

MINUTES OF THE MEETING JULY 30, 2012

PRESIDENT SCHULMAN: Good evening ladies and gentlemen and welcome to Canton City Council. We appreciate all you being here. We have a number of speakers tonight by my count it looks like about 20 speakers. A number of you are again addressing the fracking issue which we appreciate your citizenship in coming down and expressing your opinions and we would just reiterate what I mentioned last week and that is if you can avoid repeating one another, we would appreciate it. I think Members of Council to a person and certainly the Administration understand your concerns. I think a number of your concerns are obviously shared by all Members of Council and the Administration. I would make one quick observation and that is I want all of you to understand that this City Council, in fact no City Council in the State of Ohio, no Township in the State of Ohio, no local municipality in the State of Ohio has any control over oil and gas drilling in the State of Ohio. I have said to people and this is the reason I'm saying it because you leave after you speak. People you should be addressing are the legislators in Columbus and the Governor of this State who have permitted oil and gas drilling on lands in Ohio and in some instances I share in your view that the regulatory oversight and certainly the people that are charged with overseeing oil and gas drilling in Ohio are simply insufficient to the task. But the State is the one that controls the laws of oil and gas drilling in Ohio. Not any number of this Council and not any Member of this Administration. So, I would strongly recommend that you take your views to your State legislator and the Governor's office. They are the ones responsible for what's occurring in Ohio. Having said that and with a quorum being present, the Chair does this meeting of Canton City Council to order. Roll call vote please Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

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

TWELVE COUNCIL MEMBERS PRESENT.

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. I can say that everyone is here and accounted for tonight so we have no excusals. We'll move to our Invocation and tonight it's given by Ward 9 Council Member, Frank Morris. Will you all stand and remain standing for our pledge of allegiance.

The regular meeting of Canton City Council was held on July 30, 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 9 Council Member Frank Morris. The Pledge of Allegiance led by President Schulman.

PRESIDENT SCHULMAN: Thank you Member Morris very much.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President I move we suspend Rule 22A to add 2nd Reading Ordinances 11 through 19. Also Ordinance 21, Leasing for Mineral Rights be withdrawn. And Ordinance 26, Central Allied Zone Change withdrawn.

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MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you suspend Rule 22A to add the 2nd Reading Ordinances 11 through 19. Ordinances 21, dealing with the Mineral Rights issue and Ordinance 26, dealing with Central Allied to be.....Allied to be withdrawn. Any comments? Hearing none, roll call vote please Madame Clerk.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Rule 22A is suspended and the Ordinances are a legal part of your Agenda.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We're now under Public Hearings. We have two Public Hearings this evening. The first is AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY; EAST SIDE OF HARMONT AVENUE NE FROM PI-1...Thank you Madame Clerk.....(LIGHT INDUSTRIAL) TO PI-2 (HEAVY INDUSTRIAL)FOR CENTRAL ALLIED ET AL. PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME IN WARD 6. Do we have anyone in the audience wishing to speak for or against this Ordinance, will you please step forward. Yes sir, thank you. And I have to also on the record state as I think you just heard sir and those who may speak in addition, this Ordinance has been withdrawn. So, with that thank you. Welcome to Canton City Council. Will you give us your name and your residential address sir.

NEIL BHAGAT: 40 Hunt Club Drive, Copley, Ohio. I'm an attorney with Buckingham Doolittle. I'm here on behalf of Carmella Lioi, 4523 Harmont. Just want to stress our objection at this time to the proposed Ordinance. I know it's been withdrawn but Ms. Lioi is an adjacent homeowner and there's certainly concern in the neighborhood about it and we respect the fact that you've withdrawn it. Thank you.

PRESIDENT SCHULMAN: Great, thank you very much sir. Is there anyone else in the audience wishing to speak for or against this Ordinance. Will you step forward. Good evening ma'am, if you'll give us your name and your residential address please.

ANN O'TOOLE: My name is Ann O'Toole, I reside at 3000 55th St NE, Canton, 44721. I'm a homeowner with my husband. 5:10 AM currently with the light industrial going on the other side of Harmont the drag line begins. We are awakened at 5:10 every morning in light industrial. We're opposed to re-zoning to heavy industrial for many reasons, property values, noise, debris, currently the southbound side of Harmont with the heavy truck traffic last week was patched with 38 cold patches in less than a half mile stretch from East Hill to Columbus Road. This will destroy our property values and destroy our peaceful enjoyment of our homes and the lake. Thank you.

PRESIDENT SCHULMAN: Thank you very much ma'am. Is there anyone else in the audience....yes ma'am, if you'll step forward. Good evening, if you'll give us your name and your residential address please.

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SUZANNE GARVER: I have a question first because there's 2 topics I'd like to talk on, can I speak on a second one later?

PRESIDENT SCHULMAN: Sure...yeah...which...sure, absolutely.

SUZANNE GARVER: Okay, yes, my name is Suzanne Garver.....

(PHONE RINGS)

PRESIDENT SCHULMAN: I'm sorry Ms. Garver. Whoever's phone that is, I know some people just forget to turn theirs off, I do...okay. Sorry for the interruption, go ahead please.

SUZANNE GARVER: Sure President Schulman. My name is Suzanne Garver, 5915 Linder Circle NE, Canton, Ohio. Do you need the zip code?

PRESIDENT SCHULMAN: No, that's good, thank you.

SUZANNE GARVER: I'm very grateful for the chance to speak tonight. I know that your task in representing your constituents is a heavy responsibility and I don't envy you the burden of that responsibility. I came tonight to...I thought perhaps you were voting on something and I...I wanted to remind you that we are a republic for which the majority of the people should be heard and since you represent the majority of the people, you're very important to how we think. The hundreds of residents of Ward 6 and the surrounding Plain Township do not want Central Allied Sand and Gravel to operate on Harmont Avenue as a heavy industrialized site and I would have asked you to not approve the re-zoning of lots 1003 through 1006 along Harmont Avenue NE in the City of Canton, PI-1, light industrial to PI-2, heavy industrial. The reasons are many in varied, such as increased pollution leading to serious health concerns like silicosis, diesel fumes with its toxic vapors, increased operating noise that begins....I...I heard it when I woke up at 5:30 this morning. Throughout the day and into the evening. And in addition, heavy truck traffic in an area that has no roads and a limited...I'm shortening my speech...it's a limited load bearing one way bridge. It's...it's an area that residents have enjoyed, we have two families of bald eagles and to increase that noise and development would not be to many resident's benefit. Thank you.

PRESIDENT SCHULMAN: Thank you very much. Is there anyone else in audience wishing to speak for or against this Ordinance. Good evening ma'am, if you'll give us your name and your residential address please.

SANDRA FAVALON: Sandra Favalon, 3154 Huntcliff Road NE and that's in Canton. And we just bought in the area about a year ago, built a house and when we first built, we had checked out that big hole not too far from the back of our property thinking that they weren't in business anymore just to find out that they do wake us up about 5:30 every morning, they even work on Saturdays which is not very fun at all, very, very noisy. It's just...it was devastating to us but to see that they want to become even heavier and stronger than what they are now, I really hope that you all listen and disapprove this and I was even a little more scared today because I drove down the road and they have cemented their exit area on 55th Street with a lot of cement and that made me think that you already passed it with me...without me saying yes or no. So, I'm hoping that they don't think they already have this under control and that they're going to get this approved because I feel that, especially listening to everybody here that nobody really wants it, we don't want it. We want peace, you know

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and it's just getting too much. So, thank you very much.

PRESIDENT SCHULMAN: Thank you very. Is there anyone else in the audience wishing to speak for or against this zone change? Yes sir, if you'll step forward and give us your name and your residential address please.

STEPHEN HARRISON: Stephen Harrison, 3936 Willowdell Drive, Plain Township.

PRESIDENT SCHULMAN: Good evening.

STEPHEN HARRISON: I'm a local businessman with an office in the City of Canton but I'm a Plain Township resident and as an Attorney, I'm here representing the Park Wood Estates Homeowner's Association, having some 70 members and we are in opposition, opposing the zone change. We do appreciate the fact that this Body and our Township Trustees have seen fit to pursue discussion under the CEDA Agreement and we look forward to the opportunity to have some citizen input and further cooperative effort in the development and the safe, esthetically pleasing operation of...of the Central Allied Company in our community. Thank you.

PRESIDENT SCHULMAN: Is there anyone else in the audience wishing to speak for or against this Ordinance? I don't see anybody coming forward. I would just say....oh, I'm sorry, I do see someone coming forward. If you'll s....I...I apologize. If you'll step forward and give us your name and your residential address please and welcome to Canton City Council.

NORMA MILLS: My name is Norma Mills, I live at 3414 Columbus Road NE in Plain Township and I am opposed to the Ordinance, light industrial to heavy industrial. I grew up in the City of Canton around heavy industrial all my life and it's not nice to live around heavy industrial. So, I would prefer to continue the quiet enjoyment in Plain Township and not have to deal with heavy industry, lots of noise and pollution. Thank you.

PRESIDENT SCHULMAN: Thank you very much. Is there anyone else in the audience wishing to speak for or against this Ordinance, would you step forward? I was just going to comment for those who came down to express their opinions, you're fortunate to have a very strong and able Majority Leader and Council Member, David Dougherty who I know has worked hard to try to remedy this problem for you and the others in your neighborhood. So, I think you should give him some...you know, some commendation for what he's done. I don't see anyone else stepping forward so we'll move to the second Public Hearing, which is AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE BROAD AVENUE ANNEXATION AREA CONTAINING APPROXIMATELY 0.179 ACRES; ASSIGNING SAID TERRITORY TO WARD 1 OF THE CITY; ZONING SAID TERRITORY TO WARD 1 OF THE CITY; ZONING SAID TERRITORY AS R-1A (SINGLE FAMILY RESIDENTIAL); AND DECLARING THE SAME TO BE AN EMERGENCY. THE PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME IN WARD 1. Is there anyone in the audience wishing to speak for or against this particular Annexation, will you please step forward. And I have to repeat it. Is there anyone in the audience wishing to speak for or against this Annexation, would you please step forward. Seeing no one approaching the dais. Apparently not, the Chair declares the public hearing over in regard to this matter. The

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matter now rests in the hands of Council and the Ordinances will follow later this evening. Again thank you for...folks for you coming down and sharing your views.

