

MINUTES OF THE MEETING JULY 15, 2013

PRESIDENT SCHULMAN: Good evening ladies and gentlemen and welcome to Canton City Council. We have a, what I originally thought was somewhat of a quiet evening but we have 6,000 public speakers tonight. So, we'll probably till midnight. Before we do begin the meeting I would like to remind our speakers, some of whom are coming in from I think Trinity Place, you...we give you three minutes as you know and your always welcome to come up and let us know your thoughts and feelings and complaints and criticisms but if you're going to say the same thing, each of you, try to not say in three minutes. Just try to not say it in three minutes. Just try to do it in a couple minutes if you don't mind. Pardon?

MAYOR HEALY: *(Inaudible)*

PRESIDENT SCHULMAN: Unless...the Mayor said unless it's good for him then you can speak for twenty five minutes. In any case, 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:

9 COUNCIL MEMBERS PRESENT: (DAVID DOUGHERTY, JAMES GRIFFIN, JAMES BABCOCK, MARY CIRELLI, GREG HAWK, KEVIN FISHER, JOHN MARIOL, EDMOND MACK & FRANK MORRIS)

NINE COUNCIL MEMBERS PRESENT. (MEMBERS COLE, WEST AND SMITH ABSENT)

CLERK TIMBERLAKE: Nine present, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk.

EXCUSING MEMBERS

PRESIDENT SCHULMAN: Leader Dougherty do you have a motion for our absent Members of Council.

MEMBER DOUGHERTY: Mr. President, I make a motion to excuse Members Cole, West and Smith from this tonight's meeting.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to excuse Members Cole, Smith and West from this evening's meeting. Any remarks? Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 9 YEAS, 0 NAYS

CLERK TIMBERLAKE: Nine yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, the motion carries and Members Cole, Smith and West are excused from this evening's meeting. We'll have our invocation given tonight by my friend and Council Member at Large, Jim Babcock. Will you all please stand and remain standing for our Pledge of Allegiance.

The regular meeting of Canton City Council was held on July 15, 2013 at 7:30 P.M. in the Canton City

MINUTES OF THE MEETING JULY 15, 2013

Council Chamber. The roll call was taken (see above) by Clerk of Council Cynthia Timberlake. The invocation was given by Council at Large Member, James Babcock. The Pledge of Allegiance led by President Schulman.

PRESIDENT SCHULMAN: Thank you Member Babcock.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President, I move we suspend Rule 22A to add 2nd Reading Ordinances 8 through 19.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to Suspend Rule 22A to the 2nd Reading Ordinances 8 through 19. Any remarks? Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 9 YEAS, 0 NAYS

CLERK TIMBERLAKE: Nine yeas, Mr. President.

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

PUBLIC HEARINGS

PRESIDENT SCHULMAN: Turning to Public Hearings. We have none this evening. _____

OLD BUSINESS

PRESIDENT SCHULMAN: Under Old Business, the Mayor's Chief of Staff, Warren Price who is no longer the Service Director because we have a new one, is not here this evening. So he'll be with us in a couple weeks.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: Turning to Public Speaks. We do have a number of public speakers, perhaps 16 or so. Our first speaker is Patricia Kirk. Ms. Kirk, as always welcome. If you'll step forward, be careful and give us your name and your residential address please.

PATRICIA KIRK: Patricia Kirk, 131 5th Street NE, Downtown Central Neighborhood Association and the Canton Tree Commission.

PRESIDENT SCHULMAN: Is your speaker on?

PATRICIA KIRK: No, I don't think so....nope.

PRESIDENT SCHULMAN: Well it is, you're going to have to speak up a little.

PATRICIA KIRK: Okay.

MINUTES OF THE MEETING JULY 15, 2013

PRESIDENT SCHULMAN: You don't have to stand up, just get a little closer.

