

MINUTES OF THE MEETING JANUARY 23, 2012

PRESIDENT SCHULMAN: Good evening ladies and gentlemen and welcome to Canton City Council. We appreciate the many people that are here tonight for a number of various reasons which we'll get to in Public Speaks I know. With a quorum being present, the Chair does call this meeting of Canton City Council to order. Roll call vote please Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

11 COUNCIL MEMBERS PRESENT: (DAVID DOUGHERTY, PATRICK BARTON, JAMES BABCOCK, MARY CIRELLI, JOE COLE, GREG HAWK, THOMAS WEST, CHRIS SMITH, KEVIN FISHER, EDMOND MACK & FRANK MORRIS)

ELEVEN COUNCIL MEMBERS PRESENT. (MEMBER JIM GRIFFIN ABSENT)

CLERK TIMBERLAKE: Eleven present.

EXCUSING MEMBERS

PRESIDENT SCHULMAN: Thank you Madame Clerk. Leader, I'll recognize a motion this evening to excuse Member Griffin from this meeting. I understand that Member Griffin is in Washington attending to business so Leader.

MEMBER DOUGHERTY: Mr. President I make a motion to excuse Member Griffin from tonight's meeting.

MEMBER BARTON: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that Member Griffin be excused from this evening's meeting. Any remarks? Hearing none, roll call vote please Madame Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, the motion carries. Member Griffin is excused from this evening's meeting. Tonight were going to have our invocation given by 7th Ward Council Member and Assistant Majority Leader, Pat Barton. Will you all please stand and remain standing for our Pledge of Allegiance.

The regular meeting of Canton City Council was held on January 23, 2012 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council Cynthia Timberlake. The invocation was given by Ward 7 Council Member, Patrick Barton. The Pledge of Allegiance led by President Schulman.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: Thank you Member Barton. We are now under Agenda Corrections and Changes. There are none tonight.

PUBLIC HEARINGS

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PRESIDENT SCHULMAN: Turning to Public Hearings. We have no Public Hearings this evening.

OLD BUSINESS

PRESIDENT SCHULMAN: We are now under Old Business and I'll turn this part of the meeting over to Chief of Staff and Service Director Warren Price.

SERVICE DIRECTOR PRICE: Thank you Mr. President. First of all, this is relatively new Old Business. I did have Building Maintenance shut the heat off so we should cool down here pretty quickly. The first item on Old Business that I wanted to address was the Michael Swintosky came to Council at the January 9th meeting, was concerned about the take back provision the city, the city schools have come to regarding the Lehman School property. Essentially the developer has 9 months from the date of transfer to begin, substantially begin construction on that project so we are still waiting for one zoning approval but we're watching that, you know certainly we're aware of the time line. My understand is although, they are waiting on the zoning and so there's not been construction begun, you know that they are maintaining the property adequately with trash issues or anything like that but again we will continue to watch that guideline and essentially it simply means that if construction has not begun within the 9 months that the city could begin efforts to transfer it back to the school system. The school system agreed to essentially bear any burden of the costs of that so we're pretty well covered under that agreement. Kathryn Ramsey spoke regarding the scrapping Ordinance which I think the, I don't know did you...is the Law Department looking into that. I mean I know we're not forwarding any legislation or anything but it's something I know that continues to be an issue in the city and you know, we enforce the rules that we do have. James Parker had spoken last time about contingency planning towards issues with Occupy Wall Street that may be coming up with the Hall of Fame and you know, we took a note of that and we'll be watching out for those sorts of things. Thank you.

PRESIDENT SCHULMAN: Thank you Director.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: Turning now to Public Speaks. We have six speakers this evening. I'll try to cluster them by remarks to make it somewhat consistent. Our first speaker is Richard Drake. Mr. Drake would you step forward. It's always a pleasure to see you. Give us your name and your residential address and good evening.

RICHARD DRAKE: Hello Council, city citizens. My name is Richard Drake. I live at 3020 Sycamore Avenue SE, Canton, Ohio. I am an ISA certified arborist. I have over 30 years experience working in the care of trees. I have forgot more about trees than most of you will ever know. I have attended more classes and seminars than average and I hope that the knowledge I've learned will benefit the ones I pass it on to. Like Pat Kirk, I recommend all to attend the seminar or at least one good forestry conference. What a learning experience. It won't make you an arborist but it will enlighten you to why trees matter. The tree care organizations are funded by dues from its members and charging for its classes that help fund goals to inform the public and teach the best methods of tree care to all. We all don't agree with each other, but we agree to disagree. In my years of agriculture, I have made many friends and have support from some of the best as they have from me. As you can see, I have some of the best information available to help save the city money. You need to open up your range of information to get a fuller understanding of the needs for our city from the many sources out there. I have been offered a position at First Energy Power Company on a sub-contract basis. I turned it down. I have been offered a job through the Federal Contracting Corporation, a division of

