard. I feel that my parents are right because they were only protecting me. I hope that my child will also realize that one day. But, just imagine how it would feel to be 9 or even 14 years old and have never left your yard without your mother at your side. We are all prisoners of our home. We have 2 crack houses. One at 1000 11th Street NW and one at 1010 Richard Place NW. We were forced to install security cameras on our home after our personal assault took place. Since that time, we have been attempting to work with the Vice Department to get these people out. We've been told by the Vice Department to let these people get comfortable. Let them get comfortable, are you kidding me? They already feel that they own this neighborhood. They have the power and my family and I are powerless. We are kept up at night with their loud music, their vulgar mouth and their endless flow of traffic as they supply the Summit Neighborhood with crack. I have been verbally attacked just for walking out my front door. No one is permitted to walk on their sidewalk and they even have signs in their windows that threaten bodily harm if you are caught on their property. They have also made the tree on the corner of 11th and Harriet their very own outdoor restroom. In the last 2 weeks, I have lost 2 members of my families, they were dogs but they were very close to me. I believe it was a crime that was committed in my neighborhood. I feel that it was a retaliation from these known drug dealers. They have threatened to hurt my dogs several times. Unfortunately, I do not have proof of this crime, but one of my dogs, I believe was stolen and I believe the other was poisoned. If any member of Council would like to speak with me after the meeting about the knowledge I have about this grave situation, I'd be more than happy to discuss it with them. I do not feel that it's in anyone's best interest that I go into that on public record. Along with the crack houses come the prostitutes. They are on every corner and do not hesitate to get into your car. They pull out all the stops to get your attention. I have been flashed enough in my lifetime but once again, the Vice Department says, they do not want to arrest these prostitutes because they feel they are informants. I would like to ask each of you before me, if this was your neighborhood, what would you do? I think it is well past time that the City take control. Where are my rights? Let's stop protecting the drug dealers and the prostitutes and make the City of Canton a place we're all proud to live in. (*APPLAUSE*)

PRESIDENT DENCZAK: Who's ward is.....

MEMBER HAWK: That would be me sir.

PRESIDENT DENCZAK: Okay, are you aware of the problem?

MEMBER HAWK: Yes, I am aware of the problem, in fact, I was down, I often drive down Shorb Avenue and through that area. The other evening, as I stopped my car at a corner, a prostitute did grab my door handle and attempt to get into my car. It's very charming when you can't.....

PRESIDENT DENCZAK: What did you do? (*LAUGHTER*)

MEMBER HAWK: After negotiations, I threatened her. I told her get off my street because they don't belong to the prostitutes and the hookers. They belong to us. And, at a neighborhood walk at 9:45 in the morning, driving from 4th Street to 11th Street, two of them stopped us and flashed me. One flashed me and one flagged me down, excuse me, let me get my facts straight here. The other evening down there, one of them was working the corner while 2 young gentlemen on the corner of 10th Street and Shorb in a very dark corner were, seemed to have quite a little business going on. It's, it's getting bad down there again. We need to do some additional patrols. I've called, as I see these things happen, I'm often on the phone, in fact, I was on the phone with dispatch when the hooker grabbed my car door. It's a pretty interesting that we have to suffer down there in that area. It's getting worse again. We need to make a sweep again and clean up those hookers in that area.

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PRESIDENT DENCZAK: Safety Director, are you hearing these words?... Okay.

DIRECTOR HUNT: Mr. President, I'm taking heed to what he's saying. We're going to talk afterwards.

PRESIDENT DENCZAK: The next speaker is Veronica Callahan.