OLD BUSINESS

PRESIDENT SCHULMAN: Our next is Old Business. Chief of Staff Price.

CHIEF OF STAFF PRICE: Yes thank you. There is a...and I don't recall the gentlemen's name, Cindy I'm sure has it. A gentleman spoke last meeting regarding lighting at the 6th and 9th Street overpass which we did refer to AEP to correct that situation. In addition, there was the matter of lighting in...was it Veteran's Park and I...in talking to Cindy today, I followed up and realized I have not referred that to the Park's Department, which I will do but I just realized that today. The one issue I have referred to AEP, the other one I...I will tomorrow first thing. Thank you.

PRESIDENT SCHULMAN: Thank you Director Price.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We now turn to Public Speaks. We have as I said earlier, 20 some speakers signed up tonight. You'll notice that each of you has 3 minutes and you'll be timed and then a buzzer goes off and then the trap door opens and you'll be....*(Laughter)* you'll be taken away. Our first speaker is James Parker. If you'll step forward and give us your name and residential address and as always, welcome to Canton City Council.

JAMES PARKER: Thank you very much. James Parker, 630 Penny Street SE City of North Canton, Ohio. It's an honor to speak before you. Thanks Mayor Healy and distinguished Members of Canton City Council. I brought to you an article, I have 30 some copies from Friday's Wall Street Journal about drilling strange rural roads. Seems to me that City Council is pretty good about passing Ordinances and I'm requesting that an Ordinance be considered concerning when the trucks come and every site requires up to 1,000 truckloads of 80,000 pounds of material, you'll see in Texas and Pennsylvania, they've been having some difficulty maintaining their roads. So, what I'm asking for is that we are prepared to address this and that we hope that these people can come to the table hoping to find a workable solution. We would like for the drillers to take out a bond to serve as insurance incase of road damage. Some companies choose to refurbish whole stretches before they send in any trucks because it's easier and cheaper said Dennis Buterbaugh, spokesman for the Pennsylvania Department of Transportation. So, I hope you consider this article, there's a front and a back. The back of it says that the Court backs towns in gas law fight because of their regulations where they can come in and basically they have a law known as Act 13 in Pennsylvania that violates substantive due process, rather it was ruled that it does not violate. At any rate, Pennsylvania laws argued that the law was in appropriate use of its police powers to fall within its obligation to oversee the development of natural resources. So, you'll see that Act 13 is clearly constitutional and received significant input. It shows you that the Townships do have power to regulate what goes on in your area and I'm hoping that you'll consider these articles as case in point. Some people consider it antidotal, I consider it a case history in what's real and proven in what has happened. The ownis of the road seem to go the County Engineers vs. the City people and so you just have to say to yourself qua bono, you know, who benefits. And so, that's what I have to say for this evening. Here are the copies of the articles, I hope you'll give them very careful consideration, both front and back and consider a bond option for the drillers when they come in to protect our roads that will be

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severely degraded due to the extensive weight and number of trucks coming on the roads. Thank you very much.

PRESIDENT SCHULMAN: Thank you Mr. Parker very much. You want to give those to Member Morris and he can pass them around to the Members of Council. Thanks again sir, we appreciate you coming. Our next speaker is Andy Black. Mr. Black, if you'll step forward and give us your name and your residential address and welcome to Canton City Council.

ANDY BLACK: My name is Andy Black, I live at 3913 Market Avenue North and I'm here as President of the Canton Board of Park Commissioners to address the Ordinance that would disban and dissolve our Commission. It's a unanimous opposition that our Board thinks that this is an unwise move for the City. There...the claim is that there'll be \$100,000.00 worth of savings. I think in tonight's Caucus, it's a perfect example that this is not a well thought out plan, there is no detail plans for this to occur. It's just an idea that's been presented and I think there's a basic lack of understanding exactly what happens in our parks and for this Council to move forward with something without concrete plans, without concrete identified savings, I think is a real mistake. I think the parks will suffer if this Ordinance is passed but I will tell you that we have worked with Council, I for the past 13 years as President of this Board, we've worked with you to maintain our budgets, reduce our budgets and as Director Price has pointed out, do the impossible. I've got big shoulders, I'm happy to continue to do that, it doesn't have to fall onto you. But without debating the legalities of this Ordinance, I'd like to offer you the Park Board and my personal opinion in that regard. This Board was created by a vote of the citizens of Canton by a 3 to 1 margin. Our charge is to provide an independent oversight of these parks, maintain them, preserve them and protect them for future generations. I don't believe that Ordinance in anyway serves our public and continues that mission. In fact in all too many instances our parks are seen as a land bank a repository, if you will, for future development. In the past, well meaning individuals have tried to take these parks from the people for some private benefit. Now, let's imagine a City in a budget crunch and a Council willing to dissolve this Board that's meant to protect them, now what's to stop their sale to the highest bidder or perhaps being leased to an oil company. As a resident, I don't want to see that happen, I think it's a bad idea, bad Ordinance and I think it puts our parks in danger. However, if this Council thinks it's in the best interest to dissolve this Board, I only ask you not to take that action upon yourself but you set aside and set aside an election by the people but instead you put it to the residence by referendum for them to vote on and let the same entity that created this Board, dissolve this Board. Let the residents decide. Thank you.

PRESIDENT SCHULMAN: Thank you sir, very much. Our next speaker is Dick Drake. Mr. Drake, good evening and welcome as always to Canton City Council. If you'll give us your name and your residential address please.

DICK DRAKE: Dick Drake, 3020 Sycamore Avenue, SE, Canton, Ohio. I've worked through 4 Administrations and I wouldn't want to in you guys' shoes today in the state of the economy...(inaudible) Ohio....(inaudible)...ship sinking with debt. But...(Inaudible)...getting to the parks, I think it's a bad idea to disban it because the Administration we have, most of you guys volunteers and neighborhood groups, they work really hard to keep these things pristine and City parks and recreational areas are one of the most...City's most valuable assets. So, I'm against disbanning this. You need to keep it, preserve it, this is your wealth for the future generations, once it's gone, it's gone. And one other thing I want to add is you people go every year, Mount Union University has a forestry conference and it's coming up on August 10, 2012. I have the paperwork here if anybody would like to attend, I'm going to pass it up to Cindy...Clerk of Courts, excuse me

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and she'll have this information for ya if nobody has been notified and you'd like to go to this. And I know you got a full Agenda tonight so I'm gonna let this be. Again, I just want to reiterate, we need to preserve our parks, they have to be protected. You can't turn them lose to just anybody coming in there working on them, you got to have people that have insight and knowledge, which we have now. Their working on a skeleton crew, they're doing quite well. They...they really, really doing well for what they have and I commend them for that have and I think you guys should take notice of this because it's going to be saved, it should not be disbaned. It's going to cost you a little bit more money down the road, that's why I reiterate before *(inaudible)* Think about it. Thank you very much.

PRESIDENT SCHULMAN: Thank you Mr. Drake. Our next speaker is Norma Mills. Ms. Mills, good evening, if you'll step forward and give us your name and your residential address please. Good evening.

NORMA MILLS: Good evening. Again, my name is Norma Mills and I'm here to urge you to...

PRESIDENT SCHULMAN: Residential address...just...

NORMA MILLS: Okay, residential address. 3414 Columbus Road NE, Canton.

PRESIDENT SCHULMAN: Thank you, sorry to interrupt.

NORMA MILLS: Okay. I'm here to urge you to vote in favor of the foreclosure Ordinance that's up for First Reading tonight and I brought these pictures so...to remind you that this is what Canton is looking like right now. We don't want this to become the new normal in Canton where residents wake up everyday and look at decayed property with grass growing high and windows broken out and siding ripped off and the neighborhood smells like rotting property. So, we urge you to pass that Ordinance and I know this is the First Reading but we feel it's very important to the City of Canton. And according to what I read in the Ordinance, there is a maintenance bond of \$10,000.00 for bank owned property and personally I feel the banks should be held accountable for the property that they left to decay and destroy our neighborhoods, it brings down the property values. It's a haven for rodents, its unsafe for children. It's a place for illegal activity to take place. So, the banks created this problem, the banks should be responsible for this problem. Now, I know I live in Plain Township but I pay City taxes. So, therefore, I want my tax dollars spent on keeping Policemen on duty, Firemen on duty and the City services that I enjoy as well as the residents of the City of Canton. Thank you.

PRESIDENT SCHULMAN: Thank you. Thank you Ms. Mills. Our next speaker is Jonathan Marrero.

(INAUDIBLE FROM THE AUDIENCE)

PRESIDENT SCHULMAN: I get it. Hey, listen I'm on fire tonight. *(Laughter)* If you'll step forward and give us your name and your residential address please.

JONATHAN MARRERO: At least it's not a candy bar now so it's okay. My name is Jonathan Marrero...*(Laughter)*...sorry. My name is Jonathan Marrero, I live at 62 Shadyside Avenue, SW in Canton, Ohio and I actually want to talk about this foreclosure Ordinance. When I first moved here to Canton, I lived at 1532 Frazer Avenue, NW, over here in Frank's area and every house in the City...every house on the block was purchased. Somebody was living it whether renters or homeowners. Within 3 years, there was 3 houses out of 12 that were having somebody living in that house, okay. Now I haven't disappeared. Within the last

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year that I lived at the house back in 2010, we had 3 set fires, 2 to houses and 1 to an automobile. Okay, we had...the property value of the house that I was living in went from...on Zillow, from \$62,000.00 to \$10,000.00, which it sold for last month, okay. The house next door to ours had gotten fully reconstructed, which it was at \$90,000.00 on Zillow, the...for sale. It sold for \$90,000.00, okay. The year before the crisis. The year I moved out in 2011, that house was not valued at \$4,000.00, okay. The fact is that these blighted properties need to be dealt with, okay. And this foreclosure Ordinance is going to help in 3 ways. First and foremost, it's going to stop the banks leaving the properties in the...let's say it's this...it's my...I'm the bank, you're the property owner, I kick you out right, but until you buy the house two years from now, I'm going to make sure that you have to pay the property taxes then never put the house in my name, right. Also, every time that the City has to go out mow the lawn, right, you're going to have pay. They've put on a lien which he never pays because he didn't have the money moving out, you know....staying in the property in the first place, right. So your disenfranchising him from ever being able to own a property again or buy a car or do any kind of loan because he is going to have to pay 5 or \$6,000.00 and then on top of that, the bank is not doing their...their due diligence, they have no risk. Make sure that the bank is the one that has to hold the risk. That's why they want the money in the first place to make money, right? Remember we make money in any business, there's a possibility of win and lose. So, the bank is taking no risk at all by doing this, alright? So we're asking you is first thing hold banks accountable, make sure they have to sign the registry and secondly the fact that the bank has to put up the \$10,000.00 bond, it's only going to cost them a couple, maybe 2, \$300,000.00 right? But if they fail to maintain that property once, okay and you have to...you have to call that bond, that's \$10,000.00 that the City can now call forward and then mow that house down. And how about turning around and doing something positive in the neighborhood instead of having someplace open for drug dealers or whatever else that's going on in these neighborhoods, okay, that we're having problems with, alright. And also maybe people might stay in the neighborhoods a little bit longer. And also the bank is....we got 25 seconds....so the bank, also the bank, the other issue is the bank is not going to want to kick people out as quickly because if they know they have to pay the property taxes they're like "Well maybe I'll work with this guy a little bit better." They have no incentive right now to do that. So, I'm asking you, City Council please think about this Ordinance alright and don't worry, I'll be seeing you guys again. Alright, thanks a lot guys.