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FEMA to be a first responder here in Ohio in a natural emergency. I turned it down. My heart and roots are here in Canton and after 34 years cutting trees, I believe I can do more here with your support. I do travel on invitation to other towns and cities to check out tree problems. I work in one of the most dangerous professions. There's only 25,000 of us ISA certified arborists in the world and most of us are very good at what we do. I excel at planting, cutting and pruning trees. My work speaks for itself, as do the trees that benefit from my care. Again I agree that everyone should learn all they can about our trees and why trees matter. As I said last meeting, a tree inspector who is an arborist, certified arborist, is greatly needed to work with city employees and care for our trees and I emailed some facts of a cost of a tree inventory to prove it can run up to \$75,000.00 for a city with 70,000 trees done by all professional people, not amateurs or non-professionals who do it for the pleasure and not for the money. That's it gentlemen. Thank you for your time.

PRESIDENT SCHULMAN: Thank you very much, Mr. Drake. We always appreciate you being here. *(APPLAUSE)* Our next speaker is James Parker. Mr. Parker good evening to you as always. Welcome. If you'll give us your name and your residential address please.

JAMES PARKER: Good evening Council President Schulman. Thank you for making me feel so welcome. My name is James Parker. My current residence is 630 Penny Street SE, North Canton, Ohio 44720. Dear Honorable Mayor Healy and Canton City Council Members, ladies and gentlemen. Listen up football team. To mark the 50th anniversary since reconstruction of City Hall in 1962, as well as it's current, as well as it's current main floor expansion and renovation, there will be an official ribbon cutting ceremony on Friday, February 3, 2012. Best wishes to everyone involved on a successful transition into such a magnificent architectural space. My questions, what should be done to better portray and enhance the newly erected surroundings as a public spirited project to be enjoyed educationally and inspirationally as it is functionally. Furthermore, how has Canton honored their foremost statesmen and athlete of all time, Alan Page. As a state of Minnesota Supreme Court Justice, Page's character and conduct is impeccable and beyond reproach. As a professional football player in 1971, the "Purple People Eater" ate his way to become the first defensive player in NFL history to be voted league MVP. Page played in 4 Superbowls and 236 games straight. Alan Page was inducted into the Pro Football Hall of Fame in 1988. What has the city of Canton done? We've named a project, we've named a road in a public housing project Alan Page Drive SE. It was dedicated 23 years ago. If it would please the courts and the Mayor's office, as well as City Council, my suggestions would be to dedicate the new main floor jury room to honor Justice Alan Page for enhancement of value and beauty two classic portraits, one of the contemporary Alan Page photographed in full regalia as a State Justice as well as the iconic sketch by Gary Thomas that was commissioned for his Hall of Fame enshrinement, could be enlarged and mounted above the crown molding of the jury room side by side and offset by the wall angle of approximately 145 degrees. A caption from Page's favorite poet, Alfred Lord Tennyson could be inscribed along with the enlarged sketch and photograph. It would read "I am a part of all that I have met." This *auv en garde* sports/art partnership could be accomplished and dovetailed within the February 3, 2010 ribbon cutting ceremony coincident with Black History Month. How? By acting now on the opportunity that innovative thinking has created. Currently Service Director Price has taken the lead on this and a purchase order approval is expected soon, however further approval needs garnered up from the Judiciary branch for the Alan Page project to succeed as well as the blessings of City Council. It seems implementing this fine arts tribute will depend upon your careful consideration and final decisions. If after reviewing the attached plans anyone would have any questions, concerns or ideas, please contact someone on the reference list provided. In closing, I'm asking that a coordinated effort be made to look at the life of this project, not just the physicality of it. Having artistic elements like these can have a multiplier effect on creative place making that

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is inherently valuable for a new social mixing chamber. Displaying representations of our hometown heroes shows that we recognize their contributions to build a legacy that betters humankind perpetually. In the words of Bernard Malamud author of The Natural, “without hero’s we are all plain men and don’t know how far we can go.” Thank you for your consideration. Good night.

PRESIDENT SCHULMAN: Thank you. (*APPLAUSE*) Thank you Mr. Parker. That’s a very, very good idea and we appreciate you bringing it forward. Our next speaker is Mr. Charles Killens. Mr. Killens if you’ll step forward. Good evening to you again. Welcome. If you’ll give us your name sir and your residential address.