MS. CALLAHAN: Good evening. My name is Veronica Callahan. I reside at 3406 34th Street NE in the City of Canton and tonight I'm here as the President of NAVE and we have a massive crowd with us tonight and I'd like to also claim the other 2 ladies who previously smoked...spoke. They are doing something in their neighborhood. They're part of our neighborhood organization. So would everyone that's here that represents neighborhood organizations, please rise at this time. (*AUDIENCE APPLAUSE*) Thank you. Tonight is our second of our bi-annual meeting in Council. We just like to again let you guys know that we actually appreciate what the Mayor and all the Council people in all our different various wards are doing, even though sometimes, we don't agree with you. We do support you because it is for the betterment of our community. We'd like to just remind you, as you're running for Council in your different positions, we will hold you accountable. We are expecting great things in the City of Canton but please, in your planning, remember the neighborhood leadership Council. Remember the neighborhood organizations. Remember the churches. Remember the grass root organizations. Remember the small people in our communities who are working tirelessly to rid our areas of drugs and alcohol and gangs and prostitutes as well as trying to teach our families something. There are so many of us who are doing an array of things. Visit your City of Canton website. Lift some of us up. Please, I urge you, get involved. Find out when the neighborhood group in your area meets monthly. We need your support as well as you need our support. We did host Meet The Candidates this year and to the correction of the *Repository's* report, we did have some 250-odd people there and we expect that event to grow so, we're gonna say to all of you good luck in your campaigning, whoever's sitting here this time next year and the early part of next year when we come back, you'll see us and we do believe in getting behind the issues that effect our families and at this time, we're going to call some more members and we're gonna get you some information and we just hope that you'll support us in our efforts as we support you. Thank you. (*APPLAUSE*)

PRESIDENT DENCZAK: The next speaker is Brenda Kimbrough. Is that correct?

MS. KIMBROUGH: Good evening everyone. I just want to wake everybody up. I say everybody in NAVE, what's up? What's up? What's up? We're with NAVE and we're here to tell you, you don't have to move....

PRESIDENT DENCZAK: State your name and address please.

MS. KIMBROUGH: Oh yes, I'm sorry. My name is Brenda Kimbrough. I live at 614 7th Street NE in Canton, Ohio and our Councilman is Mr. West. Awesome. Okay. All right. What's up is CANDO; Cherry Avenue Neighborhood Developmental Operations and that's the group that I represent tonight and what we want to tell you is this. Number 1, we're gonna get up. We're gonna get up and make a difference in our neighborhood. One house at a time, one place at a time, that's how we change things. We're gonna fix up, we're gonna keep our neighborhoods good with beautification programs and support from the Stark County Foundation to make a difference in our neighborhood. We're gonna clean up. We're gonna sponsor neighborhood clean ups, get our neighbors together, clean up our area and keep it clean. Then we're gonna live up. We're gonna live up to what we say by you'll see the difference because we are makin' a difference because we plan on making a change. We can do better. Then, as we lead by example, workin' with the city, workin' with our neighbors, and workin' with our neighborhood businesses, we plan not to give up. We plan to make a difference by changing all things, one place, one person, one time and we can make a difference. So, as we say in the NAVE saying, you don't have to move to live in a better neighborhood. You can change where you are. Thank you. (*APPLAUSE*)

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MEMBER WEST: All you guys gotta do better than that. Mr. President. I have to applaud her efforts. This is a young lady who truly does...who's speaking largely, I mean, she's living what she's speaking. She has 5 lots down there that she mows. I mean, it's almost like a football field down there and hopefully someone will give her the money that so that she can do a community garden. She really does make a difference down there on 7th Street. Earlier, I think it was last month, we had talked in reference to a lot of the drugs and stuff was down there and we had called that in, but she is definitely someone that looks out for the community and we need more people like her in our ward. (APPLAUSE)

PRESIDENT DENCZAK: The next speaker is Bev, I believe it's Bev Jordan.

MS. JORDAN: Good evening. I represent....

PRESIDENT DENCZAK: State your name and address please.

