

MINUTES OF THE MEETING JULY 1, 2013

PRESIDENT SCHULMAN: Good evening ladies and gentlemen and welcome to Canton City Council. We appreciate you coming down. We have a number of speakers on all sorts of subjects tonight which we always appreciate. Before we begin our meeting, we lost 19 firefighters today in the west fighting a battle and obviously we've been talking about firefighters both last week and this week and certainly our hearts and prayers go out to their families and their loved ones and should be a remembrance to all of us that our first responders put their lives on the line everyday. So with a quorum being present, the Chair calls 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)

ALL COUNCIL MEMBERS PRESENT.

CLERK TIMBERLAKE: All present, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Tonight's invocation, will be given by my friend, Ward 3 Council Member Jim Graffin, Griffin. If you will stand and apparently he's not a very good friend, I don't even know his name. Will you please stand and remain standing for our Pledge of Allegiance.

The regular meeting of Canton City Council was held on July 1, 2013 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 3 Council Member, James Griffin. The Pledge of Allegiance led by President Schulman.

PRESIDENT SCHULMAN: Thank you Member Griffin. Leader.

AGENDA CORRECTIONS & CHANGES

MEMBER DOUGHERTY: Mr. President, I move we suspend Rule 22A to add 2nd Reading Ordinances 14, 16 and 17 and no longer be Reconsidering 18.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to Suspend Rule 22A to the 2nd Reading Ordinances 14, 16 and 17. 15 will be Retained in Committee. There will be no action taken on Ordinance 18. Are there 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 Member Clerk. The Motion carries. Rule 22A is suspended and the Ordinances are a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We turn now to Public Hearings and we actually have four this evening so if

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you'll bear with me. The first is scheduled for 7:30 and it's 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; THE PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME AT 133 HARRISON AVE SW FROM R-1A (SINGLE FAMILY) TO PR-3 (PLANNED GENERAL BUSINESS) IN WARD 5. Is there anyone in the audience wishing to speak for or against this Zone Change, will you please step forward. And I see one gentleman is coming forward. If you'll step forward sir and give us your name, your residential and welcome to Canton City Council.

JOHN WOJTILA: Thank you. My name is John W-O-J-T-I-L-A and my residential address is 27924 Gilchrist Drive, Euclid, Ohio and I'm here as an employee of Zaremba Group. We are a developer for CVS Pharmacy and I'm here in support of not only this item but the following three items. I presented a couple weeks ago to the Committee a redevelopment of the southwest corner of Tuscarawas and Harrison Street where we'd be removing, demolishing 8 different properties with 8 different structures and in place we'd be building a new CVS Pharmacy. We'd be consolidating many of the driveways that exist, currently exist along both Tuscarawas and Harrison to one driveway along Harrison. That drive would be lined up with the existing traffic signal there and it would be a shared driveway where it would also serve the adjacent strip center to the west of the proposed CVS Pharmacy. In total we'd be eliminating about 5 curb cuts and we'd be revising one traffic signal at that location so it's a very well thought out, comprehensive plan where it takes into account all the conditions around the current situation and will result in a very good project for not only this area but for all of Canton. So I request your support on this item and the following three items. Thank you.

PRESIDENT SCHULMAN: Thank you very much sir. We appreciate your input. Any other speakers? If you'll step forward sir. Good evening. Welcome to Canton City Council. If you'll give us your name and your residential address.

RICHARD ALTMAN: Good evening Council. Richard Altman. 6108 Burgess Road NW, Canton, Ohio 44718. I represent CTHS, LLC. We'll be a neighboring building to the CVS drugs that we just talked about and as an investment in the city and putting people to work, we think it would be a great thing to see the houses that are next to us come down. It's be a real problem for TD's Tailgate Grill who made a major investment in the city and we just would like to see this project happen. It's definitely the gateway to the city as you come off the freeway and fixing the traffic problem on Tusc by adjusting the traffic control signals would be a big help in that area. Thank you very much.

PRESIDENT SCHULMAN: Thank you Mr. Altman. We appreciate all you do for our community. Good evening sir.

STEVE KARAPASHA: Good evening.

PRESIDENT SCHULMAN: If you'll give us your name and your residential address please.

STEVE KARAPASHA: I'm Steve Karapasha. I live at 6676 Scarborough Road NW in Canton, Ohio. I own property on Harrison Avenue and I'm supporting the project. I'm also the Chairman of the Board of CBB in Stark County and I think it's having the project going in front of, as you come off the highway to see that versus what you see now would be a great improvement for the city, for the county. Thank you.

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PRESIDENT SCHULMAN: Thank you sir for your public service. We appreciate it. Is there anyone else wishing to speak for or against this particular Zone Change? Yes sir. If you'll step forward and give us your name...now you know this is on these properties. Alright. If you'll step forward and give us your name and your residential address.

JAMES PARKER: James Parker. 630 Penny Street SE, SW rather, SE, North Canton, Ohio. Of course Rick Altman, pillar of the community, Steve Karapasha, President of the AAA. These gentlemen are bringing a wonderful investment to the city. My concern slightly is that the green space across from there that is the ramp and the highway in there, there's a triangular area, I'd like to see that utilized for some type of public art to help celebrate the fact that we're the football Hall of Fame city. I believe Donald Lundstrum, the famous sculptures who's done a lot of number, numerous pieces around town, has a recent story in The Repository from 2009 requesting that a giant football receiver be placed there. He has plans for one. I've never heard anything about it since. I think it would distinguish the area nicely, enhance it, give it some more class and add to and make it greater than and not lesser than. I hope you move this forward for Mr. Altman and his investors. Thank you.

PRESIDENT SCHULMAN: Thank you very much. Anyone else on this first Zoning recommendation? Yes sir.

(Inaudible from the audience)

PRESIDENT SCHULMAN: If you could just give us your name and, you don't have to give us your address but just make sure the record knows who you are.

JOHN WOJTILA: Thank you. John Wojtila, Zaremba Group and I just failed to mention that we are working hard to promote the use of local labor for the project. We're currently out to bid and we've taken great lengths to make sure everybody's aware in the community that we are out to bid and we're currently looking for a lot of local labor to be involved in the project.

PRESIDENT SCHULMAN: Well you've hit every good buzz word that we can hope for. *(APPLAUSE)* Thank you sir. I'm sure Director Williams had nothing to do with that. The second is at 7:31. 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; THE PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME AT 127/129 HARRISON AVE SW FROM R-1A (SINGLE FAMILY) TO PR-3 (PLANNED GENERAL BUSINESS) IN WARD 5. Again is there anyone in the audience wishing to speak for or against this Zone Change? I have to repeat this. Is there anyone in the audience wishing to speak for or against this particular Zone Change? No one has stepped forward so I assume no one has anything further to say. The next is scheduled for 7:32 and it's 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; THE PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME AT THE SW CORNER OF DRYDEN AVE SW & GROVE PL SW FROM R-1A (SINGLE FAMILY) TO PR-3 (PLANNED GENERAL BUSINESS) IN WARD 5. Is there anyone again in the audience wishing to speak for or against this Zone Change, please step forward. Seeing no one step forward, I have to repeat it again. Is there anyone in the audience wishing to speak for or against this Zone Change? No one has stepped forward so we turn to the one scheduled last at 7:33. Again it's AN ORDINANCE VACATING PORTIONS OF DRYDEN

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AVENE SW AND GROVE PLACE SW AND APPROVING AND ACCEPTING THE DEDICATION OF PARTS OF LOTS 9747 AND 9748 FOR STREET PURPOSES; AND DECLARING THE SAME TO BE AN EMERGENCY; THE PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME IN WARD 5. Once again, is there anyone in the audience wishing to speak for or against this particular Zone Change? Is there anyone in the audience wishing to speak for or against this Zone Change? Going once...seeing no one come forward the matter now hands, rests in the hands of Council and the Ordinance will follow later this evening. I want to thank all of you, all of the speakers for coming down. I know this is a very, very worthy project and we congratulate you and wish you the best of success.

OLD BUSINESS

PRESIDENT SCHULMAN: Now we turn to Old Business and I will ask the Chief of Staff, Warren Price if he has any Old Business.

DIRECTOR PRICE: Um, not really. Well, I do want to say...I see Mr. Cote sitting out there who I was supposed to meet last Monday and I was detained and I realized he had tried to make contact with me seeing as I did not call him back so I wanted to tell you, I will call you. I apologize for that. Seeing him reminded me of that but other than that, no I have nothing.

PRESIDENT SCHULMAN: OK, thank you for that citilating report to City Council.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We're now under Public Speaks. We do have a number of speakers this evening and you'll have to forgive me. The first speaker is John W, John W are you here? I'm sorry I just cannot read your last name sir. I'm sorry. Kerestes. I'm sorry, thank you. If you'll step forward Mr. Kerestes and give us your name and your residential address please and welcome to Canton City Council.