CHARLES KILLENS: My name is, to Mr. President. My name is Charles Killens. I was here last Council meeting. As I told the Mayor, you got City Hall looking pretty good but a situation arose that’s come to the Safety Director. I tried to call the Police Department and the telephone company told me it was the wrong number and I had to have her connect me to the Police Department last Friday and I came down here and called the Chief’s office and they told me, he’s at a meeting. I was wondering, if I give you my telephone number or ask him to set up an appointment to talk with me regarding the situation that took place Sunday morning where, if I had, if he had talked to me, maybe we could have prevented it but it all, I almost had to call 9-1-1 and if he’d have been...if I’d had the regular telephone number we could have solved the problem. Thank you.

PRESIDENT SCHULMAN: Thank you, Mr. Killens very much. Appreciate you coming down. Our next speaker is Beth Williams. Ms. Williams we really are thrilled to have you here and Ms. Williams will explain why I just said that. If you’ll come forward. Good evening ma’am. If you’ll give us your name and your residential address please.

BETH WILLIAMS: My name’s Beth Williams. I live at 6434 St. Augustine Drive NW, Canton 44718, I think it is. I’m here on behalf of VXI Global Solutions, new company that’s come in to town. First and foremost I want to thank everybody here in Canton for your welcoming of our company. For everything you’ve done to help support us in not only our recruitment of employees but finding such a wonderful building that’s going to benefit not only VXI and the employees but also help benefit the city of Canton by putting another resident downtown. We have currently about 500, a little over 500 employees as of today and we’re looking to add probably another 700 by the middle to the end of the third quarter I believe, this year. So we are still looking for a lot of good, quality folks. We’ve got a lot working with us right now. In fact we’ve got, I was invited here by one of our employees and I want thank Monique for the opportunity to come and speak. Our growing pains are tremendous right now. We’ve got an awful lot of people coming in, in a very short period of time so we’ve got a lot that we’re trying to do to kinda catch up in a sense. The building itself, I know parking is a big concern and has been and we’re doing everything we can to work with the local businesses to help meet those needs. So first off, again I want to thank everybody. Thanks to the city of Canton. We’re glad to be here and we hope to have a very lasting, long time relationship with the city. Thank you.

PRESIDENT SCHULMAN: Thank you very much. (*APPLAUSE*) Thank you Miss Williams. I know I speak for the Mayor, his administration and all Members of Council in thanking your company for investing in our city and more importantly, it’s people and I can assure you, anything that you ever need, we’re all available. We’ll listen to you and if there’s anything we can ever do, you know you’ll find an open door and a good ear.

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Thank you very much again, we really appreciate it. Our last two speakers are going to comment on the controversy surrounding the coach of McKinley High Schools football team. I just want everyone to recognize and understand and particularly the students that are here tonight that we're the Canton City Council not the Canton Board of Education. There is a significant difference between the two. While we are certainly affected and interested in what happens in our city and particularly it's schools, I want the audience and the students particularly to understand that we really don't have much control or power other than the power of suggestion influence recommendation but, with that stated our first speaker is Chris Daniels. Chris if you'll step forward and give us your name please, excuse me, and your residential address and welcome and good evening.

CHRIS DANIELS: Good evening. My name is Chris Daniels. I stay at 3223 11th St SW, Canton, Ohio 44710 and let me go ahead and get started.

PRESIDENT SCHULMAN: That's fine.

CHRIS DANIELS: To qualify who I am a little more and the organizations I'm part of, I'm part of the McKinley Academic Challenge Team, McKinley Speech and Debate Team. I'm third in my category in the district. I'm also MVP of the field events of our last year's district winning Track Team, McKinley marching band and McKinley concert band and, but for the most part, I can say I'm a football player. I've been playing here for three years and I tell you this, that Coach Johnson is my coach and I fully support him and I can even go more to say that he's even more than a coach. He's more of a teacher because every week he will try to apply a lesson to football. Each week it will be either about courage or tradition and each week he gives a little piece of the story day by day and at the end before the big game, he'll give us the final piece of the lesson and he'll try to tell us to try to apply what we have learned here to the lesson. And I can even go on and say that he's more than a coach, he's taught some of us how to tie our ties and shine our shoes. He's amazing. He just, I just, I can say also that I represent our players here today and that I'm a part of a brotherhood that has done a lot for his community. We try to, we try, he tries, Coach Johnson tries his best to help with this community and with our Board of Education saying that he hasn't and everything but, they took, I can say this. They took our voice away. We tried to, I can show you even an example of what was hung in our school. You probably heard of what happen. This was hung in our school. (*SHOWED POSTER*) The Keep Ron Johnson posters all the way and they took that away from us. They took our voice and we basically have no, nothing. We have no voice, we, so we, I know in there we have no voice but out here, outside the school, we have a voice so that's why I'm here talking. We need support. We need help. We need guidance. We, we're not that familiar with the system and that's our school system. We don't really understand how to get to a point where we need a resolution about this problem and my closing here is, out in the public, behind closed doors, Coach Johnson has done enough for this community and no man should deserve what he's been put through. It's been through a lot of challenges and a lot of trials and tests and I think he has overcome a lot. This one, he needs support from not only the players but the community too and the community is speaking but the players are not being heard. They're speaking. They're saying stuff that's irrelevant to us. They're speaking for us and we're trying to get out there and speak and that's why we need support. We need help. Thank you.