PRESIDENT SCHULMAN: Thank you sir. Our next speaker...thank you. Our next speaker is Patricia Kirk. Ms. Kirk, good evening. If you'll step forward and give us your name and residential address and welcome as always to Canton City Council.

PATRICIA KIRK: Good evening. My name is Patricia Kirk. I've lived at 131 5th Street NE for 18 years. I'm President of Downtown Neighborhood Association who built the retaining walls in Kresge Lot (*referring to Market Square*) free labor for the City. I read something very refreshing. Ordinance 190/97 passed as an emergency for the peace, health and safety of the citizens of Canton, people who pay your salaries. Tonight you should vote no on the replatting of lots 22, 23 and 24, Kresge Lot (*referring to Market Square*). Vote no with a conscience. The iron spike goes beyond the asphalt. All of Kresge's (*referring to Market Square*) 200 foot by 200 foot lot needs to be rezoned from business to open space. Not broken up and renamed. Keep people's health and safety in mind. People shopped at Kresge's for decades which started K-Mart and the 3 billion dollar Kresge Foundation, whose grants reached to Germany and specialize in people and environment. What do we say, "Oh by the way, we changed your name." The Baltimore Sun reports a recent study found just a 10% increase in tree canopy causes a 12% drop in crime, most apparent on public land with lots of mature trees. This is very important if you've just been shot. Learn the broken window in the empty tree pit theories at the website. Google Dr. Kathleen Wolf, Social Science Researcher and Downtown Revitalization

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Crime (*inaudible*) and good health. These are proven facts, they are not hype. After Council received letters, I found it interesting that no one asked for the 2012 and 2008 surveys of over 400 people who live, work and use Kresge Lot (*referring to Market Square*) daily. They cry out for parks, trees, relaxation from work and development isn't always progress. Keep it green. It's vital to downtown, good memories. Every City needs downtown green space. Improves moral, place to eat for the kids. Leave as is. Can we have trees. Plaques bring honor, they can also deflect, I have mine. The internet can be used to seem like support but are you representing those people that use Kresge Lot (*referring to Market Square*) daily who live and work around it? We are not unimportant. There is 1 comment that did not get on that survey. It's from a well respected employee for many years in the City of Canton, his comment was "I hate Canton and I can't wait until I leave." You have 1 job and the Mayor said it, very, very quickly "First you representative, then you're a legislative Body and you decide on behalf of the good of the people." Thank you.

PRESIDENT SCHULMAN: Thank you very much. Our next speaker is Genaeya Ellis. Ms. Ellis, good evening. I hope I pronounced your name correctly. Welcome to Canton City Council, if you'll give us your name and your residential address please.

GENAEYA ELLIS - BYROM: My name is Genaeya Ellis-Byrom and I live at 131 5th St NE. And I'm here on behalf of Kresge Lot (*referring to Market Square*) and what I would like to say is personally, if the name was to be changed as it already was, I would rather it keep the Kresge name. But I'm going to read some comments from people who are on a survey or petition which had no political or committee affiliation. John Mariol says there's activities there for everyone. Kenneth Hardesy, not enough green space. Michael Wittmyer, downtown events. Randolph Symers, every City should have a green space downtown. Lola Jenkins, good memories. DeMarkis Ellis-Byrom, better for the public. And that's just to name a few but you also had some people saying that...to keep it so....keep it a green space for children and parents so they can eat lunch and stuff. And people said that there was already enough buildings in Canton as it is and they want more green space around Canton. That's all I have to say. Thank you.

PRESIDENT SCHULMAN: Thank you very much. Our next speaker is LeRoy Lynch. Mr. Lynch, if you'll step forward and give us your name and your residential address and as always, welcome.

LEROY LYNCH: Hi, good afternoon. My name is LeRoy Lynch, I live at 3911 Highview. I have a complaint about the fracking....fracking. I'm very worried about my home and the water outside of the City as well. I'm worried that...I've been worried about this for about 12 years and I know that there's going to be new piping and so forth done and I do not want this to happen. I know the drilling may affect our well, may affect our water and our well and I'm concerned that this is what it's going to look like in the future if they continue to drill and possibly hit a wrong main break or so forth to affect the water in my town here in Canton as well and I vote that they stop the frack...fracking or franking so that also they can save money and that we can save our well water. Thank you very much.

PRESIDENT SCHULMAN: Thank you. Thank you. Our next speaker is Elizabeth Marrero. I'm telling ya, I'm good tonight. Good evening. If you'll step forward and give us your name and your residential address please.

ELIZABETH MARRERO: Good evening. My name is Elizabeth Marrero and I live at 622 Shadyside Avenue SW. The thing that I came to speak about has been removed from the Agenda but I still felt that I needed to speak. I have so many things that I want to say. But I will talk about this right now. Being anti-fracking does

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not mean that I am anti-jobs and I feel that everyone who has said something about bringing fracking here, they're only reason for bringing it here despite the fact that it can bring cancer here and bring asthma to my children and put poison in our water is that it brings jobs. Let's bring other jobs here. I have family here, I would love to have jobs here. Mr. Mayor, I would like to live in the solar capital, I think that would be an amazing place to live. I have 4 children...4 children who are just the greatest kids in the world and you all should meet them because they're great. And my job is to raise them and keep them healthy and keep them safe and to make them productive members of this society and if we bring fracking here, I think that you are making the setup for failure because I think that my kids will be sick and I think that my kids will get nosebleeds and I think that there will be blackouts and I am scared and I think that you should be too. That's all I have to say right now. Thank you.

PRESIDENT SCHULMAN: Thank you very much ma'am. Our next speaker is Doyle Walker. Mr. Walker if you'll step forward and give us your name your residential address please.

DOYLE WALKER: My name is Doyle Walker, my address is 1427 Housel Avenue SE and I'm addressing this Body to urge our Council not to adopt the merging of Parks Department with the wor....Public Works Department. The reasons why I feel is that the merging of those departments for a \$100,000.00 savings for a years term is not rational. Once more, I think that once you reconstruct that and try to reconfigure it under the entity of Parks and Recreations together, what...the one year time limit will not be met and it would be extended as a matter of fact. Given the steps that were lined out, that were pointed out in order to reconfigure that entity under Parks and Recreation, I can see this extending out 1, 2 and maybe even 3 years. And during that 1, 2 and 3 years, I think the voters will get amnesia and the apathy that comes along with that amnesia and the Parks Department as we know it now will not even exist. It will only exist in the way that it was reconfigured after the Ordinance if carried was passed. Secondly, the Street Department as we know, anybody lives in our City knows the Street Department has their own burdens to maintaining streets as it is now, that this would just add another layer of responsibility to them and diminish their efficiently and effectively of the Parks Department. I myself have approached those...those...the Parks Board on behalf of my community and I found them to be very effective and very efficient in addressing the needs when I came to them. The Director's information, the Service Director's information that he dispensed to us, kind of scared me. As a matter of fact, it brought to my mind a view that the configuration of the Parks and the acreage and the land as we know it now, if this Ordinance is adopted, won't even exist anymore. That land will probably be sold or used for something else. That's the fear that struck into my heart. And lastly, I agreed with Councilman Hawk's view that because this...the voters enacted this over 200...over 100 years ago was no meaning to nullify it now. I mean the Bill of Rights have existed for over that long and nobody has moved to nullify that. Okay, so I...I again, I urge Council to vote against adopting or merging of the Public Works and the Parks Department. Thank you.

PRESIDENT SCHULMAN: Thank you very much sir. Our next speaker is George Snow. George Snow, Mr. Snow, welcome. Good evening. If you'll give us your name and your residential address please.

GEORGE SNOW: Hello, I'm George Snow. My address is 1708 Stark Avenue SW.....*(Problem with microphone)*

PRESIDENT SCHULMAN: You're going to have to move...I'm sorry....there ya go. Thank you sir. Sorry.

GEORGE SNOW: Anyway I'm here concerning a blighted house in our neighborhood. City Code says this

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house here can be refabbed. It caught on fire two times with rats, mice, no windows. It's got asbestos siding and we had done...in our neighborhood, you know, we have a lot of fires lately because of the vacancies and that. But at the same time, I do believe it's the bank or the City's responsibility to tear this down. We shouldn't have to look at this and we're paying over \$1,000.00 a year of City taxes...on our property taxes. Another thing is, we live across the street...I do personally, from Stark Park, there's no restrooms over there. On a hot day like this, we got like 60, 70 kids over there, they urinate at these empty houses which is the City's fault because they don't ha...open the bathroom up that is down there. There's drug dealing going on, underage kids drinking, busting glass on a steady basis. There would be times that...I live right across from the park, you might see a Police Cruiser once a week if were lucky. I just want to add the rest of that. The main concern is the park and this house right here if I could pass that on.

PRESIDENT SCHULMAN: If you give that to Member Morris, he'll pass it around.

GEORGE SNOW: Thank you very much.

PRESIDENT SCHULMAN: Thank you sir. Thank you very much for coming down. Our next speaker is Gerald Esparaza. Did I...no? E-s-p-a-r-a-z-a. He left? Okay, thank you. Our next speaker is Ann O'Toole. Ms. O'Toole. She left. Our next speaker is Suzanne Garver. I know you're here. Welcome again, if you'll step forward and give us your name again and your residential address please.