JOHN KERESTES: Thank you. My name is John W. Kerestes III. My address is 1621 Trinity Place NW, Canton, Ohio 44709. The reason why I'm here gentlemen and ladies is a serious matter in our neighborhood which can, becomes a constant problem. I've been there for 10 years and I see it grow worse and worse. You can't pull in your drive. You can't back out of your drive without people racing up and down the streets. We had cops, police monitor this road last year, you put out a 20 mile an hour sign. Anybody stops at 20 mile an hour signs and then you take it away and they're going to start speeding again. They're doing it again. And last year we had gunshots in the neighborhood. It's becoming worse and worse and it's got to do with the property, apartments right down below us and we need something really done. I mean we got couples. We got older folks who live in this neighborhood longer than I have and they've seen the same thing. It's just getting tragic. You can't walk your dogs. You can't go outside you know, I mean big noise. I mean people playing stereos all hours of the night, waking up little babies and stuff in the neighborhood. This is a constant thing. I mean they're just racing up and down the road. You tell them to slow down and you know, they'll stop and they'll cuss you out, swear you out and everything else, you know. It's just getting ridiculous and last week we had an incident where a neighbor just yelled at the guy, told him to turn it down, my babies sleeping. He slams on his brake. He says well I got the right to play my music as loud as I want and I bought this vehicle and I bought, you know, he's allowed...he's just mouthing off and I swear to God, I seen this guy bend over and reach between his seats like he was going to grab a gun and shoot my neighbor. Now that's what you call gang banger or whatever. Don't matter what race, color, sex, whatever, it don't matter. These people in this neighborhood deserves peace and quiet and people in that apartments, you know not all of them, just some

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of them are causing trouble. That's all I got to say. Thank you.

PRESIDENT SCHULMAN: Thank you very much sir. (*APPLAUSE*) Our next speaker is Carissa Kerestes. Good evening. If you'll step forward ma'am and give us your name and your residential address and welcome.

CARISSA KERESTES: Hi, I'm Carissa Kerestes. I'm a, I live on 1621 Trinity Place and I've been there 10 years and between, we're between Myrtle and Ivanhoe and there are stop signs on both corners and they race from stop sign to stop sign right out of the apartment complex. I will not let my children out, out past our driveway to ride their bikes or do anything and it's really sad. I'm just here to back up my husband and the rest of my neighbors and I just don't want to repeat anything that they're all going to say but if any of you would neighborhood, I mean we live in a nice neighborhood and have these kind of issues that should not be happening. I just hope that there's something that can be done.

PRESIDENT SCHULMAN: And the apartment complex that you're referring to?

CARISSA KERESTES: The Legends and we're part of the Harrison Hills Association. (*APPLAUSE*) Thank you.

PRESIDENT SCHULMAN: Thank you very much ma'am. Our next speaker is Janice Hamilton. Miss Hamilton if you'll step forward also and give us your name and your residential address and again welcome to Canton City Council.

JANICE HAMILTON: Thank you very much. Janice Hamilton. 1625 Trinity Place. I am a neighbor of our two speakers before me. I've been in the neighborhood almost 26 years. The neighborhood has changed for the good and for the worse. When I moved there, there were very few children. We are now a very diverse neighborhood of homeowners who have newborn to high school students. It is a place where there is an accident waiting to happen because of the speeding down Trinity Place. I myself witnessed one of our seniors almost get hit at that corner. There is a stop sign there but she was coming from one direction on her bicycle, a car came down the hill without any hesitation and as she swung out to come up Trinity, she was almost hit by that car. This is a constant occurrence within our neighborhood, near misses. We have now younger families that have moved into our neighborhood. We have children in strollers. We have a larger number of children who are riding bikes as well as adult bike, bike riders. It's not a safe block or corner and I'm sure our block to where the left turn is, I'm sure they're experiencing very similar near misses. It is not a boulevard, it is a city street. We have no on parking. Everyone has driveways. So it's not extra wide street it's just that when those cars come down Trinity Place, they take the center and they take off from either the top of the hill down to the bottom without any hesitation at the stop sign straight into the apartment complex or they stop at the sign coming out of the complex and shoot up the hill. So my neighbors are referring to something that we witness all the time. We have repair trucks coming through also not really aware of what the Ordinance is for a city street. We have people coming to pick up residents in the apartment complex that also, whether they are aware or not, they're not obeying the Ordinance for a speed limit on a city street, so we have a situation where a the occurrences are more often and in Sunday's paper, I want to quote Charita Goshey, she said "These are things that chip away at our communities, our neighborhoods, speeding, trash". We don't have a problem with that. We do have an owner of our apartment complex, that's (*buzzer sounds*) Oh, that's my time up?

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PRESIDENT SCHULMAN: Yea, sorry.

JANICE HAMILTON: OK, well I appreciate any attention that you can give and Harrison Hills will be present.

PRESIDENT SCHULMAN: Thank you. Thank you very much Miss Hamilton. (*APPLAUSE*) Our next speaker is C. David Morgan. Pastor Morgan good evening. As always, welcome to Canton City Council. If you'll step forward and give us your name and your residential address please.

C. DAVID MORGAN: David Morgan. I live at 922 27th Street NE in the city. Just a brief thank you to the city for the Beautify a Neighborhood Program. It is that which involves getting together neighbors and city workers to clean streets, clean out the gutters, do whatever is necessary to help beautify a neighborhood. We in Colonial Heights had the city workers today. I was privileged not only to work along side them, but sit down and have lunch with them. A great time and we don't often see down here or actually in our neighborhoods, the folks who do the really hard work and heavy lifting of the city. We got to see that today and I would simply thank you and the city for the program. Commend to you those who work for the city as, as extraordinarily hard workers and great people who are committed to our city and also to encourage other neighborhoods and Neighborhood Organizations to take advantage of the opportunity that can be gleaned in having a Beautify a Neighborhood Day and getting to know better those of the city workforce who are in our neighborhoods often unseen and often unsung. We praise them and we thank you.

PRESIDENT SCHULMAN: Thank you Pastor Morgan. (*APPLAUSE*) Our next speaker is John Neal Honabarger. Honabarger excuse me. If you'll step forward sir and give us your name and your residential address and welcome to Canton City Council sir.

JOHN NEAL HONABARGER: Thank you your honor. My name is John Neal Honabarger. My address is 1626 Trinity Place NW, Canton, Ohio. Most of what I have to say has already been said but I just reiterate. On behalf of Trinity Place NW, Canton, Ohio 44709 property owners and residents, I respectfully address Canton City Council Members with regards to three specific neighborhood issues. The first two issues consist of excessive speeding and loud music from passing motor vehicles on Trinity Place. Observations have shown that subjects of such violations are not responsive to any behavioral changes or modifications and this is my recommendation that we would have, the first recommendation is the placement of a speed bumps at strategic street locations. Number 2 is the posting of a sign stating existing speed limits and acceptable noise limits and the third issue I just want to bring up is, I would like to make a plea in regards to a security light on the corner property of 1621 Trinity Place NW. It is in need of a brighter bulb. Thank you your honor.

PRESIDENT SCHULMAN: Thank you sir very much. (*APPLAUSE*) Our next speaker is Joyce Angered. Miss Angered good evening. Welcome. I know I have your name right this time, I hope. Great.

JOYCE ANGERED: I like the way you said it the last time a lot better than Angered.

PRESIDENT SCHULMAN: A little French I think. If you can give us your name and your residential address.

JOYCE ANGERED: Joyce Angered. I live at 5801 Acaudal Avenue NW, North Canton, 44720. Even though I have a North Canton address I was born and raised in the northeast area of Canton. I care about my

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hometown and this is why I'm here today. I do not want Canton to end up in a national press article such as North Ridgeville regarding house stray, feral cats are treated as same as rodents. I cannot make you personally like cats but, please remember you were chosen to represent your district because your district wanted you to represent them as a whole. How you vote regarding this issue reflects the trust everyone has placed in your hands. I understand Council decided that the city needs an Animal Control Officer. I am here representing the concerned cat advocates in Canton with who you have already seen by the standing room only last March meeting held at the Canton library. We as a community are asking that the city hires or subcons, contracts a humane Animal Control Officer who is trained in TNR which is trap, neuter and return when dealing with a cat complaint. AlleyCat Allies, it's a national cat advocate is willing to come and help the city adapt a program for free. No cost to the city. The City Council did discuss on June 24th possibly using a subcontractor for the remainder of the year. A one year contract based on a flat fee per call basis versus paying someone a lump sum of \$27,000.00 a year seems like it would result in a cost efficient way for the city to save money. Your decision to try a more humane approach will not only benefit one district but every district. I spoke with Canton Repository writer Matthew Rink. He plans on doing a follow up soon on June 11th article which he had written regarding City Council asks for an Animal Control Officer. Everyone is watching and waiting how each Council Member will vote in trying to find a more humane approach regarding our city's cats. Please let Mr. Rink's article be a positive one for the city of Canton and I thank you.

PRESIDENT SCHULMAN: Thank you very much Miss Angerer. Appreciate it. Our next speaker is Vicki Boatright. Miss Boatright welcome as always to Canton City Council. If you'll give us your name and your residential address please.