PRESIDENT SCHULMAN: Thank you very much Mr. Daniels. (*APPLAUSE*) Thank you Mr. Daniels. Our last speaker tonight in that similar vane is Skyler Parks. Skyler if you'll step forward and gives us your name.

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Welcome to Canton City Council. If you'll give us your name and your residential address please.

SKYLER PARKS: Good evening. Skyler Parks is my name. I stay at 801 Broad Avenue NW, 44708 and right now I'm a senior. I was a member of Canton McKinley's team this past year. I was Senior Captain, number 54 and basically me and Chris are speaking to you today as he said, to be heard. He said, we don't have a voice. As you said, you have influence and we are hoping that the things that we say, you will hear us and be able take it to the proper authorities as we can't. I don't have notes. I don't feel that notes are needed. If I'm speaking from the heart, why should I be rehearsed, you know. I just feel that Johnson was wrongly done and for any man you would want to be approached on a situation of this matter. Especially a man of himself. Coach of the Year this year and fired just like that. I'm speaking on behalf of the seniors to come. The future. I'm out the door so I can't, I'm not going to play here anymore, but my love for McKinley, the tradition that I hope I have left here, my legacy, I want them to have and for them, their senior year, if they want Johnson here, then I feel they should have Johnson here. They say it's for the kids but the kids have spoken and were not heard. Speaking on my experiences, playing at McKinley for my four years, it was tough as a freshman when we told, we were told that we were getting a new coach. We came in with high expectations on what we thought would happen and many things were changed as you know. We didn't go both ways which was a major issue between the community and many other things but growing with this man for the four years I must say, he's like a father to me. He's done so much. Though you fight it at first, change, everybody fights change that they don't want at first but you grow with it. It grows with you. And now that I've grown with this man who I can call my father, I don't see why he deserves what he's got. I can tell you numerous experiences from myself. My dad had cancer my junior year and Johnson, excuse me from practice to go up to Cleveland when he had surgeries, gave me calls to check in and asked how he was doing, even told the team before our GlenOak game, told it to the team that my dad had cancer and he supporting us and that he just game me encouragement. Gave me words of wisdom to deal with while I'm dealing with my father who has cancer and thankfully he beat it so people say that Johnson doesn't do anything for the community now that I'm hearing. He leaves kids sit after the end of practice and just goes. I'm sure probably everybody, all the players that are here now can say that they've got a ride from Johnson or any one of the coaches at least numerous times, I have. They're always there. The things that people say, they just want to say it. They don't know facts they just want to be heard. I've spent more time with this coach than I have my own family so him being with me this long, you can't tell me that I don't know what I'm talking about so I just want people to understand that what you see on the outside, what you hear on the outside, that's not what we know on the inside and hopefully people can see that and like I said, what me and Chris Daniels have said hopefully you guys can be able to take to higher authorities and give us a voice as we said. Thank you for hearing me.

PRESIDENT SCHULMAN: Thank you very much. *(APPLAUSE)* Thank you both. If we, if you don't mind would the, first I'd like to have the McKinley football players either the old ones or the new ones stand up for us please, we want to recognize you. *(APPLAUSE)* And if there are other students that attend McKinley who are not necessarily football players, would you all stand up so we can recognize you. *(APPLAUSE)* Thank you both very much and you know we, I always tell speakers we'll be here after the Council meeting if you want to talk to us, we'll be happy to talk to you and if there is something individually we believe should be done, we'll certainly try to help you. Lastly I do want to say, I congratulate the speakers and the team and the students that are out there fighting for the coach. It's a great life experience. As you know from football, you may not win every battle but at least you're putting yourself on the line and trying and we admire that very much and you're to be congratulated. Thank you very much. Now the last thing I'll say is you don't have to sit through the rest of this meeting so if you all want to leave, you can leave right now or you can wait till the end of the meeting if you want to talk to members of Council, the administration or myself. Okay. So with that we are through

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with the Public Speaks.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We're now moving to Informal Resolutions. Madame Clerk would you please begin with Resolution 8.