SUZANNE GARVER: Thank you. Suzanne Garver, 5915 Linder Circle NE in Canton. I am hoping that I can say something that strikes a cord with everybody some...somewhere in what I'm going to say that makes a difference. And I'm talking about hydro-fracking. It's a process that's very messy and has life threatening parts. I could point out that this industry has cleverly insinuated it selves in our lives by lobbying our representatives at the Federal, State and Local level for laws that favored its expansion. The industry claims to be clean. However, we're shared a lobby for laws in which they are exempt. Laws like the clean air and clean water act. Semantics are used by industry representatives to cover unsightly truths like fracking does not cause harm when in fact they so narrowly define fracking so that the word is meaningless when one describes the whole oil drilling containment, transportation and disposal process. Common sense tells us that their slick advertising is bogus, it is not clean energy and it certainly does not lead us toward a renewable energy alternative. The industry creates their own laws that favor their expansion without responsibility or regard for its impact on our people, communities and environment in which we depend. Representatives of the oil and gas industry have become adept in persuading our politicians to create a favorable operating climate for this industry throughout this Country. Recent information relates that the ODNR has issued a drilling permit in the Sugarcreek area that is 2 ½ miles from one of Canton's well fields. This is the 2nd largest well field in the state of Ohio. Are we going to sit and do nothing about this potential threat to our water system or are we going to sell this priceless resource to the drillers so that they can go about their business and we can pat ourselves on the back and say "Isn't this a good thing." We have created some temporary jobs, look good to many voters and with the help of this industry, can get re-elected to represent the best interests of our people. Bill McHibben, in a recent article said we have 5 times as much oil and coal and gas on the books as climate scientists think is safe to burn. We'd have to keep 80% of those reserves locked away underground to avoid the devastation that those carbon emissions would produce. Fossil fuel companies are borrowing money against the coal, gas and oil that is still in the ground. It is figured into share prices, companies are borrowing money against it and nations are basing their budgets on the presumed returns from their patrimony. Climate change operates on a geological scale and time frame but it is not an impersonal force of nature. The more carefully you do the math, the more thoroughly you realize that this is at bottom a moral issue. The money

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and politics prevents our democratic society from moving beyond fossil fuels and this was according to Bill McHibben. I urge each of you not to follow the pied piper, the music sounds very pleasant but our children and our future are very much at risk. Money often corrupts. Let not the promises made by oil and gas industry blind you....(3-Minute buzzer goes off)...and I had something about the pied piper and (*Inaudible*) the Emperor truly has no clothes and is indeed ugly.

PRESIDENT SCHULMAN: Thank you. Our next speaker is Darla Bruno. Ms. Bruno, welcome. If you'll give us your name and your residential address please.

DARLA BRUNO: Darla Bruno, 6519 Pebble Creek Avenue NW. You know when we started this meeting we said the Pledge of Allegiance. One Nation Under God, Indivisible with Liberty and Justice for All. Is it liberty when the local Government can't say no to fracking? Is it liberty when I don't own the mineral rights to my property but someone can come and drill on it because they do. Is it justice when unitization can cause someone to be (*inaudible*) and have their mineral rights taken from them. I don't think so, it's like why...why do we even bother saying it? No, it's...we're pledging allegiance to a flag, what are we getting in return? You know, we have rights and, you know, I think we need to think about that. And you say talk to our State Government, and we have, June 17th, big protest in Columbus, they heard us. This past weekend, big protest in Washington but, you know, there is something we can do at least locally. We cannot sign over our...release our mineral rights. We don't have to sell them our water. Those are things we can control or we should control. And yeah, they're going to come in here and they're going to wine ya and dine ya and say "Oh ya know, we're going to bring all these jobs." And then they're going to cheat on ya with another City and put their headquarters over there. And ya know, then they're gonna shmooze ya and say "Oh ya know, I'll give ya 5,000 an acre." And then they'll just sell it to the Chinese for 14,000 an acre. Well ya know, cut out the middle man, ya know, just sell it to the Chinese for 14,000 an acre or maybe that would be a little too unpatriotic to do that. I don't know, I don't want my...my County's mineral rights owned by foreign Countries and eventually that's what's happening. Look at Trumble County now, 90% or something going to France or something like that. So, ya know, something to think about. Residents aren't going to be too happy with folks that are going to end up doing this. So, keep that in mind when you're making your decisions. And I guess that's all I have to say.

PRESIDENT SCHULMAN: Thank you very much ma'am. Our next speaker is Lyn McSheeny. Good evening, welcome. If you'll step forward and give us your name and your residential address please.

LYN MCSHEEHY: I'm going to put this up here...(inaudible) I'm Lyn McSheehy, I live at 1126 Brook Avenue NW in Massillon in Perry Township. I have a business in Canton and Plain Township, right on the border of Plain and Canton. Okay, last time I came up I was really nerves. I think it was trick by Chesapeake putting this podium right next to all the hot young Councilmen. (*Laughter*) You know, what...you weren't here last time so I'm sorry but...anyway seriously. I'm going to read what I wrote because I get nervous and go off track. Energy independence is not happening here. The gas that is currently being mined is being sold overseas. The same with happen with the oil. If fracking is given a series of green lights, Ohio will not only be deflated by a boom and bust economy but it will be left with diminished resources and diminished health and diminished parks and recreation. Leasing mineral rights could easily lead to (*inaudible*)...city residents forcing the fracking by the mandatory pulling. Hearing the Council speak of revenue from water sales to surrounding communities just makes me wonder why you are giving this valuable and life giving source of revenue in danger and thereby putting the communities that are going to be depending on it in danger. The people who vote for trust that when they vote you into office, you will make the necessary choices to protect

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them. Are you going to let them down? And I just want to say there are a gazillion reasons why fracking is unsafe. If you google the word frac...frac...sorry, I'm really nervous still....if you google the word fraccidents you can find just dozens and dozens of instances where its failed, where its destroyed people's health homes, nationwide insurance will not cover it. This is just really an awful, awful thing and I was really pleased when I heard that Canton had put a moratorium on it and now that....you know, I'd rather be home with my kids and my husband right now. I would so much rather be home with my kids and husband right now but my kids are why I'm here. I love them and I don't want them having Benzine in their water. I don't want them having to deal with this steam roller that's coming in and everything that we can do, every little thing we can do to say no to it, to me is a step in the right direction. I know it's the Ohio State law makers need to be contacted but also on a local level, we need to do our part as well and I just wish that anybody who's for it would be like the grinch where their heart grew 3 sizes a day and just think about my kids and all the kids that live in Canton because I just think all the kids that live there are just no more or less important than my children. And it just disturbs me greatly to think that they could be fracked against their will. Thank you.

PRESIDENT SCHULMAN: Thank you very much. Our next speaker is Asley Covey...Covey. Not here. Casey Fay. Ms. Fay, if you'll step forward and give us your name and residential address please and welcome to Canton City Council.

CASEY FAY: Thank you so much. Casey Fay, I live at 2900 Nicholas Place NW. I wanted to talk about fracking but from a different view. My family is in the oil business. My brother is a Geologist, my other brother is the one who goes around to Medina, Carroll, Stark and also Homes County and checks the wells that are owned from out of town from usually California and Oregon. He also knew the young man that died in the blast, Paul Sherman. I wanted to mention that because it's my brother the Geologist for Coen Oil who is against fracking and the reason being is that Ohio lies in a marshy area. Once the shale is disconnected and water and chemicals forced into it, it makes it a plate. Once the plate is disturbed and the chemicals are covered with cement which is how they are going to cap them, it produces pockets under the earth. Those pockets are then filled with the water that comes from our runoff, from the sky, snow, rain, whatever and then that's what touches the fracking water. Those waters go to our aquifers and our wells. If we allow this shale to be disconnected or disturbed in any form, we leave ourselves open for sink holes and this is what's going to happen in the farmland that we are so busy setting up these fracking wells in. Once that water is disturbed and poisoned, it is our livestock, our gardens, our food that becomes...and our wildlife that becomes tainted first. It is imperative that we protect the farmland. Canton is on the outs...insides, the outskirts is our agriculture, we have our farmers' markets. Our organic places, it's so important that we protect them in the wildlife. The first to go are the most vulnerable, the children, the animals, our food supply. Please, I know we're in dire straits in Canton, I've lived here for 40 years. I'm standing looking at people the same way I'm in, empty houses, no jobs, it looks bleak but this will make it even bleaker. My other brother is an environmentalist and does solar, honest, he could come here and help you if you want to understand alternative methods that we could use to put Canton on the map as one of the smaller cities who are going to make a big impression. Thank you so much. Mayor, I know we're in a tough time. Please listen to what we have to say, there are other ways we can get out of this hole other then sacrifice everything. Thank you.

PRESIDENT SCHULMAN: Thank you very much. Our next speaker is Laura Nelson. Laura Nelson, Ms. Nelson, good evening, welcome. If you'll give us your name and your residential address please.

TARA NELSON: Now you was on a roll until you messed my name up. It's Tara Nelson.

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PRESIDENT SCHULMAN: Oh, I'm sorry.

TARA NELSON: But that's okay, I'm....(*inaudible*)...anyways and I'm in the house.

PRESIDENT SCHULMAN: Okay.

TARA NELSON: I had a speech written tonight but it was regarding fracking and I just wanted to say...well, I only wanted to ask one favor of the Mayor. Would you please give us back our Hall of Fame City that you've dubbed the Utica Capital and retract your statement. That's all I have to say.

PRESIDENT SCHULMAN: Thank you very much Tara. Our next speaker is Renee Bogue. Renee....Renee?

RENEE BOGUE: (*Inaudible*)

PRESIDENT SCHULMAN: Yes?

RENEE BOGUE: (*Inaudible*)

PRESIDENT SCHULMAN: Good, well welcome. If you'll give us your name and your residential address and you are from Massillon, is that right?

RENEE BOGUE: Yes but I'm not a Massillon Tiger, I'm a Perry Panther.

PRESIDENT SCHULMAN: Okay, well we won't hold that against you.

RENEE BOGUE: Okay, thank you. I'd like to talk.....

PRESIDENT SCHULMAN: Actually we will but don't worry about it. (*Laughter*)

RENEE BOGUE: I'd like to talk to you about a couple of things, one...

PRESIDENT SCHULMAN: Can you give us your name and address. I'm sorry.