VICKI BOATRIGHT: Thank you. I got this on my phone cause I took my notes on my phone so I hope don't need it.

PRESIDENT SCHULMAN: That's OK.

VICKI BOATRIGHT: My name is Vicki Boatright and my address is 2103 17th St NE in Canton. I have moved since the last time I spoke with you. I no longer live downtown. I am still concerned about the downtown issues but I have other issues to address tonight. I'm now enjoying the experience of living in the northeast side of Canton and it is an enjoyable experience for the most part. I'm new to the city's garbage collection service as I had a private hauler when I was living downtown. Last week after following the rules for pickup that are posted on the city's website, my garbage was not picked up for the third time. I called the Sanitation Department to find out why and I was told that my trash can was too heavy. Despite the fact that I had a legal size can, 32 gallon and had double bagged the waste of my five cats properly inside bags of other trash as it states you're to do, the cumulative weight of separate small bags, each very manageable on their own was too much for the whole can. Rather than have the garbage collectors open the lid of my can and lift the bags out, I was told that I had to do this on my own and leave each bag out in the elements for pick up. I really don't mind doing this, it's not that hard even though I'm a 50 year old out of shape woman, I don't understand why I can do that easily but the garbage collectors can't. But there is this one thing, if you look at the ODNR website and every cat rescue website that addresses feral cats, you'll find that leaving garbage outside of a can is discouraged when you want to keep feral cats and wildlife out of your area. That's seems relevant to me in the discussion about animal control in our neighborhoods. I'm left with two questions. As our leaders, as leaders who form policy about the various functions of the city, do you contact agencies like the ODNR, Ohio Department of Natural Resources, who have expertise in specific areas and number 2, does the right hand ever check with the left hand to see if altering it's behavior might be the solution to the problem. We had a citizen committee last year that did consult with the experts and did consider the impact of

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changing the way garbage is left in an area visited frequently by animal pests. I urge you to look at the suggestions in, from that committee before passing any more ineffective laws and policies regarding this matter. As a citizen of Canton I not only want services I pay for, I want them to be effective best practices not something that has been shown to be ineffective and inhumane by the experts. I want garbage pickup that makes sense and a citywide program for wildlife and wildlife deterrents and TNR for feral cats. In light of the fact that there was a shooting a few blocks from my home last night, addressing animal control may seem like a small issue. As Charita Goshey noted in Sunday's Repository "Letting small stuff go leads to a tolerance of the intolerant." I urge us to deal with this issue in a proper way.

PRESIDENT SCHULMAN: Thank you.

VICKI BOATRIGHT: This is something we can fix. Thank you very much.

PRESIDENT SCHULMAN: Thank you very much Miss Boatright. Our next speaker is Bruce Nordman. Mr. Nordman good evening as always. Welcome to Canton City Council. (*APPLAUSE*) If you'll give us your name and your residential address please. That could be a first. I've never seen anybody applauded before they spoke.

BRUCE NORDMAN: Thank you for noticing. Good evening Mr. Mayor, Council President, Members of City Council. I'm here to express gratitude to the Police Department and the Fire Department and the service personnel for their magnificent and I underline magnificent job in assisting all of the citizens after the storm last week. I had the pleasure of being on the corner of one of the two focal for the storm at 17th and Logan. The Fire Chief was there. The Battalion Chief was there immediately, blocked off the streets. The Police Department was active. Sanitation workers did an outstanding job of cleaning up the after effects in a very, very pleasant way. I say kudos to all of the city employees and service personnel. We as citizens are extremely grateful. I'm not here tonight to talk about Group 175. You'll hear about that in due course. But I'm here on another mission tonight. The 4th of July's going to be the festive activity of the city for the celebration of the 4th of July at McKinley Monument and I will say that there has been the involvement of a lot of citizens to make this upcoming event a success at very reasonable prices. There's going to be a kick off at 6:00, picnicking at the McKinley Monument, followed by a 52 piece band which is going to celebrate this wonderful day in our history, followed by the fireworks. Now, we need volunteers to assist in this endeavor in terms of helping to park cars and to provide assistance the citizens. There will be free parking provided for those who do volunteer. You can see me immediately after the meeting and I will give you the pertinent information to assist you in this wonderful job. This is your city. This a great chance for us to celebrate the greatness of this city and I would like to see everyone participate and volunteering is one of those wonderful ways we can thank the city for the great job that it does. Thank you again.

PRESIDENT SCHULMAN: Thank you Mr. Nordman very much. Appreciate it. (*APPLAUSE*) Our next speaker is Douglas Vickers. Mr. Vickers good evening. Welcome. If you'll step forward and give us your name and your residential address please. Good evening sir.

DOUGLAS VICKERS: Good evening. My name's Douglas Vickers. I live at 1622 Trinity Place NW and I'm also part of Harrison Hills Neighborhood. We have a serious problem there. Just last week I was the, John was talking about the neighbor who had a gun pulled on him. That was myself. I did not enjoy that experience especially when I have a 4 month old son sitting in the house. We have a problem with speeding. I can't tell you how many times I've easily watched people do at least 40 miles an hour down that road. When

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my son grows up I planned on letting him play in my yard, I don't think I'm going to allow him to do that if it stays like this. I mean I work hard for what I do. I'm a union Ironworker. I love my neighborhood. I love my neighbors. I love everything about my neighborhood except for the problem I have now. I've lived in Canton for 21 years. I'm 23. I have lived on the northeast side. I just bought my house in, two years ago and already I see I made a mistake if this continues. At this point I don't want to have to get to the point where I have to sell my house, but if I have to, to get out of where this is at and what's going on there, I will. I don't want to move to another city because I love it here. Everything is close. I love Canton to death but you've got to help us. I mean there's just, there's no other way to put it. I, we need help. Please help us and that's all I have to say.

PRESIDENT SCHULMAN: Sir, before you sit down I want to ask you one question. Have you called the, and I didn't quite get this from the other speakers. Have the Police been called and what have you done in that regard.

DOUGLAS VICKERS: The Police were called. They were told there was a disturbance by my neighbor John and they never showed up.

PRESIDENT SCHULMAN: OK, well. Alright.

(Inaudible comments)

PRESIDENT SCHULMAN: Alright great. Thank you sir very much. Appreciate it.

DOUGLAS VICKERS: Not a problem. Thank you. *(APPLAUSE)*

PRESIDENT SCHULMAN: Out next speaker is Nicole Vickers. I think we're either going to have a son handoff or the son will be coming up. Miss Vickers good evening. If you'll give us your name and your residential address please.

NICOLE VICKERS: Nicole Vickers. I also live at 1622 Trinity Place NW, Canton, 44709. As my husband says, we do have a big problem. In that instance, I had to run outside and leave my 4 month old son to try to calm him down because he was, this man was ready to shoot my husband over him asking him to turn his radio down. It's that serious and like my neighbor Neal said with the speed bumps and everything, I feel that, that's not even necessary. I feel it would be better to make it a dead end and require that the owner of the building to make a route out to Harrison or something else because, get him, get them away from the neighborhoods altogether cause it's just...nothing's going to make it better if the Police have been called and in that instance, the address was given and even though we hung up, isn't it normally, you know they would show up anyways if the address was given and they never showed up. There was another instance where we had somebody who had stole something from somebody's yard and was throwing it in our yards and at our trees and the Police were called. Nobody showed up.

PRESIDENT SCHULMAN: Is this something Miss Vickers that has started, I know one of the speakers talked about last year for speeding but is this something that is growing or is it, has it been that way ever since you moved in.

NICOLE VICKERS: Yes it has been and it's getting progressively worse and there's people that don't even

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live down there. There has to be drugs down there because they go down there, don't pick anybody up or anything and drive right back. It's crazy. We had a, had a pizza delivery guy coming down at 60 mile an hour. It's ridiculous. I mean.....

PRESIDENT SCHULMAN: Your right between Cleveland Avenue and Harrison.

NICOLE VICKERS: Cleveland Avenue right across the street from Hog Heaven.

PRESIDENT SCHULMAN: Right.

NICOLE VICKERS: And then it's an L. It goes, Trinity Place goes down like this and then it L's off with Ivanhoe and the apartments are right there on the corner.

PRESIDENT SCHULMAN: Alright have you talked to the owner of the apartments.

NICOLE VICKERS: I have had the, I shouldn't say privilege of meeting him because he is not a nice man.

PRESIDENT SCHULMAN: Who is it.

NICOLE VICKERS: I do not know his name per sa but....

(Inaudible from the audience)

NICOLE VICKERS:all I know is he drives a Jaguar and he's not very nice at all.

PRESIDENT SCHULMAN: OK.

NICOLE VICKERS: So I don't feel that, that would even be necessary either because he wouldn't listen.

PRESIDENT SCHULMAN: Alright.