#8. PERSONNEL COMMITTEE: REQ CONFIRMATION OF RE-APPT OF RICK GECKLER TO THE CANTON RECREATION BD COMMENCING 1/1/12 - 12/31/16. - ADOPTED

PRESIDENT SCHULMAN: Leader Dougherty

MEMBER DOUGHERTY: Mr. President, I move we adopt Resolution 8.

MEMBER BARTON: Seconded

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution 8. Where's Terry Prater when we need him? That's what I want to say.

CLERK TIMBERLAKE: He just left.

PRESIDENT SCHULMAN: Oh, did he. Oh, OK, well maybe we should get him to second these things. Are there any remarks? Hearing none, by voice vote, all those in favor of Resolution #8 signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #8 PASSED BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries. Resolution #9 please Madame Clerk.

#9. PERSONNEL COMMITTEE: REQ CONFIRMATION OF RE-APPT OF NICHOLAS RAMPHOS TO BOARD OF BUILDING APPEALS COMMENCING 1/1/12 - 12/31/14. - ADOPTED

PRESIDENT SCHULMAN: Leader Dougherty and Assistant Leader Barton.

MEMBER DOUGHERTY: Mr. President, I move we adopt Resolution 9.

MEMBER BARTON: Seconded

PRESIDENT SCHULMAN: It'S been moved and seconded that you adopt Resolution 9. Any remarks? Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #9 PASSED BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries. Resolution #10 please.

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- #10. PERSONNEL COMMITTEE: REQ CONFIRMATION OF RE-APPT OF PAULINE DOWNING TO FAIR EMPLOYMENT PRACTICES BOARD COMMENCING RETRO 5/1/11 - 4/28/14. - ADOPTED

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President, I move we adopt Resolution 10.

MEMBER BARTON: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution 10. Any remarks? Hearing none by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #10 PASSED BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries.

COMMUNICATIONS

PRESIDENT SCHULMAN: Turning to Communications. Let the journal show that all Communications are received as read.

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 JANUARY 23, 2012.

36. AUDITOR MALLONN: CERTIFICATE OF TOTAL AMT FROM ALL SOURCES FOR 2012. - RECEIVED & FILED
37. CANTON JOINT RECREATION DIST: 2011 DIRECTOR'S ANNUAL RPT. - RECEIVED & FILED
38. DEVELOPMENT DIRECTOR WILLIAMS: AMEND APPROP O#220/2011 BY MAKING \$495,000.00 SUPP APPROP FROM UNAPPROP BAL 2237 506001 WATER PARK FACILITY GRANT TO 2237 506001 WATER PARK FACILITY GRANT - OTHER. - FINANCE COMMITTEE
39. DEVELOPMENT DIRECTOR WILLIAMS: AMEND APPROP O#220/2011 BY MAKING \$60,357.94 SUPP APPROP FROM UNAPP BAL OF 2212 NEIGHBORHOOD STABILIZATION PROG TO 2212 506009 NEIGHBORHOOD STABILIZATION PROG - OTHER & \$45,807.04 SUPP APPROP FROM UNAPP BAL 2213 NEIGHBOR STABILIZATION PROG 3 TO 2213 506001 NEIGHBOR STABILIZATION PROG 3 - OTHER. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
40. FINANCE DIRECTOR DIRUZZA: AMEND APPROP O#220/2011 BY MAKING \$8,884.17 APPROP REDUCTION FROM 2529 401060 SPECIAL PARK FUNDS - OTHER TO UNAPPROP BAL 2529 NEW HORIZON PARK FUND & \$2,000.00 APPROP REDUCTION FROM 2785 102001

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POLICE ADMIN - OTHER TO UNAPPROP BAL 2785 2010 LOCAL SOL BYRNE GRT. - FINANCE COMMITTEE