RENEE BOGUE: Oh, I'm sorry. Renee Bogue, 204 Willow Avenue, NE, Massillon.

PRESIDENT SCHULMAN: Thank you.

RENEE BOGUE: I'd like to talk to you about 2 things. One briefly is Nationwide Insurance that the young lady alluded to. Nationwide Mutual Insurance Company has become the first major insurance company to say it won't cover damage related to gas drilling process that blast chemical laden water deep into the ground. This was from an internal memo and it was not intended for public dissemination. Nationwide said "Risks involved in fracking operations are too great to ignore" and apply the policies of commercial contractors and land owners who lease property to gas companies. I also would like to talk to you about jobs. I'm briefly going to read from Food and Water Watch flyer. They footnote all their sources and if you would like a copy of this, I'd be happy to get you one. The job projections being pouted are misleading, they come from economic forecasting models, not from actual employment data on economics with shale development. The

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projections do not account for the jobs destroyed in other parts of the economy such as jobs lost in agriculture or tourism during and in the aftermath of drilling and fracking. In addition to this major flaw, Food and Water Watch has found numerous other problems with job projections that have been used. For example, in the push to open up New York State to fracking for shale gas, in one case the number of new jobs that New Yorkers would expect from shale gas development was exaggerated by about 900%. The elusion of wide spread economic benefits relies on ignoring several basic facts about the oil and gas industry. When oil and gas companies move in to extract shale, oil....excuse me...shale oil or gas in a new region, much of their spending and thus much of the industries economic multiplier effect happens out of state where companies are headquartered and where the industry is established. Many of the better paying jobs at the well go to transient out of state workers who have industry experience, not to residents of the areas targeted for development. It only takes about a year to prepare, drill and frack a shale gas well and about 98% of the employment associated with each well, of course only during this preproduction stage. This means new wells must be drilled and fracked each year just to sustain the majority of jobs in industry. Drilling and fracking jobs and any associated local spending on goods and services move from town to town resulting in short term boom and bust cycles that are often harmful to local communities over the long term. Estimates of amount of oil and gas and shale and other rock formations and estimations of how much will flow out of the new wells are highly uncertain. Meaning that royalty incomes are also highly uncertain and that the inevitable bust after a boom in drilling and fracking can come sooner then promised. Thank you.

PRESIDENT SCHULMAN: Thank you very much ma'am. We appreciate it. Our next speaker is Colleen Unroe. I hope I pronounced your name right. Good evening and I know your from Hudson. So, if you'll give us your name and your residential address please.

COLLEEN UNROE: My name is Colleen Unroe, my address is 1484 Carriage Hill Drive, Hudson, Ohio. And I wanted to come back again because I had so much fun the last time and...ya'll have the best Council Meetings, they are a hoot. So, really like straight up, so much fun. Okay so I...I talked a little bit last time about how I'm concerned about the public health threat that toxic shale gas development has on our communities but I wanted to talk a little bit more about the problems with jobs and how it...I get it, we're all trying to figure out jobs like their problems with a lack of jobs in Summit County and Portage County where I spend most of my time but also in Eastern Kentucky where I was talking before. But you know, my good buddy John Craft from Eastern Kentucky had worked in a coal mine and lost several fingers actually as an electrician in the coal mine and then he ended up working as a carpenter then became a...laid pipelines for the gas companies and his...and he did that because he had a little baby that he was trying to make sure had resources that she needed and what that meant in terms of the type of job that was is that he was pretty much everyday of the week he was not staying at home because he was staying in Virginia or Tennessee or other areas. And so he wasn't even getting to enjoy his...his daughter's life, you know. And so he ended up deciding that he didn't want to do that anymore even though it...it made their home more economically secure. He went back to being a carpenter. But really what he'd like to do is use his skills as...in electrical work and saw solar panels and I think...I realize ya'll don't have a lot of (*inaudible*) as the City Council to invest in that but there are a lot of universities here in Stark County that if we were pushing them, could really help to...to boost the green energy economy. I talked last time about my friend Brittany, her dad was being recruited to...to do site well huds here because...and they were going to pay them bank for coming here because...if he promised to not...or you know, to bust the unions. But Brittany's story is that she was a land agent so she...she would go and talk to folks, let's see if I can tell this story real quick. I'm not a good story teller (*inaudible*) But any way she was...she was trying to get different leases for folks for gas companies for gas and what happened was, there was a woman that they were trying really hard to get her mineral rights and she promised

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up and down, all across the way that they were going to protect their water. And oh, well her water, her drinking well got messed up and they contacted the company and they...her boss made her get off the phone because she was apologizing. She ended up taking the company credit card, took it Walmart and maxed it out to get...to get gallons of water and then she ended up quitting that job because she couldn't morally work at that kind of company. So, is that the kind of jobs we want to create here in Canton? I don't think so.

PRESIDENT SCHULMAN: Thank you very much. Our next speaker is Pastor David Morgan. Pastor, if you'll step forward and give us your name and your residential address please. And always, welcome.

DAVID MORGAN: David Morgan, I live at 922 27th St NE in Canton. There's been a lot said tonight about fracking and parks and I want to talk about public safety because these are issues of public safety, it's not just about cops and criminals. It's about the expectation that the citizens have that you who are our Elected Officials will protect us. Protect us from predatory companies and corporations who come and abuse our resources and disregard our safety and leave. About the will of the people, the you will fight for that as well as their protection. I find it ironic that there are more regulations, more mitigations, more remediations, more treatments, more process for cleaning the crap I put in my toilet then there is for the crap that these oil companies put into our ground. And you need to say that. You need to speak on behalf of these people to the legislature. You need to work with other cities and municipalities and governmental units to find ways to stand up to the State because God knows, this State legislature isn't all that smart. It writes its laws so stupidly that they can't even protect state parks from seizure of mineral rights by these companies. Come on folks, hold them accountable, that's what we pay you for. And if our Law Department isn't up to the job of finding the ways to prosecute these claims against the state and make these changes, then you need to hire some more lawyers because this is what we ask you to do, to be in behalf of the people, protective of our interests because I don't want Canton to become one of those cities like the Galinas of this Country or the Leadvilles, which rejoice when the lead mining and smelting came to their town and exists no more because that business, having raped them has left them to die. I don't want that from Canton and I require of you and expect of you that you shall protect the safety of this community and its resources, not just for me but for the generations of Cantonians that come after me. Please, in the name of the people and given my profession, in the name of God, do it.

PRESIDENT SCHULMAN: Thank you. Thank you Pastor Morgan. Our last speaker is Tracy Goodwin.

(INAUDIBLE FROM AUDIENCE)

PRESIDENT SCHULMAN: Okay, that concludes Public Speaks. I want to thank all of you for coming down tonight, we appreciate you being here. We appreciate the input that we've given you. Yes?

CLERK TIMBERLAKE: You didn't let her speak.

PRESIDENT SCHULMAN: Well I'm sorry, hold on.

CLERK TIMBERLAKE: It's Kristine Vaughan, remember you asked about her?

PRESIDENT SCHULMAN: Oh, Kristine do you want to come down. I apologize. That was not purposeful. I...the names on this are written all over, so I apologize.

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KRISTINE VAUGHAN: You will be happy to know that I'm not going to speak about fracking considering that it was taken off the Agenda. I'm going to speak about something else. And...and I do...

PRESIDENT SCHULMAN: But you have to give us your name and your residential address.

KRISTINE VAUGHAN: Okay, Kristine Vaughan, 1443 Saratoga Avenue, SW, Canton. I do have to apologize, I have a little bit of fire in my blood so I got a little worked up, ya know, when it was thrown off the Agenda. But I'm...I'm over it. So, I wanted to sort of piggy back on what Norma was saying about the foreclosure Ordinance and speak in support of that. Which, as stated, holds the banks accountable for the upkeep of the foreclosed properties. When neighborhoods begin to deteriorate esthetically, neighborhood pride is weakened and crime increases. I know that there are an abundance of vacant lots in the City of Canton where homes have been torn down as a result of the foreclosure crisis. A few years ago Mayor Healy, and I don't remember the year, I just read the article has expre...had expressed a desire to use this vacant land for something productive. I have spoken to a few Council Members about using some of the vacant land where the houses have been turned down after foreclosure for community gardens. There is a slew of longitude (*inaudible*) research that has been done on the benefits of community gardens and the increase in community involvement, give neighborhood residents access to healthy foods and affordable prices, decrease crime rates, increase the esthetic appeal of the neighborhood. Which thereby increases property values of the houses that are remaining. Areas that have been designated a food desert, like Ward 4 in Chris Smith's Ward, would benefit greatly by having access to real healthy food within walking distance of their homes. I urge Mayor Healy and Council to consider donating some of that vacant land for community gardening. Along with the foreclosure Ordinance, Canton's most ill effected neighborhoods could experience a much needed rebirth. There are an abundance of grants...abundance for urban community gardens and I would be happy to discuss this with any of you regardless of my feelings on fracking because this is completely separate business transaction.

PRESIDENT SCHULMAN: Thank you very much.

KRISTINE VAUGHAN: Thank you.

PRESIDENT SCHULMAN: Alright, that does conclude Public Speaks. I'm going to move through Informal Resolutions then Communications and First Reading Ordinances and then we're going to take a short break.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We're now under Informal Resolutions. We have none tonight.

COMMUNICATIONS

PRESIDENT SCHULMAN: We're under 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 JULY 30, 2012.

280. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON 4TH ST NE FOR FREDERICK L JR & HILDA BERNICE POORE (PARCEL #02-00349, LOT #26974). -

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COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

281. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON 3RD ST NE FOR PERRY & MARTHA A MILES (PARCEL #02-00913, LOT #1091). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
282. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON WELLS AVE NW FOR JACK & PAULA J MCCOURY (PARCEL #02-24170, LOT #3009). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
283. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON RAYNOLDS PL SW FOR KATHRYN VANDEBOGART (PARCEL #02-12182, PT LOT #641). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
284. COMM DEV DIRECTOR MILLER: AUTHORIZE MAYOR AND/OR SERV DIR TO ESTABLISH HOUSING REHAB PROG UTILIZING HOME PROG FUNDS IN AMT NOT TO EXCEED \$360,000.00 (INCREASE FROM PREVIOUSLY APPRVD \$240,000.00); PERMIT CONTRACTS TO BE AWARDED TO LOW AND MODERATE INCOME APPLICANTS THAT MEET HOME REQUIREMENTS; MAXIMUM GRANT OF \$40,000.00 TO EACH HOMEOWNER, 9 HOMES IN PROJECT. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
285. COMM DEV DIRECTOR MILLER: AUTHORIZE MAYOR AND/OR SERV DIR TO INCREASE AMT OF CONTRACT WITH HABITAT FOR HUMANITY FROM \$480,000.00 TO \$500,000.00 FOR CONSTRUCTION OF 7 HOMES FOR LOW TO MODERATE INCOME FAMILIES. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
286. COMM DEV DIRECTOR MILLER: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH AREA AGENCY ON AGING IN AMT NOT TO EXCEED \$30,000.00 TO PURCHASE FARMER'S MARKET FOOD VOUCHERS FOR LOW TO MODERATE INCOME CANTON SENIORS. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
287. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D5 PERMIT FROM TUSCORA REALTY CO LLC & BSMT & ROOF TOP PATIO TO TUSCORA REALTY CO LLC @ 520 CLEVELAND AVE NW. - RECEIVED & FILED
288. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D2 D2X AND D3 PERMIT FROM KD CLUB MGMT INC DBA THE SPOT TO DG HOLDING & MANAGEMENT CO INC DBA THE SPOT @ 2600 8TH ST NE & PATIO. - RECEIVED & FILED
289. SAFETY DIRECTOR REAM: AUTHORIZE SAFE DIR TO RECEIVE & APPROP EMS GRANT FUNDS IN AMT OF \$2,500.00. - FINANCE COMMITTEE
290. SERVICE DIRECTOR PRICE: AUTHORIZE SERV DIR TO ACT ON BEHALF OF THE CITY

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FOR NECESSARY PURCHASE ORDERS ASSOCIATED WITH ALL ASPECTS OF IMPROVEMENTS AT BUP REARICK PARK NOT TO EXCEED \$20,000.00 PER VENDOR. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

291. SERVICE DIRECTOR PRICE: RATIFY CONTRACT OF AFSCME LOCAL 2937 WITH CITY OF CANTON EFFECTIVE 1/1/12 THROUGH 12/31/13. - FINANCE AND PERSONNEL COMMITTEES
292. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 6/30/12. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: We're now under Ordinances and Formal Resolutions for the First Reading. Let the journal show that all Ordinances are being given their reading as required by State law. Madame Clerk would you please read the First Reading Ordinance by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #10 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #1. (1ST RDG) AN ORDINANCE AMENDING PART THIRTEEN - BUILDING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON BY THE ADDITION OF CHAPTER 1353, FORECLOSED PROPERTIES AND BUILDINGS
Referred to Judiciary Committee
- #2. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH THE YOUNG MEN'S CHRISTIAN ASSOCIATION (YMCA) IN AN AMOUNT NOT TO EXCEED \$50,000.00 FOR THE OVERALL MANAGEMENT AND SUPERVISION OF THE FACILITY AND PROGRAMMING AT THE EDWARD "PEEL" COLEMAN CENTER; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #3. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO JOB CREATION TAX INCENTIVE AGREEMENTS WITH GENERAL ELECTRIC OIL & GAS COMPANY; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee
- #4. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY (\$65,000.00 - POLICE ADMIN)
Referred to Finance Committee
- #5. (1ST RDG) AN ORDINANCE AMENDING PART THIRTEEN - BUILDING CODE OF THE CODIFIED ORDINANCES
Referred to Judiciary Committee

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- #6. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A \$130,000.00 CONTRACT MODIFICATION #1 WITH ARCADIS US, INC FOR THE NEXT PHASE OF THE SEWER MAPPING AND MODELING PROJECT, G.P. 1130; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Committee
- #7. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR PUBLIC SERVICE TO APPLY FOR, ENTER INTO AGREEMENTS AND ACCEPT FUNDS FOR THE 2013 PROGRAM YEAR FROM THE OHIO PUBLIC WORKS COMMISSION; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #8. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE CHANGE ORDER #2 WITH ABBOTT ELECTRIC, INC IN AN AMOUNT NOT TO EXCEED \$37,402.83 FOR THE LIGHTING RETROFIT CONTRACT, GP 1134; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO APPLY FOR AND TAKE RECEIPT OF AEP ENERGY EFFICIENCY GRANTS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #9. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO: ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR THE CONSTRUCTION OF A PICNIC SHELTER AS PART OF THE FAIRHOPE NATURE PRESERVE, G.P. 1128; RECEIVE LWCF FUNDS (TRAC) IN THE AMOUNT OF \$39,200.00 FOR THIS PROJECT; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AUTHORIZING THE CITY ENGINEER TO GENERAL CONTRACT THE DEVELOPMENT OF TRAILS, PARKING AREAS AND PARK FACILITIES; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Committee

(COUNCIL RECESSED AT 8:47 P.M. FOR THE FINANCE COMMITTEE TO DISCUSS ORDINANCE #10; RECONVENED AT 9:23 P.M.)

- #10. (1ST RDG) **ADOPTED AS ORDINANCE 105/2012** AN ORDINANCE APPROVING A TWO-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF CANTON AND AFSCME LOCAL 2937/OHIO COUNCIL 8; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance and Personnel Committee

MEMBER COLE: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Cole.

MEMBER COLE: It is 8:46 and I'd like to call Finance Committee to order.

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MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes, Leader.

MEMBER DOUGHERTY: We need to go into Executive Session.

PRESIDENT SCHULMAN: Right.

MEMBER DOUGHERTY: So, I think we need to do that first.

PRESIDENT SCHULMAN: Sorry Member Cole, I thought that's what you were going to do. But do we have a motion to go into Executive Session?

MEMBER DOUGHERTY: Mr. President, I move we move into Executive Session to discuss the Collective Bargaining Agreement between AFSME 2937.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you go into Executive Session. Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you the Motion carries. We're going to go into Executive Session. Yes, we have an Amendment, Director Price.

SERVICE DIRECTOR PRICE: I hate to be so technical about this but it's lawyers. Can we amend the Motion to include the personnel to be included in the...in the Executive Session? Which I would recommend that your Motion be amended to include City Council and the Clerk of Council, the Mayor Healy, Public Safety Director Ream, Public Service Director Price, Law Director Martuccio, Deputy Law Director Bates, Auditor Mallonn and Human Resources Director Perry.

MEMBER DOUGHERTY: So moved.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to amend the Motion for Executive Session according. By voice vote, all those in favor signify by saying aye. Those opposed no. The ayes have it.

NO REMARKS AMENDMENT TO EXECUTIVE SESSION PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: Now, what you're going to do is we're going to take a break and then go into Executive Session.

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PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President, I move we come out of Executive Session.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you come out of Executive Session. Any remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. The Motion carries. Leader.

MEMBER DOUGHERTY: We'll go into a Committee.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: Council will reconvene after its recess. Leader.

MEMBER DOUGHERTY: Mr. President, I move we suspend Rule 22A to place Ordinance 10 back on the agenda.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to place Ordinance 10 back on this evening's agenda. Any remarks? Hearing none Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance #10 is a legal part of your agenda. Leader Dougherty.

MEMBER DOUGHERTY: Mr. President, I move we suspend the Statutory Rules on Ordinance 10.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance 10. Any remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

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PRESIDENT SCHULMAN: Thank you Madame Clerk. The motion carries. Leader, you've heard the three readings.

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

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #10. Any remarks on this Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#10 ADOPTED AS ORDINANCE NO. 105/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance #10 has been adopted. It's about 9:30, I know most of you did not have a chance to take a break. We're going to take a break. We'll be back at 20 of 10.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: Thank you ladies and gentlemen. Let's move to Ordinances and Resolutions for the Second Reading. Madame Clerk will you please begin with Ordinance #11.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #11 THROUGH #19 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS :

- #11. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A ONE-YEAR SUPPORT CONTRACT WITH THE JAMES GROUP IN AN AMOUNT NOT TO EXCEED \$38,139.20 FOR ONGOING SUPPORT AND MAINTENANCE OF THE CITY'S ORACLE SOFTWARE LICENSES PURSUANT TO O.R.C. SECTION 125.04; AND DECLARING THE SAME TO BE AN EMERGENCY
- #12. (2ND RDG) AN ORDINANCE REPEALING THE INITIATED ORDINANCE ADOPTED BY THE ELECTORS OF THE CITY OF CANTON IN 1920 ESTABLISHING THE BOARD OF PARK COMMISSIONERS AND DISSOLVING SAID BOARD; AND REPEALING SECTION 539.15, PARK POLICE, OF CHAPTER 530, PARKS AND PLAYGROUND, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON
- #13. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A JOB CREATION TAX INCENTIVE AGREEMENT WITH CASE FARMS PROCESSING, INC. AND CASE FARMS, LLC; AND DECLARING THE SAME TO BE AN EMERGENCY
- #14. (2ND RDG) AN ORDINANCE ADOPTING THE CITY OF CANTON'S ALTERNATIVE TAX BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2013; AND DECLARING

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THE SAME TO BE AN EMERGENCY

- #15. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PURCHASE EASEMENTS IN CONJUNCTION WITH THE HARTVILLE/LAKE TOWNSHIP WATER MAIN EXTENSION PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
- #16. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH ONE COMMUNITY TO CONSTRUCT FIBER OPTIC COMMUNICATION LINES WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY
- #17. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE THE FINAL CHANGE ORDER (#2) FOR THE 2011, CITY PAVING CONTRACT NO. 2011-50, GP 1162 WITH CENTRAL ALLIED ENTERPRISES IN THE AMOUNT OF \$15,000.00; AUTHORIZING THE CITY AUDITOR TO PAY \$15,000.00 TO CENTRAL ALLIED ENTERPRISES; AND DECLARING THE SAME TO BE AN EMERGENCY
- #18. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONSULTANT CONTRACT WITH GLAUS, PYLE, SCHOMER, BURNS & DEHAVEN, INC. FOR ENGINEERING SERVICES RELATED TO THE MAHONING ROAD CORRIDOR (MAPLE TO GRACE), GP 1103; AND TO APPLY FOR AND RECEIVE GRANTS PERTAINING TO THIS PROJECT; AUTHORIZING THE AUDITOR TO ESTABLISH THE 4566 MAHONING ROAD CORRIDOR PROJECT, GP 1103 FUND; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY
- #19. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO EXECUTE A STORM SEWER EASEMENT AGREEMENT WITH DEVILLE DEVELOPMENTS TO REALIGN AN EXISTING STORM SEWER OWNED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Thank you very much Madame Clerk.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: Moving now to Ordinances and Formal Resolutions for their Third and Final Reading and vote. Will you please begin with Ordinance 20.