NICOLE VICKERS: And he has a bodyguard. But anyways for my son's sake we have talked about possibly throwing in the towel and leaving but our neighbor across the street has had her house up for sale for a year and a half. She's had no bids, no nothing. Nobody wants to move there because they go and see the house and there's people driving crazy up and down the street with their radios loud, shaking the windows. Nobody wants to move in the neighborhood and I wish we kinda woulda figured that out before we did.

PRESIDENT SCHULMAN: Well I am sure I can mind read everyone sitting in front here that we're looking at you saying you're exactly the kind of people we want in Canton, Ohio. *(APPLAUSE)* We want young families. We want you to be, so, and I'm sure every one of us is thinking the exact same thing. I appreciate you all coming down. Thank you very much and believe me, something will be done.

NICOLE VICKERS: Thank you very much. *(APPLAUSE)*

PRESIDENT SCHULMAN: I want to thank all the citizens who came down tonight to address us. We appreciate it. Sometimes the squeaky wheel gets the grease so, we appreciate you being here.

MINUTES OF THE MEETING JULY 1, 2013**INFORMAL RESOLUTIONS**

PRESIDENT SCHULMAN: We're turning now to Informal Resolutions. Madame Clerk would you read Informal Resolution 35 by title.

#35. PERSONNEL COMMITTEE: CONFIRM RE-APPT OF ROBERT THOMPSON TO FAIR EMPLOYMENT PRACTICES BD RETRO FROM 3/1/13 TO 2/28/16. - ADOPTED

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President, I move that we adopt Informal Resolution 35.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Informal Resolution 35. Are there any comments, remarks? Hearing none, by voice vote all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #35 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it and the Resolution 35 is adopted.

COMMUNICATIONS

PRESIDENT SCHULMAN: Turning now to Communications. And by the way for the folks that have come down to Public Speaks, you will not be disrespectful if you leave. You don't have to stay for the whole meeting unless you want to. Everyone will be here after the meeting if you want to talk to the Mayor or the administration, Safety Director. Would you like to say something now before we move on so they can leave.

DIRECTOR PRICE: Well Mr. President I'm, to follow up on the dispatch issue, I mean I would appreciate if you can give me, somebody could, even if in writing leave me basic calls times. You know what days you called and I can follow up on that. I mean I can pull those reports and we can find out what happened.

PRESIDENT SCHULMAN: And Mr. Price is our Safety Director so he will, he will take action.

MEMBER MARIOL: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Mariol.

MEMBER MARIOL: Yea, I wanted to thank you guys for coming down. Voicing your concern. We will definitely work to find a solution for you and this is unacceptable to be happening in your neighborhood and if you will hang around, I would love to give you guys my personal information. If you guys ever have an issue with anything, please call the Police Department but let me know too so I can, I can assist you. But we'll definitely get this resolved for you.

PRESIDENT SCHULMAN: Yes sir, I'll give you the....

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(Inaudible comments from the audience)

PRESIDENT SCHULMAN: We hear you, believe me.

(Inaudible comments from the audience) (APPLAUSE)

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

NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS FILE DATED JULY 1, 2013.

263. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERTIFICATE DATED 6/12/13. - RECEIVED & FILED
264. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERTIFICATE DATED 6/13/13. - RECEIVED & FILED
265. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF REAL PROP AND AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON 3RD ST NE (PARCEL #02-22450, PT LOT #310 TO TOMMIE L. BREWER). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
266. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF REAL PROP AND AUTHORIZE DISPOSITION OF SAID PROP LOCATED ON 5TH ST SW (PARCEL #02-33013, PT LOT #962 TO JOYCE ANN POST). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
267. COUNCIL MEMBERS WEST & SMITH: REQ INFORMAL RESOLUTION TO DECLARE 2ND ST SW BETWEEN HIGH AVE SW & CHERRY AVE SE TO BE DESIGNATED AS "RALPH HAY WAY". - RECEIVED & FILED
268. COURT ADMINISTRATOR KOCHERA: AUTHORIZE MAYOR TO ENTER INTO AGMT W/STATE OF OHIO, DEPT OF REHAB & CORRECTION (ODR&C) FOR RECEIPT OF FY 2014 COMMUNITY CORRECTIONS ACT (CCA) GRANT IN THE AMT OF \$170,601.00 FOR PERIOD OF 7/1/13 - 6/30/14. - FINANCE COMMITTEE
269. DEPT OF COMMERCE: REQ TO CANCEL LIQ APPLICATION FOR BADRIYA INC DBA FULTON DRIVE THRU @ 1133 FULTON DRIVE NW, UNIT 2, 1ST FLOOR ONLY. - RECEIVED & FILED
270. FINANCE DIRECTOR DIRUZZA: REQ TO AMEND O#209/2012 BY MAKING \$12.86 FROM UNAPPROP BAL 2774 BYRNE MEMORIAL JUSTICE ASSIST GRANT 09 TO 2774 102009 POLICE - 2009 STIMULUS OTHER IN ORDER TO SPEND REMAINING BAL OF THIS FUND. -

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FINANCE COMMITTEE

271. FINANCE DIRECTOR DIRUZZA: REQ ADOPTION OF ALTERNATIVE TAX BUDGET FOR CITY FOR FISCAL YEAR ENDING 12/31/14. - FINANCE COMMITTEE
272. HEALTH COMMISSIONER ADAMS: RECEIPT OF STARK COUNTY PUBLIC HEALTH STUDY COMMISSION - PHASE ONE ANALYSIS. - RECEIVED & FILED
273. LIQUOR DIVISION CONTROL (OHIO): REQ D2 D2X D3 D3A LIQ TRANSFER TO HOOCHS PUB LLC FROM L SPARKYS INC DBA SPARKYS @ 1533 CLEVELAND AV SW. - RECEIVED & FILED
274. LIQUOR DIVISION CONTROL (OHIO): REQ D5 LIQ TRANSFER TO GRAPES IN A GLASS LLC @ 575 MARKET AV N FROM WESMAC LLC DBA PRIMOS & PATIO @ 216 4TH ST NW. - RECEIVED & FILED
275. PARK DIRECTOR GORDON: REQ TO PAY MORAL OB IN AMT OF \$2,400.00 FOR AN EMERGENCY REPLACEMENT OF A HEATING & COOLING UNIT ON 6/24/13 & GARAUX PARK SHELTER. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & PARKS & RECREATION COMMITTEES
276. SAFETY DIRECTOR PRICE: REQ TO APPROP \$31,268.05 INTO FUND 4502 (TO BE USED FOR 5 MOBILE DATA TERMINALS FOR INSIDE CRUISERS & REFURBISH 6 CRUISERS TO BE USED AS DETECTIVE BUREAU CARS). - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
277. SAFETY DIRECTOR PRICE: REQ APPROVAL OF DEMO OF 9 PROPERTIES ON BEHALF OF CANTON BLDG DEPT. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
278. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS FILED AS OF 5/31/13. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

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

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #13 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #1. (1ST RDG) AN ORDINANCE AMENDING SECTIONS 723.01, 723.05 AND 723.15 OF CHAPTER 723, AMUSEMENT AND MUSICAL DEVICES, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

MINUTES OF THE MEETING JULY 1, 2013Referred to Judiciary Committee

- #2. (1ST RDG) AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 61/2012; AND DECLARING THE SAME TO BE AN EMERGENCY (CANTON MERCHANDISING/PROMO PROGRAM)
Referred to Judiciary Committee
- #3. (1ST RDG) A RESOLUTION DETERMINING THE NECESSITY TO PROCEED WITH THE IMPLEMENTATION OF THE PUBLIC SERVICE PLAN ADOPTED BY THE DOWNTOWN CANTON SPECIAL IMPROVEMENT DISTRICT; DECLARING THE NECESSITY TO PROCEED WITH A SPECIAL ASSESSMENT FOR THE FUNDING OF SAID PLAN FOR THE PERIOD OF FOUR YEARS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Judiciary Committee
- #4. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 209/2012; AND DECLARING THE SAME TO BE AN EMERGENCY (\$12,500.00 1105 POLICE SETTLEMENT FUND TO 1105 753001 LAW DEPT - OTHER)
Referred to Finance Committee
- #5. (1ST RDG) AN ORDINANCE AMENDING RESOLUTION NO. 21/2013; AND DECLARING THE SAME TO BE AN EMERGENCY (PARK LEVY - CHANGES FOR BALLOT)
Referred to Judiciary Committee
- #6. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ACCEPT A GRANT FROM THE 2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT IN AN AMOUNT NOT TO EXCEED \$35,616.00 FOR THE POLICE DEPARTMENT; TO RATIFY ANY AGREEMENT ENTERED INTO WITH THE STARK COUNTY COMMISSIONERS REGARDING THE DISTRIBUTION OF GRANT FUNDS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #7. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT AMENDMENT WITH HZW ENVIRONMENTAL CONSULTANTS LLC TO INCREASE THE MAXIMUM CONTRACT AMOUNT FOR CERTIFIED PROFESSIONAL SERVICES FOR THE BISON REMEDIATION PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #8. (1ST RDG) AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 70/2013; AND DECLARING THE SAME TO BE AN EMERGENCY (CHANGE DOLLAR AMT TO \$28,820,200.00)
Referred to Finance Committee