41. HAWK , G. WARD 1 CNCL MBR & GRIFFIN, J. WARD 3 CNCL MBR: AUTHORIZE LEGISLATION TO ACCOMPLISH THE GOAL OF REDUCING OR ELIMINATING ILLEGAL POSSESSION OF WEAPONS BY CHILDREN & CRIMINALS; \$35,000.00 SUPP APPROP FROM 1001 UNAPPROP BAL OF GENERAL FUND TO 1001 102000 POLICE - OTHER. - JUDICIARY & FINANCE COMMITTEES
42. HEALTH COMMISSIONER ADAMS: REQ SEVERAL APPROPS FOR UNAPPROP FUNDS FOR 2012. (HEALTH DEPT) - FINANCE COMMITTEE
43. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D2 D2X D3 & D3A LIQ PERMIT FROM RAYMOND J DOVER DBA LOOP CAFÉ TO GLOBALCOR ASSOCIATES LLC DBA BOARDWALK NITE CLUB AT 2548 WINFIELD WAY NE 1ST FL. - RECEIVED & FILED
44. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D5 LIQ PERMIT FROM FREEWAY TAVERN INC DBA MALLONNS GRILL & BAR TO TDS TAILGATE GRILL LTD DBA TDS TAILGATE GRILL @ 2234 W TUSCARAWAS ST & PATIO. - RECEIVED & FILED
45. MAYOR HEALY: ADVISING OF RE-APPT OF SCOTT WARNER TO CIVIL SERVICE COMMISSION COMMENCING 1/1/12 - 12/31/17. - RECEIVED & FILED
46. PLANNING COMMISSION: RECOMMENDING APPROVAL OF PROPOSED REPLAT & RENUMBERING INVOLVING LOTS 10910 & 10911 (PARCELS 0218194 AND 0280378) @ THE SE CORNER OF 14TH ST NE & OHIO AVE (LARRY KOLIC). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
47. SAFETY DIRECTOR REAM: REQ TO ACCEPT & APPROP A \$2,844.25 DONATION FROM THE WEST PARK NEIGHBORHOOD ASSOC TO THE POLICE DONATION FUND FOR PURCHASE OF SECURITY CAMERAS & ASSOC EXPENSES RELATED TO INSTALLATION OF THE EQUIPMENT. - FINANCE COMMITTEE
48. SAFETY DIRECTOR REAM: AUTHORIZE TO PAY 3 MORAL OBLIGATIONS FOR EMERGENCY DEMOS & CLEARANCE OF 815 MICHAEL SW (\$8,320.00), 1715 WOODLAND AVE NW (\$5,282.00) & 1214 E. TUSC (\$1,900.00) DUE TO FIRE AND SAFETY REASONS. - FINANCE COMMITTEE
49. SERVICE DIRECTOR PRICE: ADVISING THAT HE AUTHORIZED BROWNFIELD RESTORATION GROUP LLC TO IMMEDIATELY BEGIN REMEDIATION EFFORTS TO REMOVE ADDITIONAL CONTAMINATED SOILS DISCOVERED AT STEIN INDUSTRIAL PARK IN AMT NOT TO EXCEED \$134,091.25. - FINANCE COMMITTEE
50. SERVICE DIRECTOR PRICE: AUTHORIZE TO RENEW THE PROF SVCS CONTRACT

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EFFECTIVE 1/1/12 W/ERR THRU AULTCARE CORP TO PROVIDE STOP-LOSS INSURANCE COVERAGE W/PREMIUM GUARANTEED RATES THRU 1/31/13. - FINANCE COMMITTEE

51. SERVICE DIRECTOR PRICE: AUTHORIZE TO ENTER INTO PROF SVCS CONTRACT EFFECTIVE 1/1/12 W/THE MUNICIPAL POOL, MANAGED BY OCHS INC TO PROVIDE LIFE INSURANCE. - FINANCE COMMITTEE
52. SERVICE DIRECTOR PRICE: ADVISING THAT THE CITY WILL NOT BE ENTERING INTO A PLA FOR THE HARRISBURG RD WATER MAIN REPLACEMENT PROJ. - RECEIVED & FILED
53. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 12/31/11. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: Turning to Ordinances and Formal Resolutions for the First Reading. Would you please begin Madame Clerk with Ordinance #1.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCE #1 THROUGH AND INCLUDING #16 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS:

- #1. (1ST RDG) A ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY (4510 2006 CONSTR/RECONSTR BOND FUND - \$273,300.00)
Referred to Public Property Capital Improvement Committee
- #2. (1ST RDG) AN ORDINANCE RATIFYING THE INTERFUND TRANSFER FOR A GRANT ADVANCE AND TO REPAY THE GRANT ADVANCE; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY (2213 NEIGHBORHOOD STABILIZATION 3 - \$5,016.05)
Referred to Finance Committee
- #3. (1ST RDG) AN ORDINANCE AUTHORIZING PARTICIPATION BY THE CITY OF CANTON IN THE U.S. COMMUNITIES GOVERNMENT PURCHASING ALLIANCE; AND DECLARING THE SAME TO BE AN EMERGENCY (PURCHASE SUPPLIES, SERVICES, EQUIPMENT & CERTAIN RELATED MATERIALS)
Referred to Finance Committee
- #4. (1ST RDG) AN ORDINANCE AUTHORIZING PARTICIPATION BY THE CITY OF CANTON IN STATE CONTRACTS PURSUANT TO OHIO REVISED CODE SECTION 5513.01; AND DECLARING THE SAME TO BE AN EMERGENCY (PURCHASE MACHINERY, MATERIALS, SUPPLIES OR OTHER ARTICLES)
Referred to Finance Committee