MS. JORDAN: Beverly Jordan, 1221 Harrisburg Road is the location of our community-based organization and I represent the residents around Cook's Pond, families that are served by 5 neighborhood community-based organizations and numerous community-based and neighborhood organizations. First of all we'd like to thank Council for your support in some of the funding issues that we've had. We'd also like to thank you for being supportive of the families and the organizations who have brought concerns here. We would urge you to continue to be attentive to us, continue to be committed to some of the causes that we bring to your attention and since it's election time, we invite you to come out and greet us and meet us and see what's going on with us. So, as representative of community-based organization, thank you and good evening. (APPLAUSE)

PRESIDENT DENCZAK: The next speaker is Amy Stertzbach.

MS. STERTZBACH: Good evening. My name is Amy Stertzbach and I reside at 2500 Lake Road Blvd. NW, Canton and I'm here tonight just to introduce myself as the President of Westbrook Veterans Memorial Park Neighborhood Association. As some of you might have read last Friday's *Repository*, there was an article. Our goal is to get people into, moving into Canton and I believe we have one of the up and coming neighborhoods. We don't have an extreme amount of crime and the lots in our area seem to be very well kept except for the few. Councilmember Hawk, he is helping us work on those. We also had Mayor Creighton there to help clean up some of our trash on the streets which wasn't a lot but it was nice to have part of our city officials there to help us out and I do believe that if we work together, with the city, with the neighborhoods and the communities, it will have more people moving into the City of Canton and I'm here to say tonight that I am proud to be a part of this organization. Thank you. (APPLAUSE)

PRESIDENT DENCZAK: The final speaker is Constance Brown.

MS. BROWN: Constance Brown. I live at 620 Bachert Court SW. Vacant lots are a concern city-wide. Most of the old lots are really small and the houses used to be very close together. Now, thanks to the community redevelopment a lot of these old houses have been torn down but no one wants new housing put on these small lots and no one wants to see the over-crowding that we used to have. This is a concern City-wide. There's also some lots that are technically called buildable lots because of the square footage but they would not be buildable lots based on the area of the location of those lots. Because they have the square footage to be called buildable lots, they are not available through the Dollar Program, yet because of their location, any of our communities would fight housing going in there because it would create a hazard. It would seem that there should be some way in which homeowners could be able to add these lots to their own. We are concerned that these lots continue as vacant lots with the City having to pay for the mowing of the lots or else the neighborhoods having to do it

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themselves. Now, what we're concerned about is how can we, as neighborhoods, work with the Planning Commission or who should we be talking to so that we can share the information we have about some of these lots and work together so that the new housing would go on larger lots. There would have to be some re-plotting and we could work out some way in which homeowners could be able to attach properties at a minimal cost, even though they might technically fall into the buildable size but really would not be buildable lots in practicality. Who do we need to speak to? Who do we need to work with? How can we do this as neighborhoods?

PRESIDENT DENCZAK: Service Director can you respond to that?

DIRECTOR CONCATTO: Mr. President, yes. I think we would start with Community Development, Lisa Miller and Margy Poorman. Lisa Miller is presently working on a housing project with the City of Canton that deals with empty lots, vacant lots if I may and I would start there verses the Planning Commission. She would be able to help you I believe.

MS. BROWN: I have a question on...in regard to that if I could ask. Is Lisa Miller also in charge of something with the addition to the Dollar lots? I know she's the one we been contacting about adjoining lots that were not buildable but hasn't really offered us any support beyond that. What do we need to be asking her so we can move on with her?

DIRECTOR CONCATTO: Maybe it would be best if you would call me in the morning and I can help you out because I'm not sure and I can talk to Lisa, or we can talk to her together. If they're non-buildable lots, then that's what they are. We can join 2 lots together and make them buildable lots....

MS. BROWN: Right.

DIRECTOR CONCATTO: ...but if they're too small to be a buildable lot, then the best you can do then is maybe divide them up and give them to the neighbors. But, that program is again, is through Community Development. I would be willing to talk to you longer about it and more specifically if you want and when we're done here, I'll give you my phone number.