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- #9. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONTRACT IN AN AMOUNT NOT TO EXCEED \$60,000.00 FOR THE PURCHASE AND INSTALLATION OF THE BATHROOM FACILITY AT BUP REARICK PARK; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement and Parks & Recreation Committees
- #10. (1ST RDG) AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF REAL PROPERTY; AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE, OR THEIR DESIGNEE, TO ENTER INTO AGREEMENTS FOR PURCHASE/ACQUISITION OF PARCELS AND TEMPORARY CONSTRUCTION EASEMENTS FOR THE 12TH STREET N. CORRIDOR PROJECT; AMENDING APPROPRIATION ORDINANCE NO. 209/2012; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Committee
- #11. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CHANGE ORDERS WITH HOBBS ROOFING IN A TOTAL AMOUNT NOT TO EXCEED \$32,350.00 FOR THE SEARS BUILDING ROOF REPLACEMENT PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Committee
- (COUNCIL RECESSED AT 8:16 P.M. FOR THE PUBLIC PROPERTY CAPITAL IMPROVEMENT AND COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEES TO DISCUSS ORDINANCES #12 AND #13; RECONVENED AT 8:22 P.M.)***
- #12. (1ST RDG) **ADOPTED AS ORDINANCE NO. 110/2013** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 209/2012; AND DECLARING THE SAME TO BE AN EMERGENCY (\$157,020.00 FIRE ADMINISTRATION - OTHER)
Referred to Public Property Capital Improvement Committee
- #13. (1ST RDG) **ADOPTED AS ORDINANCE NO. 111/2013** AN ORDINANCE DECLARING THE 9 BUILDINGS LISTED ON EXHIBIT A TO BE PUBLIC NUISANCES; AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT FOR THE DEMOLITION OF SAID BUILDINGS; AUTHORIZING THE CLERK OF CANTON CITY COUNCIL TO CERTIFY THE COSTS OF DEMOLITION TO THE STARK COUNTY AUDITOR; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community and Economic Development Committee

PRESIDENT SCHULMAN: And at this time the Chair would declare an in house recess for the Public Property Capital Improvement and Community and Economic Development Committees to meet in regard to Ordinance 12 and 13 on your Agenda. You're now in recess.

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PRESIDENT SCHULMAN: OK, Council will reconvene after its recess. Leader Dougherty.

MEMBER DOUGHERTY: Mr. President, I move we suspend Rule 22A to place Ordinances 12 and 13 back on our agenda.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to Suspend Rule 22A to place Ordinances 12 and 13 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. Motion carries. Leader.

MEMBER DOUGHERTY: Mr. President, I move we suspend the Rules on Ordinance 12, Statutory Rules.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance 12. 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. Leader, you've heard the three readings.

MEMBER DOUGHERTY: Mr. President, I move we adopt Ordinance 12.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 12. Any remarks under this Ordinance? Hearing none, Madame Clerk again, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#12 ADOPTED AS ORDINANCE NO. 110/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 12 has been adopted. Leader.

MEMBER DOUGHERTY: Mr. President, I move we suspend the Statutory Rules on Ordinance 13.

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MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you suspend the Statutory Rule on Ordinance 13. 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. Leader, you've heard the three readings.

MEMBER DOUGHERTY: Mr. President, I move we adopt Ordinance 13.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 13. Any remarks under this Ordinance? Hearing none, again Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#13 ADOPTED AS ORDINANCE NO. 111/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 13 is adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: Turning now to Second Reading Ordinances. Madame Clerk, would you please begin with Ordinance 14.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #14 THROUGH #17 (ORDINANCE #15 RETAINED IN COMMITTEE) FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

#14. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO THREE OHIO WATER POLLUTION CONTROL FUND WATER RESOURCE RESTORATION SPONSOR PROGRAM SPONSORSHIP AGREEMENTS; AND DECLARING THE SAME TO BE AN EMERGENCY

#15. (2ND RDG) ***RETAINED IN COMMITTEE*** AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SAFETY AND SERVICE TO NEGOTIATE AND ENTER INTO A CONTRACT WITH HALL OF FAME CITY CHALLENGE, LLC FOR SERVICES TO BE RENDERED BY THE CITY OF CANTON IN SUPPORT OF THE HALL OF FAME CITY CHALLENGE RACES; AND DECLARING THE SAME TO BE AN EMERGENCY

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- #16. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH WALT SWEENEY FORD FOR THE PURCHASE OF ONE FORD F-250 PICKUP TRUCK IN AN AMOUNT NOT TO EXCEED \$22,798.70 PURSUANT TO O.R.C. SECTION 125.04; AND DECLARING THE SAME TO BE AN EMERGENCY
- #17. (2ND RDG) A RESOLUTION AMENDING RESOLUTION NO. 58/2013; AND DECLARING THE SAME TO BE AN EMERGENCY (TACO BELL ANNEXATION - CHG ACREAGE TO 1.547)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: Thank you Madame Clerk. Turning now to Ordinances and Formal Resolutions for their Final Reading and Vote. Would you please begin with Ordinance 18 or....

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #18 THROUGH #29 FOR THE THIRD TIME BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

- #18. (3RD RDG) ***NO ACTION TAKEN AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY (10P PROBATIONARY POLICE OFFICERS)***

CLERK TIMBERLAKE: 19.

PRESIDENT SCHULMAN: Ordinance 19 then please.

MEMBER DOUGHERTY: Go ahead and read it.

- #19. (3RD RDG) ***RECONSIDERED, AMENDED AND ADOPTED AS ORDINANCE NO. 108/2013***
AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE PURCHASE OR LEASE OF VARIOUS VEHICLES AND/OR EQUIPMENT FOR THE DEPARTMENTS OF PUBLIC SAFETY AND SERVICE; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO VARIOUS CONTRACTS FOR THE PURCHASE OF VARIOUS VEHICLES AND/OR EQUIPMENT IN ACCORDANCE WITH O.R.C. SECTION 125.04; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President, on Ordinance 19 I move to Reconsider 108/2013 adopted June 17, 2013.

MEMBER GRIFFIN: Seconded.

MINUTES OF THE MEETING JULY 1, 2013**RECONSIDERATION AND AMENDMENT**

Pursuant to Rules 41 and 36, I move to reconsider and amend Ordinance #108/2013 by the addition of a new Section 2 which shall read as follows:

Section 2. Appropriation Ordinance No. 209/2012, as amended, is amended by making the supplemental appropriations listed on attached Exhibit A.

Existing Sections 2, 3 and 4 shall be renumbered as Sections 3, 4 and 5.

PRESIDENT SCHULMAN: It's been moved and seconded that you Reconsider 108/2013 adopted on June 17, 2013. Any remarks?

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes, Leader.

MEMBER DOUGHERTY: I move we amend this Ordinance per the amendment in front of all Council Members.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to amend Ordinance 108/2013 per the copy that each Members of Council have in front of you. Are there any remarks? Do you want this summarized Leader?

MEMBER DOUGHERTY: Sure. Thank you.

PRESIDENT SCHULMAN: Director.

DIRECTOR PRICE: This amendment appropriates the dollars necessary to make these vehicle purchases. The Communication that I sent did ask for the dollars to be appropriated. The Ordinance though when reviewed by my office did not include the appropriation. I failed to notice that and I guess it's on both of us but the money needs to be appropriated before we can purchase the vehicles. Thank you.

MEMBER DOUGHERTY: You, you failed.

DIRECTOR PRICE: I failed Mr. Majority Leader.

MEMBER DOUGHERTY: Thank you.

PRESIDENT SCHULMAN: Any other remarks? Under the motion all those in favor 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, reconsider Ordinance as amended.

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MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 108/2013 as amendment.. Any remarks? Hearing none Madame Clerk, roll call vote please..

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#19 RECONSIDERED, AMENDED AND ADOPTED AS ORDINANCE NO. 108/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 108/2013 as amended has been adopted. Ordinance 20 please.

#20. (3RD RDG) ***POSTPONED INDEFINITELY AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH CPX SOUTH CANTON, LLC TO PROVIDE A REAL PROPERTY TAX EXEMPTION; AUTHORIZING THE AUDITOR TO MAKE PAYMENTS TO THE CANTON LOCAL BOARD OF EDUCATION AS REQUIRED TO BE PAID PURSUANT TO SECTION 5709.82 © OF THE REVISED CODE; AND DECLARING THE SAME TO BE AN EMERGENCY***

PRESIDENT SCHULMAN: Leader Dougherty.

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

MEMBER GRIFFIN: Seconded.

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

MEMBER DOUGHERTY: Mr. President, I move to postpone Ordinance 20 indefinitely.

MEMBER GRIFFIN: Seconded

PRESIDENT SCHULMAN: It's been moved and seconded that you postpone Ordinance 20 indefinitely. Are there any remarks? Hearing none then by voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS

#20 POSTPONED INDEFINITELY

PRESIDENT SCHULMAN: The ayes have it, the motion carries and Ordinance 20 is postponed indefinitely. Ordinance 21 please.