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- #5. (1ST RDG) AN ORDINANCE AUTHORIZING PARTICIPATION BY THE CITY OF CANTON IN THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (PURCHASE SUPPLIES, SERVICES, EQUIPMENT AND RELATED MATERIALS)
Referred to Finance Committee
- #6. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AMENDMENT AGREEMENT WITH VECTREN RETAIL, LLC FOR THE PROVISION OF DISCOUNTED NATURAL GAS TO ELIGIBLE RESIDENTS AND SMALL BUSINESSES IN THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental and Public Utilities Committee
- #7. (1ST RDG) A ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH ANGELA CAVANAUGH TO SERVE AS THE CITY'S CHIEF BUILDING OFFICIAL IN AN AMOUNT NOT TO EXCEED \$108,993.00; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Personnel and Finance Committees
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- #8. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH PHILIP SEDLACKO FOR ANIMAL CONTROL SERVICES FOR THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Personnel and Finance Committees
- #9. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO LEASE AGREEMENTS WITH THE STARK COUNTY COMMISSIONERS FOR THE PURPOSE OF UTILIZING CITY OWNED PARKING SPACES; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #10. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A LEASE AGREEMENT WITH THE CANTON REGIONAL CHAMBER OF COMMERCE FOR THE PURPOSE OF UTILIZING CITY OWNED PARKING SPACE; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #11. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE AGREEMENT WITH THE CANTON JOINT RECREATION DISTRICT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #12. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO

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PURCHASE EASEMENTS IN CONJUNCTION WITH THE HARTVILLE/LAKE TOWNSHIP WATER MAIN EXTENSION PROJECT; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Environmental and Public Utilities Committee

- #13. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ACCEPT A DONATION OF LAND FROM THE JAMES F. RICH REVOCABLE TRUST, JAMES F. RICH, TRUSTEE; ENTER INTO AN AGREEMENT WITH THE JAMES F. RICH REVOCABLE TRUST AND THE MONTABELLA ESTATES HOMEOWNERS ASSOCIATION, INC; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Community and Economic Development Committee

- #14. (1ST RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO ENTER INTO PROFESSIONAL SERVICE CONTRACTS FOR ALL CONTRACTUAL COMMITMENTS, INCLUDING BOND LEGAL COUNSEL AND RELATED BANK SERVICES NECESSARY FOR THE CITY OF CANTON TO ISSUE A BOND ANTICIPATION NOTE; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

- #15. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE AND/OR DIRECTOR OF PUBLIC SAFETY TO COMPLETE THE CONTRACTING PROCESS FOR VARIOUS CONTRACTS PREVIOUSLY AUTHORIZED BUT NOT COMPLETED BY JANUARY 1, 2012; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Judiciary Committee

- #16. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTORS OF PUBLIC SERVICE AND SAFETY TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS AND PROFESSIONAL SERVICES FOR THE CITY OF CANTON'S OPERATIONS DURING THE 2012 CALENDAR YEAR; AUTHORIZING ALTERNATIVELY THE PURCHASE OF SAID ITEMS PURSUANT TO THE STATE COOPERATIVE PURCHASING AGREEMENT AND/OR ODOT PURCHASING AGREEMENT; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

PRESIDENT SCHULMAN: Thank you Madame Clerk. That was a mouthful.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: Returning to Ordinances and Formal Resolutions for the Second Reading. We have none tonight.

MINUTES OF THE MEETING JANUARY 23, 2012**ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING**

PRESIDENT SCHULMAN: Similarly for Ordinances for the Third and Final Reading and vote. We also have none tonight.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We have Announcement of Committee meetings.

MEMBER COLE: Mr. President.

PRESIDENT SCHULMAN: Member Cole.

MEMBER COLE: Yes, Finance Committee Meeting will take place at 5:30 P.M. January 30th.

PRESIDENT SCHULMAN: Thank you.

MEMBER SMITH: Mr. President.

MEMBER BABCOCK: Mr. President.

PRESIDENT SCHULMAN: Member Babcock. That's alright.

MEMBER BABCOCK: Environmental and Public Utilities Committee same time, same place.

PRESIDENT SCHULMAN: Thank you. Member Smith.

MEMBER SMITH: Mr. President. Community and Economic Development Committee will also meet at 5:30.

PRESIDENT SCHULMAN: Thank you.

MEMBER BARTON: Mr. President.

PRESIDENT SCHULMAN: Member Barton.

MEMBER BARTON: Personnel will meet same time, same date.

PRESIDENT SCHULMAN: Thank you.

MEMBER WEST: Mr. President.

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PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Judiciary will meet same time, same place.