MS. BROWN: That would be appreciated, 'cuz I know more than one area of town that would have some of these concerns. Thank you. (APPLAUSE)

MISCELLANEOUS BUSINESS

PRESIDENT DENCZAK: We're under miscellaneous business now. Is there any miscellaneous business?...

MEMBER PRATER: Mr. President. Yes, there's a woman from my ward this evening that would like to address this Body on animal control issues and animal cruelty. She was not able to get here to sign up in time. I would like to move that Barbara Cope be given 3 minutes to speak; seconded.

PRESIDENT DENCZAK: Moved and seconded under your Council Rule 18 that this speaker be allowed to speak for a period of 3 minutes. Are there any remarks?... If not, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

MOTION APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: You want to tell the speaker to come up here?...

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MS. COPE: Hi. My name is Barbara Cope. I live at 1710 Clark Avenue SW Canton, Ohio. I was born right up by Aultman Hospital so I've been here a long time. I would like to talk about the law abusing domestic animals. It's the law, and here in Canton, we don't have any enforcement of it. Now, I've already talked to Janet Creighton when she was an Auditor, an Auditor about this and she said there's no money. But, I think, I think things can work out. I think that we could use people as volunteers, good volunteers, intelligent volunteers, people who know how to handle this type of thing, people who get training, even if they have to go to another city like Cleveland or some place else where they would know how to train us. But, I am, why are still killing kitties with poison and dogs, cats and dogs, I love both of 'em. Of course, nobody wants to see any other little animals die either, you know the little, hamsters and things like that, but my primary thing is the cats and the dogs because some people just hate cats and there are two states up north, I don't know if you've heard about it, but 2 states up north actually are killing them. They're making the cats, farrow cats wild animals and shooting them like deer. I don't know why they are doing that, maybe they ran out of deer. You know, and this really upsets me, I just wanna, I just wanna scream, and I lay awake at night, I think we can do something about this. I don't know who's a kitty or a dog lover around here, but they're helpless and cats are abused and abandoned, that's why they're out there with no place to go. That's why they're in somebody else's yard. People don't take care of them right. I have cats, I have 6 cats. I adopted a mother, and I got, I kept the 5 babies and they're teenagers now, I keep, I keep 'em inside. I have litter boxes. I clean those litter boxes out twice a day and I'm clean and my daughter has cats and she's the same way and I have a dog and I keep my dog clean too. My dog just had a bath last night and I take 'em to the vet. They have their shots. They're spade and neutered. You've got to spade and neuter your pets because cats, the boys are, the boys can impregnate the girls, the sisters and brothers can mate. Some people don't know that but they can. They have got to be spade and neutered. We have organizations around, the Human Society does it here in Canton. The coalition does what it can. We have little groups that, they're working out of their homes and they don't even get any money. They did it, I've spade and neutered animals that I, I don't even have any money to do it. I live in poverty. I don't have a job. Well, that's my 3 minutes. Thank you. (APPLAUSE)

PRESIDENT DENCZAK: Thank you. Well ma'am you are speaking to an animal lover. I adopted a dog that was left in a burlap bag as a pup, so I know your feelings. There are some crazy people out there and I don't know what's going on. Everything is topsy-turvy and a mother killed her 4 year old son and then burned the house down. I don't how you deal with these people but you're right and I'm sympathetic with your cause. Is there any other miscellaneous business?

MEMBER WEST: Mr. President. I wanted to thank Joe Concatto, Street Department for their efforts and of course, McKinley Road and of course that's one thing I've been advocating for a year and a half now, so now, if anybody has rode, driven down McKinley Road you know there's a lot of bumps and humps and they're paving that now. I woke up at 6:00 and I was just shoutin' hallelujah. But, all those wards outalso Rowland Avenue, I was pretty excited about that too. So, you guys did a great job this year in paving the roads and so I thank you for that.