#21. (3RD RDG) ***POSTPONED INDEFINITELY AN ORDINANCE APPROVING AND ACCEPTING THE LOT SPLIT/REPLAT OF LOT NO. 35852; AND DECLARING THE SAME TO BE AN EMERGENCY (415 47TH ST NW PARCEL# 301329, THOMAS & LIESL FORBES AND GERALD & MARCIA CRAMER)***

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PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 21.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 21. Any remarks Leader?

MEMBER DOUGHERTY: Mr. President, I move to postpone Ordinance 21 indefinitely.

MEMBER GRIFFIN: Seconded

PRESIDENT SCHULMAN: It's been moved and seconded that you postpone Ordinance 21 indefinitely. Any remarks? No applause, OK. All those in favor signify by saying aye. Those opposed no.

NO REMARKS

#21 POSTPONED INDEFINITELY

PRESIDENT SCHULMAN: The ayes have it. The motion carries and Ordinance 21 is similarly postponed indefinitely. Ordinance 22 please.

#22. (3RD RDG) **ADOPTED AS ORDINANCE NO. 112/2013** 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 (133 HARRISON AVE SW, PARCEL #228696, LOT #9775, RICHARD & SHARON MEDLA) **PUB HRG 7/1/13 @ 7:30 PM**

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?

MEMBER FISHER: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Fisher.

MEMBER FISHER: I'd just like to again ask everybody for their support on this and the three Ordinances to follow which are all in regards to the CVS development over there. I feel that, that the, this is going to be a big plus for this neighborhood. I am in support of it so thank you.

PRESIDENT SCHULMAN: Thank you Member Fisher. Any other remarks? Hearing none again, Madame Clerk roll call vote please on Ordinance 22.

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NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#22 ADOPTED AS ORDINANCE NO. 112/2013

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

#23. (3RD RDG) **ADOPTED AS ORDINANCE NO. 113/2013** 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 (127/129 HARRISON AVE SW, PARCEL #214861, EAST END OF PT LOT #9774, LUBOV, INC.) **PUB HRG 7/1/13 @ 7:31 PM**

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 23.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 23. Any remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#23 ADOPTED AS ORDINANCE NO. 113/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 23 is adopted. Ordinance 24 please.

#24. (3RD RDG) **ADOPTED AS ORDINANCE NO. 114/2013** 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 (SW CORNER OF DRYDEN AVE SW AND GROVE PL SW, PARCEL #222629, PT LOT #9774, LRC-A-TUSC PROP, LLC) **PUB HRG 7/1/13 @ 7:32 PM**

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 Ordinance 24. Any remarks under this 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.

#24 ADOPTED AS ORDINANCE NO. 114/2013

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

#25. (3RD RDG) **ADOPTED AS ORDINANCE NO. 115/2013** AN ORDINANCE VACATING PORTIONS OF DRYDEN AVENUE SW AND GROVE PLACE SW; APPROVING AND ACCEPTING THE DEDICATION OF PARTS OF LOTS 9747 AND 9748 FOR STREET PURPOSES; AND DECLARING THE SAME TO BE AN EMERGENCY
PUB HRG 7/1/13 @ 7:33 PM

PRESIDENT SCHULMAN: Leader Dougherty.

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

MEMBER GRIFFIN: Seconded.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#25 ADOPTED AS ORDINANCE NO. 115/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 25 is adopted. Ordinance 26 please.

#26. (3RD RDG) **ADOPTED AS ORDINANCE NO. 116/2013** AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO AGREEMENT TO PURCHASE SWAT TACTICAL VESTS AND HELMETS IN AN AMOUNT NOT TO EXCEED \$56,900.00 PURSUANT TO O.R.C. SECTION 125.04; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 26.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 26. Any remarks under this 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.

#26 ADOPTED AS ORDINANCE NO. 116/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk and Ordinance 26 is adopted. Ordinance 27 please.

#27. (3RD RDG) **ADOPTED AS ORDINANCE NO. 117/2013** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE LEASE OF APPROXIMATELY 282 SQUARE FEET OF COMMERCIAL SPACE LOCATED AT 215 WEST TUSCARAWAS STREET IN ORDER TO PROVIDE A SNACK BAR/CONCESSION STAND; AND DECLARING THE SAME TO BE AN EMERGENCY

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 again, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS, 1 ABSTAIN
(MEMBER HAWK ABSTAINED)

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

#27 ADOPTED AS ORDINANCE NO. 117/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk and Ordinance 27 is adopted. Ordinance 28 please.

#28. (3RD RDG) **ADOPTED AS ORDINANCE NO. 118/2013** 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 THE FRAZER ESTATES STORM SEWER REPAIR, GP 1189; 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.

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PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 28. Any remarks under this Ordinance? Hearing none again, 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. 118/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 28 is adopted. Ordinance 29 please.

#29. (3RD RDG) **ADOPTED AS ORDINANCE NO. 119/2013** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH BURGESS & NIPLE FOR ENGINEERING SERVICES DURING THE PLANNING, DESIGN AND BIDDING PHASES OF THE WATER METER AND METER TRANSMITTING UNIT (MTU) REPLACEMENT PROGRAM IN AN AMOUNT NOT TO EXCEED \$348,500.00; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO APPLY FOR AND ENTER INTO CONTRACT WITH THE OHIO WATER DEVELOPMENT AUTHORITY FOR A PLANNING LOAN FOR THE PROJECT; AUTHORIZING THE AUDITOR TO ESTABLISH AND CREATE THE 5227 WATER METER/MTU REPLACEMENT PROJECT FUND; AMENDING APPROPRIATION ORDINANCE NO. 209/2012; AND DECLARING THE SAME TO BE AN EMERGENCY

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 this Ordinance? Member Morris.

MEMBER MORRIS: Mr. President, thank you. OK, I'm still torn on this piece of legislation. First, I understand that we do have to go through and replace the meter transmitting units. That's a no brainer. What I have a problem with is this contract which is for the planning, design and bidding phase of the water meters and the transmitters at a cost of taxpayers of \$348,000.00. Now we've already determined what meters we're using. We've already used or determined what transmitting units were using and we've already determined that we're using local labor and I am still not sold on exactly what we're getting for our \$348,000.00 from this consultant, therefore I will be voting no on this. Thank you.

PRESIDENT SCHULMAN: Thank you Member Morris. Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. I too have grave concerns over this whole issue. When I read the paper it says it's going to be \$2.00 a month from now till eternity and you know when you add those two

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together and it said nobody came up with a solution or they didn't have any suggestions or what have you. Personally I'd rather pay the \$152.00 when mine breaks down. I cannot see, we've replaced 1/3 of them and I really, truly believe that if you have a major appliance in your house and just 1/3 of it is not working, you're not going to get rid of everything in your property and bring in brand new. I think that this should go as an as needed and continue that way. I think this is an expense that we're saying to the people out there, first of all, obviously we're, they seem to be confident that this, this system is going to break down too in so many years, that's why it's \$2.00 indefinitely. You know a lot of our constituents cannot afford \$2.00 a month. That's food out of their mouth. That's a big burden that we're asking of them and to have a consultant at \$348,500.00 I too do not think that is necessary. There's an old saying about consultants, "Give me your watch and I'll tell you what time it is". It seems like we are consumed with consultants for everything which makes you feel, do we have inadequate staffing. Do we have people that cannot handle a situation? If they've been replacing them, I've read everything in the paper and I know what they're saying that we, they say we need to do this. We are aware that everything that we're replacing is compatible with already what we have. So maybe some of the meters will never go bad. Why are we replacing meters that possibly never have to be replaced and possibly just place the reader. And again, these readers, and I've brought them up on the internet, they should have the capability of doing other things if we're really going do this, that's where you have a consultant that says, "Hey, we could put a security system and have these readers in everybody's home." Their getting something for the money but to ask people to pay more so that we can charge them more and we will continue to do that, I have a real problem with that so therefore, I will not vote for this sir.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Any other remarks? Hearing none.....

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Yes Member West.

MEMBER WEST: Is the Service Director going to respond to, Safety Director going to respond to both statements made by Member Cirelli and Member Morris.

PRESIDENT SCHULMAN: Director.