PRESIDENT SCHULMAN: Thank you. Any other announcements? Turning now to....

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes, I'm sorry Member Dougherty.

MEMBER DOUGHERTY: Public Property Capital Improvement 5:30, January 30th.

PRESIDENT SCHULMAN: Thank you.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: Turning now to Miscellaneous Business. Leader I know you mentioned in Caucus that we have a re-vote to do so if you'll...

MEMBER DOUGHERTY: Yes, thank you Mr. President. Two Resolutions were voted on last meeting with a voice vote and by Council rules needs a roll call vote. I make a motion to ratify Council's previous action from January 9, 2012 Council Meeting in regard to Resolution 2 by way of roll call vote. This is the Resolution for election of Majority Leader and Assistant Majority Leader.

MEMBER BARTON: Seconded.

PRESIDENT SCHULMAN: It's been so moved and seconded. Any remarks? I must confess that's probably my fault because I asked for the voice vote instead of asking for a roll call vote so I apologize to Council. Any other remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL: 10 YEAS, 1 NAY
(Member Cirelli Voted Nay)

CLERK TIMBERLAKE: Eleven yeas, one nay Mr. President.

RESOLUTION #2 ADOPTED

PRESIDENT SCHULMAN: Motion carries. Leader.

MEMBER DOUGHERTY: Mr. President also the Resolution 3, I make a motion to ratify Council's previous action from January 9, 2012 Council Meeting in regards to Resolution 3 by way of roll call vote. This is the election of Council Clerk and Staff.

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MEMBER BARTON: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded. Any remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas, Mr. President.

RESOLUTION #3 ADOPTED

PRESIDENT SCHULMAN: Motion carries. Leader is that it?

MEMBER DOUGHERTY: Yes sir.

PRESIDENT SCHULMAN: Great, thank you. Any other Miscellaneous Business? Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. Mr. President I would just like to say to the Chief of Staff, Mr. Price, I've thought that with the past snow fall that we had that our crews did an excellent job sir. I just wanted you to pass that on to them. *(APPLAUSE)* And the general public will agree. Yea, they need to know. You know we always hear the bad things but, and we all maybe the general public doesn't know but we have a snow program that you gave everybody, you passed out to all new Council people and everybody that we've worked on. If you remember last year, we worked on that and I think it's doing very good so thank you very much sir.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Any other Miscellaneous Business?

SERVICE DIRECTOR PRICE: Mr. President.

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Member Morris.

MEMBER MORRIS: I'd like to personally thank the Safety Director and the Chief of Police for resolving the issue with the pit bulls. What they've done is they've provided a resource to the girls in the office to make it a lot easier to address those issues and I'm really grateful you guys did that. Also I want to touch on the McKinley coach situation. I know most of us don't want to go there but, as a youth coach for 18 years, your job is to educate, work with the youth and hopefully teach them some life skills. Not a big football fan but I will say that Coach Johnson did achieve that. Those were very polished young people saying that they didn't feel their voice was being heard. I thought that they were heard loud and clear this evening. Thank you.

PRESIDENT SCHULMAN: Thank you Member Morris. Member Fisher.

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MEMBER FISHER: Thank you Mr. President. I just wanted to thank, I held a town hall event in my Ward just this past Thursday and we had a very nice turn out for that and I wanted to thank Members Hawk, Griffin, Member Cirelli, former Member Smuckler who came and also my predecessor former Council Member Terry Prater who is now my constituent so we kinda flipped rolls a little bit there but, I thought it was a very good back and forth, very good dialog and I wanted to thank everybody who came out to participate in that.

PRESIDENT SCHULMAN: Great, thank you. Any other Miscellaneous Business? Leader.

MEMBER DOUGHERTY: Mr. President, also I just understand that Mr., Member Babcock was also at that meeting.

MEMBER FISHER: Mr. President, how could I forget...

PRESIDENT SCHULMAN: Mr. Fisher.

MEMBER FISHER: How could I forget that Member Babcock. He did hide in the back of the room and my eyes aren't so good. I couldn't see him.

PRESIDENT SCHULMAN: I don't care how bad your eyes are, I can't believe you forgot him. Leader.

MEMBER DOUGHERTY: I move to adjourn.

MEMBER BARTON: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that we adjourn. Roll call vote please Madame Clerk and thank you Madame Clerk and the other Clerk for tonight.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

PRESIDENT SCHULMAN: (*Gavel falls*) Meeting is adjourned. Thank you ladies and gentlemen for coming. We hope to see you next week.

ADJOURNMENT TIME: 8:10 P.M.

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ATTEST: JANUARY 27, 2012
CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

APPROVED: JANUARY 27, 2012
ALLEN SCHULMAN
PRESIDENT