- #20. (3RD RDG) ADOPTED AS ORDINANCE NO. 106/2012 AN ORDINANCE AUTHORIZING THE LAW DIRECTOR TO ENTER INTO CONTRACT WITH N AND T RAILROAD, REPUBLIC STEEL IN THE AMOUNT OF \$1,672.00 TO PROVIDE PROSECUTORIAL SERVICES RETROACTIVE TO MAY 1, 2012; EFFECTIVE THROUGH DECEMBER 31, 2012; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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MEMBER DOUGHERTY: Mr. President, I move we adopt Ordinance 20.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 20. Any remarks?

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Cirelli.

MEMBER CIRELLI: I would like to ask the Law Director to please...he was on vacation and I spoke with Jane Carman but I'm still a little confused as to why it was retroactive and what have you.

PRESIDENT SCHULMAN: Director Martuccio.

LAW DIRECTOR MARTUCCIO: Thank you Mr. President. Member Cirelli, the date I believe was simply a...a...a point on a calendar in which the negotiations started. This is a law enforcement agency that's part of the railroad, they approached us and our Prosecutor entered into discussions with them as he would the several other Townships and Villages that we enter into contracts with to help advise and prosecute. Like any other Police Department, the contract is to talk to them about probable cause, search and seizure, arresting for scrap thefts and things like that. I...again, in my conversations with our Chief Prosecutor, Ty Hauritz, it was the date that spiked on the map in order to figure out how much to charge them. If this Council desires to amend this like write an Amendment, we have to adjust the amount accordingly. But again, it's to provide prosecutorial services. I understand there was some concern about why that date because of something that might have happened in early May but our Prosecutor, when I spoke with his said he was completely unaware of anything that had gone on in May that might be tied to this other than spiking it as a point which he started to give them some advice about thefts and such.

MEMBER CIRELLI: Mr. President, thank you Mr. Law Director Martuccio. Now I don't perceive them as a...a Township or a...or another Government agency. So maybe I'm missing something there because to me they're a business and if we start this with this particular business, are we opening pandora's box for others to come aboard the same. I mean we do have several other railroads around, other utilities that maybe might come forward to want to pay us to us our prosecutorial services and are we equipped to do that whenever some of us here feel that we can't even get our own Ordinances and things down here.

LAW DIRECTOR MARTUCCIO: Mr. President.

PRESIDENT SCHULMAN: Law Director.

LAW DIRECTOR MARTUCCIO: Member Cirelli, that's a good question. The Municipal Court here really is a misnomer, it shouldn't be called Canton Municipal Court. It should be called Central Stark County Municipal Court because our Court covers all of Central Stark County and the nearly 20 subdivisions that are in it. This is a law enforcement agency even though it's a corporation. They have the right to make arrests and site people into Court. If we don't do it for them, it's not a big deal to use because we've got plenty of...we've got thousands of cases that we prosecute...tens of thousands of cases that we prosecute any given year. We just thought it was a way to generate some revenue for the general fund and not have to have a special Prosecutor. If this Ordinance is turned

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down, these folks will have to use a special Prosecutor. I don't think that's a problem but if, you know, there could be an adjustment period for the Court system and a special Prosecutor whoever he or she is coming into our Court system. So again, it was a way that our Prosecutor offered to help community law enforcement agency, it was a way to generate some money without being too much of a burden on us. Because again, when the police come usually they ask questions about, is this a good theft, do we have probable cause, should we issue a citation, and if they do we agree to prosecute it for them.

MEMBER CIRELLI: So, Mr. President and Mr. Law Director, one more question. Then we could possibly see others coming forth with something like this potentially?

PRESIDENT SCHULMAN: Law Director.

LAW DIRECTOR MARTUCCIO: Mr. President, Member Cirelli. In theory we could. I'm not aware of that many more law enforcement agencies, you know, other than university police for example. But Stark State, Kent State Stark, they prosecute in Jackson. I'm not aware of any police...state police, university or college police for example in our district.

PRESIDENT SCHULMAN: Director Ream.

SAFETY DIRECTOR REAM: Yes, Mr. President. Member Cirelli, due to the railroad crossing state lines and into different jurisdictions, they have by Federal law the right to establish law enforcement agencies in the individual states. That's where they get the power to actually perform police services. It's specific to the railroads. So, we're not going to have other businesses coming in and requesting our services like these folks. It's, as the Law Director described the service, it will be specific to them in our community and they do have the right to have police powers in the State of Ohio.

MEMBER CIRELLI: Mr. President and Mr. Safety Director Ream, thank you for the explanation. I did do my homework before this meeting whenever I called the Law Director's Office and had she referred me to you, I could have got the answer but that didn't happen. So, I appreciate that. So, thank you very much.

PRESIDENT SCHULMAN: Well I'm glad you got the answers and very good questions Member Cirelli. Any other...

MEMBER FISHER: Mr. President.

PRESIDENT SCHULMAN: ...yes Member Fisher.

MEMBER FISHER: Just quickly, you know, I was the one that originally brought that up in Committee about the retroactive date and you know, I've spoken...you know, obviously with the Law Director on it at that time and since. I'm comfortable with supporting this. You know, from his answer and from the other research that I did. But I just wanted to point that out because I know I originally brought up that question about the retroactive date. Thanks.

PRESIDENT SCHULMAN: Thank you Member Fisher. Any other remarks on Ordinance 20? Hearing none, Madame Clerk roll call vote please.

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NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#20 ADOPTED AS ORDINANCE NO. 106/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance #20 is adopted. Ordinance 21 please. Ordinance 21 has been withdrawn. Ordinance 22 please.

#21. (3RD RDG) ***WITHDRAWN AN ORDINANCE AUTHORIZING DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO A LEASE AGREEMENT(S) FOR MINERAL RIGHTS ON SELECTED CITY OWNED PROPERTIES***

#22. (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 107/2012** AN ORDINANCE AMENDING SECTION 181.14, ALLOCATION OF FUNDS, OF THE CODIFIED ORDINANCES

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President, I move we adopt Ordinance 22.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 22. Any remarks under this Ordinance?

MEMBER DOUGHERTY: Mr. President I move we amend Ordinance 22 per the copy in front of all Council Members.

MEMBER GRIFFIN: Seconded.

AMENDMENT

Pursuant to Rule 36, I move to amend Agenda Item No. 22 by the substituting the Ordinance attached to this Amendment for the Ordinance currently pending before Council.

PRESIDENT SCHULMAN: It's been moved and seconded to amend Ordinance 22 by virtue of the copy before each Member of Council. Are there any remarks? Law Director, would you wish to explain the Amendment?

LAW DIRECTOR MARTUCCIO: Yes, thank you Mr. President. Members of Council, the Ordinance as originally written is still intact and it simply adds Municipal street light utility payments to Codified Ordinance Section 181.14 which allocates capital funds. The addition, the Amendment in front of you simply adds to that an appropriation for \$400,000.00 to begin paying for street utility payments...street light...street lighting utility payments. Thank you.

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PRESIDENT SCHULMAN: Thank you Law Director. Any other remarks? All those in favor in the Motion to amend by virtue of the copy before each of you, signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. The Motion carries. Leader.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 22 as amended.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 22 as amended. So what you're voting on is the Ordinance as Amended. Any remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 2 NAYS
(MEMBERS HAWK & MACK VOTED NAY)

CLERK TIMBERLAKE: Ten yeas, two nays Mr. President.

#22 ADOPTED AS AMENDED AS ORDINANCE NO. 107/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 22 is adopted. Ordinance 23 please.

#23. (3RD RDG) **ADOPTED AS ORDINANCE NO. 108/2012** AN ORDINANCE AMENDING SECTION 181.05, RETURN AND PAYMENT OF TAX; REFUND, AND SECTION 181.15, CREDIT FOR TAX PAID TO OTHER MUNICIPALITY AND JOINT ECONOMIC DEVELOPMENT DISTRICT, OF THE CODIFIED ORDINANCES

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: I move we adopt Ordinance 23.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 23. Any remarks under this Ordinance?

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Member Morris.

MEMBER MORRIS: Okay, I was prepared to vote in favor of this because I'm one of the people that it directly

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affects. As many of you know, we've been bombarded over the last couple of days with calls from the trade unions and to my surprise, it was unrelated to this Ordinance. And after some discussions with quite a few of my fellow tradesmen, the construction workers in the City limits of Canton are really going to take it on the chin with this Ordinance. Monday, you'll...Monday of one week you're in Youngstown then the next thing you know, you're in Cleveland, you're bouncing around from City to City. A lot of these folks live right here in the City limits of Canton. Okay, which before we used to get 100% tax credit. Now what we're going to do is take these construction workers and they're going to have to file multiple returns and on top of that, with work being seasonal at times if they are late filing their quarterly taxes now they're going to get hit with a 9% penalty. And a lot of the tradesmen, Carpenters, Electricians, so forth and so on, I guess in some ways you can say we're sort of like a traveling circus, we never know where we're going to be working. This is directly going to affect their livelihood and their union jobs. So, I will be voting no.

MEMBER FISHER: I, like Member Morris, I was initially very supportive of this and, you know, over the last few days having conversations about the affect it's going to have on the construction industry which is very near and dear to me, you know, under the way it's currently formatted, I...I...unfortunately I'm going to have to vote no on it. Thank you.

MEMBER WEST: Mr. Chairman.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Just for a point of clarity and maybe I don't understand. Pri...this is...you're saying that people live here but their working in other places, kind of like everyone else and you're saying that the services rendered here, we should then give them the increase at 100% is that correct? I...I...maybe I don't understand because initially...

PRESIDENT SCHULMAN: Member Morris, do you want to respond?

MEMBER MORRIS: Normally, I...my company is based out of Akron, Ohio, which is 2.25%. Okay, when I file my Canton income tax, I don't have to pay anything because I'm getting 100%..okay...increase...or credit....

PRESIDENT SCHULMAN: Credit.