DIRECTOR PRICE: Mr. President. I mean with all due respect, I have responded. I mean I've brought Council People individually into our offices and I've gone through this with them and it sounds to me like it's a difference of opinion. I mean we have 43,000 customer. We have 154 employees. There's 3 ways to bill. The old fashioned way. We can re-hire a dozen or more people and bill that way where they have to manually go out and check the meters. We could do a hybrid system which other communities do. They put a, an electronic reader on the outside of the home and personnel, you still have to have personnel that will go around with wands and they'll wand the meter and run around the city or you can have a fully automated system which ours was one of the first in Ohio. You know, there are perils to being first. I mean, I'm sure at the time this system was implemented it was heralded as you know, the best and the greatest and the most efficient. Now that we have it, you know, it's an automated system, you've got the mechanical meter component to it. Those meters all have a useful life and you know, we need to replace the meters. We need to replace the MTU's and otherwise we'd go back to the entirely manually system or we'd have to implement a hybrid system. To implement the hybrid system would be a different kind of hardware and we'd be looking at the same amount of money. There were two ways, I mean in terms of billing it to our customers, unfortunately, I mean it, you know, I mean it's great fougter, I'm sure it's what the public loves to hate about us, you know charging people to bill them but, it, it

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requires about, I don't know what the number was, I can't remember exactly but it was, you know I think over \$100.00 per each one of these 43,000 homes and you know, that's going to have to be spent no matter what hardware we have ultimately. I mean my regret is that at the time we implemented the system it was not phased in because what's happening is, I mean we've been replacing the meters, trust me and there have been people that have showed up at Council that have said, "Hey why am I getting an estimated bill". Well you're getting an estimated bill because the MTU batteries are failing at an expediently or alarming rate and with the 150 barely water personnel we have some, many, half of which are dedicated to the three water treatment plants we maintain. They simply cannot keep pace with the now thousands of meters we have failing each month and that requires you know, an engineered solution and Burgess and Niple is an engineering firm and I know consultants is a bad word but, you know, they engineered the three upgrades to our water treatment plant. This does require an engineered solution because of the sheer numbers and the logistics and I realize it's expensive but we operate the second largest ground source water system in Ohio. I know people like me to hurry but you know, the things under attack and I need it done and if don't, if I don't get this done, I don't have a means of billing the people of Canton for the water they consume or the people outside of the city for the water they consume and as to the \$2.00 surcharge, I mean there were two ways for us to have done that. I could have simply asked for the contract which we would have informed you of and per the statute we could have implemented a percentage rate increase that would have buried the issue and you know, naturally people would have noticed the rate increase but it would have been at 2 or 3%. We would, you know, it necessarily wouldn't have been advertised that we're charging you to bill you. Instead what we opted to do and what we have the authority to do and it's on the administration, Council doesn't have to approve this rate increase. We put the \$2.00 surcharge on so that the people know what it is that they're paying for. It's a meter replacement program. I mean the alternative was we implement a percentage increase but you know, you asked me to respond and we tried to bring you in and update you and I understand that there are people that don't like it and you know, I'd recommend you vote your conscience.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Thank you Director. Member Cirelli.

MEMBER CIRELLI: Did I hear Mr. Price you say that Council does need to approve this that you could do it.

DIRECTOR PRICE: Mr. President.

PRESIDENT SCHULMAN: Director.

DIRECTOR PRICE: No, what I said was I'm helping Council here because while you to vote to give me authority to enter into this engineering contract, and so I understand there may be people who are opposed to that, the \$2.00 and I'll say it publicly, the \$2.00 surcharge, any rate increase imposed on our water system by statute in a statutory city unfortunately, there is one, it requires my signature. I mean so if you want to blame somebody for the, I mean if there's one individual that can be blamed for the \$2.00 fee, I mean technically it's me.

PRESIDENT SCHULMAN: Oh, you failed once and now you are....

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DIRECTOR PRICE: And I've failed again.

PRESIDENT SCHULMAN: ...so we have a failure and you can blame him for everything.

DIRECTOR PRICE: And I took a long time doing it.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Another Councilman and I had a rather lengthy conversation over this about mainly the consultant and they happened to feel since we know what it is that we need and they are compatible with what we have, why can't we hire a local plumbers, contract with them to put them in. Why do we have to have a consultant tell us what to do? I mean if we could figure that out....

PRESIDENT SCHULMAN: Director.

MEMBER CIRELLI:...I just don't get it.

PRESIDENT SCHULMAN: I think you're going to get an answer here Member Cirelli. Director.

DIRECTOR PRICE: Mr. President. No one local plumber that we're aware of could coordinate and this isn't all plumbing work, there's logistics involved in terms of what we do on the city's side as well but, no plumbers going to be able, one plumbers going to be able to coordinate logistically the replacement of the meters and the MTU's and literally 43,000 houses and that's, we need them to, to, we just don't have the resources in house to plan this logistically and I know it sounds like a big number but this is 7 people at \$50,000.00 a year, full-time planning this effect and it's going to take us every bit of a year or more to replace all these meters and I, I suspect that B&N will have every bit of 5 people working, you know working on this and that's been not to exceed, I mean they're going to bill us time and we're going to keep, you know like we always do, you know very accurate track of their invoicing and billing and I mean we're not going to approve any invoice where they haven't, you know we don't buy that they've done the work.

PRESIDENT SCHULMAN: Any other remarks? Hearing none...

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli, yes briefly.

MEMBER CIRELLI: One more question for Mr. Price if you don't mind sir.

PRESIDENT SCHULMAN: No that's OK.

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MEMBER CIRELLI: This does have the ability to read other things. The gas company sends their people around. Did your consultants ever consider contacting the gas company to see if they wanted to have our reader read for them and we could charge them. Just a thought. I mean I would think consultants would try to think outside the box.

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

NO REMARKS

ROLL CALL 10 YEAS, 2 NAYS
(MEMBERS CIRELLI AND MORRIS VOTED NAY)

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

#29 ADOPTED AS ORDINANCE NO. 119/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. The motion carries. Ordinance 29 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We turn now to announcement of Committee Meetings.

MEMBER COLE: Mr. President.

PRESIDENT SCHULMAN: Member Cole.

MEMBER COLE: Finance will meet 6:15 on July 15th.

MEMBER WEST: Mr. Chairman, Mr. President.

PRESIDENT SCHULMAN: Yes, Member West.

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

PRESIDENT SCHULMAN: Thank you.

MEMBER GRIFFIN: Mr. President.

PRESIDENT SCHULMAN: Member Griffin.

MEMBER GRIFFIN: Personnel, I mean Parks and Recreation will meet at 6:15 on the 15th.

PRESIDENT SCHULMAN: Thank you.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Leader.

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MEMBER DOUGHERTY: Public Property Capital Improvement will meet the 15th at 6:15.

PRESIDENT SCHULMAN: Thank you. Any other Committee meetings?

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: We turn now to Miscellaneous Business. Is there any tonight?

MEMBER WEST: Mr. President.

MEMBER FISHER: Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Just real quick. I wanted to, everybody knows last week we had this major storm and my favorite park of course got wrecked, Nimisilla Park, which proposed a lot of questions cause afterwards I was like, OK well we're going to get a lot of new stuff cause we got insurance to cover this. Turned around and learned that we were self-insured even with the parks. But it also brought up a big question is, is this a time for us to start talking about having an umbrella insurance or some type of insurance to address major storms that may wreck buildings and wreck parks. You know back in the day we used to have a great reserve. We don't have that no longer that I know of, so I'm thinking is that something that we, a discussion that we need to start having. I will say that the unions are meeting me down there tomorrow and hopefully they'll be able to help me build, re-build the shelter but I'm hoping that in the future we may have some kind of answer to address that issue.

PRESIDENT SCHULMAN: Law Director Martuccio:

LAW DIRECTOR MARTUCCIO: Thank you Mr. President. Member West that's a good observation. We do have liability insurance for a number of, and property damage insurance. For a long time, we didn't. It, the insurance market was so expensive that we found it was cheaper over the years to insure ourselves and pay damages that occurred cause the premiums were literally a half a million or \$1,000,000.00 just to get premium. That's changed. We now have insurance but the deductible is \$125,000.00 in most cases so in order to keep our premiums down and to stay insured at a great rate, we have to agree to have very high deductibles just like anyone out there does on their cars or their homes. The higher the deductible the less you pay in premiums. Same thing with us as a city and that's where we've chosen to put it to get good rates.

MEMBER WEST: Interesting.

PRESIDENT SCHULMAN: Thank you Director.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Yes, Member West.

MEMBER WEST: So then if I'm correct and listening to our tree expert, Dick Drake, each tree costs a major sum. I think he said somewhere in the neighborhood of thousands of dollars. The number of trees that came

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down in Nimisilla that might meet the deductible which then means that now we can build a new shelter from the insurance, is that correct?

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: Mr. President, Member West. I, I haven't spoken with Mr. Drake lately but I do know when he speaks of the value of trees, it's usually as a timbering or lumbering value or a cost that it takes to get a tree to that age and that size. I'm not sure that a tree falling on soil for example, is a loss that we can claim at that. We can look into it but I'm not hopefully that we'll be able to make giant claims for giant trees that have fallen on grass.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. I just wanted to remind Member West that these trees do have life span and unfortunately the trees that have been coming down have reached their life span. That's why in essence they seem to have a Tree Commission so we can do some work and find out what trees are going to have to come down when and what have you but I'm sure all those trees have probably reached their life span. What is more interesting is the trees that came down because AEP played havoc with them and they should be responsible for those trees. Thank you.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Any other...

MEMBER FISHER: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Fisher.