PRESIDENT DENCZAK: Any other miscellaneous business?

MEMBER HART: Mr. President. I guess a question for the Law Director. You know, this, earlier in the summer NOVA Behavioral systems closed their doors and a situation had arisen in the ward concerning...I guess someone who had been a client of theirs, who was basically forgotten, and, as I researched this and made calls, I guess there's a whole lotta people out there that have just been forgotten and have been receiving mental health services. And, I guess my question is, does our health department or, is there any jurisdiction they can have, you know we use terms, you know, health and safety and welfare and there's some people out there that I'm finding are now being used and abused by other people because when NOVA closed their doors, there was no one there

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to pick up the slack and, I was informed by someone who had worked in the mental health system, who works for the school system, I guess there's some mental health agencies, I guess, now even receive a finder's fee, is what I was told for finding these people. And, I guess, is there any follow up that these people can receive, making sure that they are receiving services because this person in particular was in terrible need of medication, had not been receiving anything since they closed their doors, was just basically left alone and now they are receiving some services but, I just wonder, literally, how many hundreds of people are out there and if there's anything, if our health department, if there can be any follow up.

PRESIDENT DENCZAK: : Can anybody respond to that? Law Director?

LAW DIRECTOR MARTUCCIO: Mr. President. Member Hart, it is a sad situation. Some years ago, the state, many states, decided to mainstream folks with mental illnesses and for the most part it worked out. But, they found then that some of them remained un-accountable. There are laws on the books that allow to hospitalize someone who's a threat to themselves or someone else, but I think what you're talking about is accountability to see whether or not, one of our agencies or mental health agencies can track people who used to be patients and make sure that they're getting follow-up or the medication that they needed. Is that the question?

MEMBER HART: These people, you know, as I come, I guess, you know I'm not associated with them, the mental health agencies and here I come to find out that for all intensive purposes when NOVA closed their doors, they were just let go.

PRESIDENT DENCZAK: Member Hart, your 3 minutes are up.

MEMBER WEST: Mr. President. I can respond to that. Being in the mental health system for 16 years, it is a crisis and currently the city is facing a crisis. There was like 5,000 clients left out there but there was 3 agencies that did pick up the ball and they had to pick up an emergency situation. Community Services of Stark County is one, Crisis Center, Trillium, Family Solutions and I think JR Coleman Center. If there are problems and people are faced with that, Council Members, you'll need to call the Mental Health Board or call one of those agencies and then they will be able to alleviate the pressure, or the stress. If you do know people out there that is not getting services, by all means, direct them to one of those agencies and they'll be able to help you. In terms of the finder's fee, I think it's more of what they're referring to is outreach services and where they're going out and trying to locate these individuals that were more chronic in nature, real severe, but you always have the Crisis Center if there's a situation where it's an emergency. Call the Police Department as well and the Police Department, I'm sure knows how to get these individuals directed to the right place.

PRESIDENT DENCZAK: Any other.....Member Zachary.

MEMBER ZACHARY: Mr. President. I just want to take the time to actually thank the members of NAVE for showing up bi-annually as they do. I am fortunate enough to have more than one neighborhood association in my ward. I have quite a few actually and it spreads me a little thin trying to be involved with all of them but I do want to say thank you for always calling, thank you for caring about your neighborhoods, it just makes my job that much easier to have help and I appreciate everything that you guys do so thanks for coming down tonight.

PRESIDENT DENCZAK: Any other miscellaneous business?...

MEMBER CASAR: Mr. President, I move we adjourn; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adjourn. Roll call vote please.

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NO REMARKS PERMITTED ON THE MOTION TO ADJOURN

ROLL CALL: 11 YEAS, 0 NAYS

ADJOURNMENT TIME: 8:41 PM

ATTEST:

APPROVED:

DEBRA VANCKUNAS
CLERK OF COUNCIL

RAY DENCZAK
PRESIDENT OF COUNCIL