MEMBER MORRIS: The way it currently is working now for example, I have a crew working in Massillon, they are paying Massillon City income tax. Next week they'll be in Cleveland. They'll be paying Cleveland income tax. These tradesmen are bouncing all over the state, working a month here, working a month there are multiple tax rates. Long story short, they're going to end up paying more at the end of the year and they feel as if they're being penalized because they don't work at home.

PRESIDENT SCHULMAN: Member West. Any other remarks? Hearing none, Madame Clerk roll call vote please on Ordinance 23.

NO REMARKS

ROLL CALL 6 YEAS, 6 NAYS

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(MEMBERS CIRELLI, HAWK, FISHER, MARIOL, MACK & MORRIS VOTED NAY)

CLERK TIMBERLAKE: Six yeas and six nays Mr. President.

PRESIDENT SCHULMAN: Well once again I...I am going to cast the vote in favor of this and it will be a yea vote and the Ordinance is adopted.

#23 ADOPTED AS ORDINANCE NO. 108/2012

PRESIDENT SCHULMAN: Ordinance #24 is adopted.

#24. (3RD RDG) **ADOPTED AS ORDINANCE NO. 109/2012** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOTS 22, 23 AND 24; AND DECLARING THE SAME TO BE AN EMERGENCY (MARKET SQUARE @ 300 MARKET FOR CITY OF CANTON)

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 24.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt 24...Ordinance 24. Any remarks under this Ordinance?

MEMBER FISHER: Mr. President.

PRESIDENT SCHULMAN: Member Fisher.

MEMBER FISHER: Just to be clear, because I know this has been brought up several times so we could...or Director Price, this is changing nothing other than the fact that we are currently paying property tax on the entire lot because it generates revenue and by doing this replat, we will all...the City, which is tax exempt on anything it's not generating revenue on will only be paying income tax on the parking lot...or property tax on the parking lot portion and nothing on the green space, there's no change in the way we're doing...it's not going to...we're not going to put a building on it next week. Am I incorrect in this sir?

PRESIDENT SCHULMAN: Director Price.

SERVICE DIRECTOR PRICE: No, you are not incorrect. (*Laughter*) Sorry, you currently have 3 lots that make up that (*inaudible*). We placed a parking lot that crosses property lines on the one end of the property, okay. And this map is attached to the Ordinance and I'm sure you've looked at it. But Municipalities, contrary to property belief, we are not immune from property tax. For every parcel of City owned property that we acquire, for any property the City buys or is gifted, we have to file an exemption with the State of Ohio. For instance, we currently pay property

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taxes on all of our parking decks and surface lots. We pay taxes on the Southeast Community Center because it is technically income generated. Now the State's definition of income generating apparently does not include the requirement that you make a net profit. Because while we generate income on some of these properties, nine out of ten times, we're City Government, we actually end up losing money on it and even more money because we have to pay property taxes. So, all we're doing by splitting the parking lot off and replatting this to reflect that change is number one, we no longer have property lines going through the parking lot. Number two, while the parking lot we will ultimately have to pay taxes on we'll be able to file the...or have filed the exemption on the remainder. Which if there's a parking lot on that, property would not be approved. We would end up paying a full tax on a property that, while vacant, the County Auditor is probably going to appraise for an amount that would reflect a vacant commercial property in a downtown that's doing pretty darn well. So, this enables us....to be honest, once we file the exemption on the property and it's City owned, we're not paying taxes on it, in some ways it protects it more than it is now. Because now, if we filed for the exemption and we're to be denied and we'd be paying taxes on a property that's going to be taxed as really a commercial piece of property. We won't be paying taxes on the remainder. We will end up paying taxes on that one little parking lot but then that, you know, savings will be substantial for what is really just a procedural map that we've taken care of by redrawing the lot.

MEMBER WEST: Mr. Chairman, this is in Ward 2 and....

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Yes, this is in Ward 2 and you know, I appreciate you guys' support. In addition to what he has said, we are not building a building with this particular Ordinance and in the future, you know, there is a committee currently looking to improve that lot for the same recreational use that we're using currently to make it more a class act where we attract people downtown and we'll continue to try to do that within that lot. Thank you.

PRESIDENT SCHULMAN: And Member West, in addition, you know because you've led the charge on this and you're to be commended, it's not only protecting that lot, it's increasing the green space potentially downtown. Despite what some people may think. Any other remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#24 ADOPTED AS ORDINANCE NO. 109/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 24 is adopted. Ordinance 25 please.

#25. (3RD RDG) **ADOPTED AS ORDINANCE NO. 110/2012** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATting OF PART OF LOT 42554; AND DECLARING THE SAME TO BE AN EMERGENCY (34TH ST & MORRIS NE FOR DON MOORE)

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 25.

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MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 25. Any remarks under this Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#25 ADOPTED AS ORDINANCE NO. 110/2012

PRESIDENT SCHULMAN: Ordinance 25 is adopted. Ordinance 26 is withdrawn. Ordinance 27 please.

#26. (3RD RDG) ***WITHDRAWN AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY (PARCELS 306138, 305896, 10002406 & 305898 FOR CENTRAL ALLIED ON HARMONT NE)*** **PUB HRG 7/30/12 @ 7:30 P.M.**

#27. (3RD RDG) **ADOPTED AS ORDINANCE NO. 111/2012** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE BROAD AVENUE ANNEXATION AREA CONTAINING APPROXIMATELY 0.179 ACRES; ASSIGNING SAID TERRITORY TO WARD 1 OF THE CITY; ZONING SAID TERRITORY AS R-1A (SINGLE FAMILY RESIDENTIAL); AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG 7/30/12 @ 7:31 P.M.**

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 27.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 27. Any remarks under this Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#27 ADOPTED AS ORDINANCE NO. 111/2012

PRESIDENT SCHULMAN: Ordinance 28 is adopted. Ordinance 29 please.

CLERK TIMBERLAKE: We are on 28.

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PRESIDENT SCHULMAN: I'm sorry, excuse me. Ordinance 27 is adopted. Ordinance 28 please.

#28. (3RD RDG) **ADOPTED AS ORDINANCE NO. 112/2012** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT IN AN AMOUNT NOT TO EXCEED \$200,000.00 FOR THE EVALUATION OF THE LARGE AND CRITICAL WATER VALVES AS PART OF THE WATER DEPARTMENT'S VALVE MAINTENANCE PROGRAM AND GEOGRAPHICAL INFORMATION SYSTEM (G.I.S.) MAPPING PROGRAM; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 28.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 28. Any remarks under this Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#28 ADOPTED AS ORDINANCE NO. 112/2012

PRESIDENT SCHULMAN: Ordinance 28 is adopted. Ordinance 29 please.

#29. (3RD RDG) **ADOPTED AS ORDINANCE NO. 113/2012** AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO A CONSTRUCTION CONTRACT FOR THE CONSTRUCTION OF 38TH STREET NW AND GUILFORD AVENUE, INTERSECTION IMPROVEMENT PROJECT, G.P. 1175; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY (\$70,000.00)

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 29.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 29. Any remarks under that Ordinance? Hearing none, Madame Clerk roll call vote please.

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NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#29 ADOPTED AS ORDINANCE NO. 113/2012

PRESIDENT SCHULMAN: Ordinance 29 is adopted. Ordinance 30 please.

#30. (3RD RDG) **ADOPTED AS ORDINANCE NO. 114/2012** AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO A CONSTRUCTION CONTRACT FOR THE CONSTRUCTION OF 16TH STREET NW, ROADWAY PROJECT, G.P. 1176; AMENDING APPROPRIATION ORDINANCE NO, 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY (\$225,000.00)

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 30.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 30. Any remarks under this Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#30 ADOPTED AS ORDINANCE NO. 114/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 30 is adopted. Ordinance 31 please.

#31. (3RD RDG) **ADOPTED AS ORDINANCE NO. 115/2012** AN ORDINANCE AUTHORIZING AND CONSENTING TO RESURFACING OF HARRISON AVENUE (CR254) FROM SLM 9.41 TO SLM 9.57 WITHIN THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 31.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 31. Any remarks under this

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Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#31 ADOPTED AS ORDINANCE NO. 115/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 31 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We now move to Announcement of Committee meetings.

MEMBER COLE: Mr. President.

PRESIDENT SCHULMAN: Member Cole.

MEMBER COLE: Finance will meet August 13th at 6:30 PM.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Leader Dougherty

MEMBER DOUGHERTY: Public Property Capital Improvement will also meet that evening at 6:30.

PRESIDENT SCHULMAN: Thank you. Member Smith.

MEMBER SMITH: *(Inaudible)*

PRESIDENT SCHULMAN: Thank you. Any other announcements?

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Yes Member West.

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

PRESIDENT SCHULMAN: Great. Thanks.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: We're now under Miscellaneous Business, is there any?

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

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MEMBER HAWK: Quickly because the hour is late. I'd like to thank everyone who took the time to express their sympathy and condolences at the loss our family experienced. Knowing that all of you felt that way really helped us through our sorrow. Again it's greatly appreciated. That's just...the residents, the Council Members, the staff, our Council President, the Administration, the Law Department and my good friend Mr. Mallonn, thank you sir.

PRESIDENT SCHULMAN: Thank you Member Hawk. Any other...and you know you have our deepest condolences.

LAW DIRECTOR MARTUCCIO: Mr. President.

PRESIDENT SCHULMAN: Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: I so enjoyed Mr. Warren Price's simile about the chocolate and the peanut butter that if he brings Reeses Cups for everybody next Council Meeting, I'll reimburse him. *(Laughter)*

PRESIDENT SCHULMAN: Thank you Law Director. Any other remarks?

SAFETY DIRECTOR REAM: Mr. President.

PRESIDENT SCHULMAN: Director Ream, I'm sorry.

SAFETY DIRECTOR REAM: Just briefly, we're here at Hall of Fame time again this year. Our City Departments, both on the safety and service side have put in much planning as is done on a yearly basis and I can assure you that from a City services perspective, we're ready for the events.

PRESIDENT SCHULMAN: Good, great job and congratulations on being named "Director in Security." Any other remarks? Leader Dougherty.

MEMBER DOUGHERTY: I move we adjourn.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adjourn. Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Meeting is adjourned. Safe trip home everyone. Thank you. *(Gavel falls)*

ADJOURNMENT TIME: 10:07 P.M.

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ATTEST: AUGUST 10, 2012
CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

APPROVED: AUGUST 10, 2012
ALLEN SCHULMAN
PRESIDENT