MEMBER FISHER: Thank you sir. I just wanted to publically thank and commend the Timken Company. I had the, about a year ago I received several calls from a resident on Harrison Avenue, they had put in some new machinery there and this is someone who's lived on Harrison in this particular home for a number of years, quite used to the noise that a roller bearing plant makes so obviously for them to call that something had changed, I contacted the Timken Company about this over the months that followed. They ended up spending a thousands of dollars, in excess of \$40,000.00 on soundproofing equipment and upgrades along that wall in order to alleviate the sound which it came off of really one particular homeowner who had some very genuine concerns there. Honestly when I called I was hoping that they would close the window when they were running the machine so to say that they went above and beyond is an understatement but I had the opportunity to go in and tour that soundproofing today with Andy Black and Stan Whitehouse and the Timken Company and had a really wanted to commend them for being very neighborly and going above and beyond to help the residents out.

PRESIDENT SCHULMAN: Thank you Member Fisher. Member Smith.

MEMBER SMITH: Mr. President, I'd just like to commend the city. Chief of Staff, Kevin Monroe, definitely the Mayor for calling and letting us know about the alert and the system that was set up and how you handled things in a speedy response. The residents certainly appreciate, I got several calls about the tree removals and so forth so thank you very much.

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PRESIDENT SCHULMAN: Thank you Member Smith.

MEMBER WEST: Mr. President, one more thing.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Also I wanted to ditto you know, there response efforts for the city was wonderful and immediate, especially in the northeast section of town. A lot of those people have praised the city for all the work they've done. But I also wanted to, to also bring up, many of you guys know that charter government is, has been brought down as a Communication and what I'd like to to is to set up a meeting. First I'm going to talk to the Law Department. I'm going to bring up and educational session. Hopefully the Judicial Committee will meet with us on that time so that we can take about charter government so that we can educate the community on how this charter government will affect them. Thank you.

PRESIDENT SCHULMAN: Thank you Member West. Mayor.

MAYOR HEALY: Thank you Mr. President and thank you Councilwoman Smith and also Mr. Nordman. You mentioned the crews out in the field in reference to the issue with the storm. This is the fourth time since I've been Mayor that we've had a major storm, predominantly wind storm that's knocked down trees and created havoc in our community and this particular one we set up the command center at the dispatch office. This is the first time we've done it there and I have to tell you that it was amazing watching our dispatchers handle this. When calls were coming in by the dozens and watching how they filtered through them, prioritized them, you know followed through, connected. I really want to make sure the public understands not just for the dispatchers, which I got to see firsthand in this event. I also worked very closely with the Fire Department, the Police Department, the Street Department and so many other city workers. And I can't tell you how professional these folks are that represent you, citizens and how hard they work on a day to day basis but watching them when you have an emergency or disaster and how they step up their game. They are professionals and they handle themselves amazingly and to be in my position where you get to see it up close and personal and watch the chain of command and watch it follow through, it is...I take so much pride in being able to represent these employees as the Mayor and know that they do a tremendous job day in and day out but especially when we really need them in cases like this. So, I want to echo the comments that's been said about our city workers, Fire Department was fantastic. They're on the front line. I want to compliment them and personally everybody involved. I know that the Street Department and their crews were out there. I was out in the community. Roads were down, trees were down blocking roads all over the place and it was very, very quick on how they responded so, I just want to compliment them all and thank them for what they do for the city of Canton.

PRESIDENT SCHULMAN: Thank you Member Healy.

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: That's OK. Member Morris.

MEMBER MORRIS: Button my life.

PRESIDENT SCHULMAN: That's OK.

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MEMBER MORRIS: I'd like to chime in on that and on the great job that our city workers did. Warren Price top notch, you were on top of it. But at the same time I'd really like to commend the people in Ward 9. Gibbs Avenue NE, they had the street cleared before city workers even came down the road. Parts of 19th Street, the group over in Vassar Park. The people in Ward 9 were starting to clear the streets before the city workers even got out there and the communication and the cooperation between the constituents and the city workers was just outstanding. It was a team effort in Ward 9. I thought my constituents did a great job. I thought the city did a great job and it took a bad situation and really made it great so, hats off to Mr. Price and now I'd like to give a little props to our Canton Police Department. We had our first situation last night where and I will not same the location, but where the ShotSpotter program resulted in an arrest. (APPLAUSE) So hats off to you once again. Huge steps making Ward 9 a little safer and I appreciate all you do. Thank you.

PRESIDENT SCHULMAN: Thank you Member Morris. Director.

DIRECTOR PRICE: Thank you Mr. President. Regarding Trinity Place, while you folks were presenting I did get in contact with the Police Chief and we're gonna certainly on the traffic side we can do some targeted enforcement but I, and I do understand you've had that before, it's obviously not resolved the situation but we'll give it more attention. I'm, you know I'm going to go ahead and just pull all of the, I'm able to pull all of the dispatch records for the past couple of months. So I can, I can just pull those and I'll go through those with the Police Department and review it. I'd also, if you'll give me a contact or whatever afterwards or name it may be just as well, but I'd like to schedule a time where you anticipate or an evening, a particular time when it's the, you know a particularly bad time or when you can expect some of this activity and we'd be happy to sit with you and check that out. But and certainly we can help devote some resources in that area cause it sounds like it problematic and you can get with me afterwards. The only other thing I wanted to mention was Councilman Fisher's not going to toot his own horn I guess but, the CVS Pharmacy and the use of local labor there, in addition to, you know the administrations emphasis on that, I know that Councilman Fisher was personally involved in trying to work that out so, it's worth mentioning and we appreciate it. So thank you. (APPLAUSE)

MEMBER FISHER: Thank you sir.

PRESIDENT SCHULMAN: Before we adjourn, I just, two quick points. One is I drive Cleveland Avenue every day to work and there is that place that burned down and then there is a house and then another house that is absolutely the worst thing I have ever, it is a hazard so, (APPLAUSE) we could put that on the demolition list right away there's, you know we need to change these things but, all over the city, but this is another ingress and egress that is just an, somebody's going to get hurt there. So, if the city could do something. And lastly listening to the people at Trinity Place and the people that come up periodically about this one specific landlord, it's time to start embarrassing these people. It's time to take action against them. Member Cirelli has been preaching this since, ever since I got here about landlord, strengthening our landlord requirements and professionalism of landlords. 98% of our landlords are good people and they're out there helping. There are 2% that don't deserve to make a dime off of people. It seems to me this person is one of them. So I hope, I know Mayor you want to make a comment.

MAYOR HEALY: Yep. Mr. President thank you. This property changed hands in January and the individual that was referenced does not own it anymore so we're going to track down the current owner and I'm going to personally make a visit to them and we're going to have an interesting conversation. But I want to let you know it did change hands in January and we're going to track it down. So....

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PRESIDENT SCHULMAN: Great, OK. Any other remarks?

MEMBER CIRELLI: Mr. President I just wanted this out. In the storm I, somebody lost one of these, they're rather expensive on my property as I was cleaning it up. It's a key fob and it has a key and these things cost a hundred and some dollars so if somebody can, you know, I don't know who it belongs to but I'd like to see it gets back. It's on my window sill at home.

DIRECTOR PRICE: Mr. President.

PRESIDENT SCHULMAN: Director.

DIRECTOR PRICE: If that belongs to a Mercedes, you know I think that's mine Councilman Cirelli so if you just pass it down.

MEMBER GRIFFIN: Mr. President. Mr. President.

DIRECTOR PRICE: That's the key to my house too.

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER GRIFFIN: Mr. President.

PRESIDENT SCHULMAN: Yes. Member Griffin.

MEMBER GRIFFIN: OK, I would like to report that on June 18th we had our first Tree Commission meeting and we have a, we're going to meet the 3rd Tuesday of each month. The next meeting will be July 16th at 6:00 PM and we have a leader. The Chairman of the group is of course, Patricia Kirk. The Vice Chairman is Mel James and the Secretary is Maureen Austin. So the Tree Commission is up and running.

PRESIDENT SCHULMAN: Great. Congratulations. Leader Dougherty.

MEMBER DOUGHERTY: Mr. President as everyone's talking and the Mayor mentioning you know, since he's been here four major storms and since I've been here there's been a lot more than that. I'm old and four administrations, yes I'm old. And the neat thing about it is when we talk about the workers and how they rise up to handle these kind of things, it doesn't matter who's around this table or who's in the administration. It's that down in the trenches they don't care who's here, they just care about making things right and getting things done and that's what I've seen so. *(APPLAUSE)* So, everybody have a safe holiday. So I want to see everybody back here Monday in two weeks and be safe out there for the holidays and have fun.

PRESIDENT SCHULMAN: Happy holidays everybody.

MEMBER DOUGHERTY: Move to adjourn.

MEMBER GRIFFIN: Seconded.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Meeting is adjourned. Have a Happy 4th of July everybody. We'll see you next time. *(Gavel falls)*

ADJOURNMENT TIME: 9:04 PM

ATTEST: JULY 5, 2013
CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

APPROVED: JULY 5, 2013
ALLEN SCHULMAN
PRESIDENT