PATRICIA KIRK: Yes Virginia, we have a Tree Commission. What is a Tree Commission? It's about urban forestry. Urban is the City, forestry are the trees. We owe a lot to trees. They give oxygen, raise property values, reduce crime by 50%, reduce runoff flooding common in the Cities, control noise, pollution and temperature. But only healthy trees can do that. That's why a Tree Ordinance was needed to establish tree importance and ordain the establishment of a Tree Commission that is open to the public. Our first meeting was in June and now we have officers and other representatives. Our next meeting is tomorrow evening, 6 to 8 at the Garden Center in the park. We have a lot of questions to be answered and I will broach public outreach. One of our duties is education of proper tree care, why? Have you seen the trees after the latest storms? Our meetings are always open to the public. I hope to see you there. Thank you.

PRESIDENT SCHULMAN: Thank you as always Ms. Kirk and again, congratulations on that. Our next speaker is Martin Zawacky. Mr. Zawacky if you'll step forward. Good evening, as always welcome. If you'll give us your name and your residential address please.

MARTIN ZAWACKY: Martin Zawacky, 2831 Harrison Avenue NW here in the City. I'm here as a representative of course of the Harrison Hills Neighborhood Association and for the group of folks on Trinity Avenue Place. Would you guys stand up just so everybody can see that we have a number here, if you don't have one our shirts. Thank you. Well the Mayor knows how to make a name for himself. Thank you very much. I...I think something proactive has to be done, something had to be done and things seem to be going a little better and we have a way...a way in. I think that one of the things we need to do is...is find, you know, there's that euthanism of finding our way out of the box. One of the experience I had about 45 years ago, flying, came into a place to land and there was this big sign that says "Don't shoot our sniper." So, I was fueling the aircraft and I asked the guy who brings the thing, I said "What's that all about?" He says, "Well we got this sniper, everyday at 11:00 he shoots and doesn't hit anybody and everyday we go look for him, we don't find him." So, I happened a couple months ago run into a guy who said "Yeah, that was my place, I'll give you the rest of the story. We put food at the bottom of this tree everyday." Now, that seems to be a very logical concept of thinking out of the box. The trick was how did you know the box was even there to get out of. How did...how did that communication every come about. That's what we need to do. The people in Harrison Hills Neighborhood Association, besides come up here and gripe, we want to help. I want to do something. You are leaders, tell us how. Thank you very much.

PRESIDENT SCHULMAN: Thank you sir, very much. Our next speaker is Scott Knies, I hope I'm pronouncing that correctly, I think I am. No?

SCOTT KNIES: Close, it's Knies.

PRESIDENT SCHULMAN: I'm sorry, good evening again, always welcome and you give us your name and your residential address.

SCOTT KNIES: Scott Knies, K-n-i-e-s, 1626 Logan Avenue NW, Canton, Ohio 44703. My problem is, we live across from Ridgewood Castle, there's a number of pit bulls and english mastiffs, bull mastiffs, dogs that I don't feel should be in an apartment complex. I got attacked...my dog and I got attacked by a pit bull last night. Something has got to be done about those people. I mean there's...they don't care, they bring the dog...dogs over to our house to go to the bathroom, we end up cleaning it up, not to mention the fact that once

MINUTES OF THE MEETING JULY 15, 2013

in awhile they let them lose and we get attacked. As you know a pit bull, they say they're no longer vicious...a vicious dog but they are vicious and it's not the dog, it's the owner but just the same, getting attacked and knocked to the ground, protecting your dog and protecting yourself is just something you shouldn't have to do in your own neighborhood or any neighborhood for that matter. Thank you.

PRESIDENT SCHULMAN: Thank you Mr. Knies, appreciate it. Our next speaker is Dr. James King, Doctor, good evening, as always welcome to Canton City Council.

DR. JAMES KING: Thank you very much for the privilege. I'm Dr. Jim King, I live at 6391 Bertram Avenue NW, Canton, Ohio. I'm semi retired gastroenterologist and I'm here to propose that Council consider the naming of 2nd Street SW "The Ralph Hay Way" in honor of my grandfather Ralph Hay, who was the owner of the Canton Bulldogs from 1918 to 1923, they were undefeated in 19...and back to back world titles in '22 and '23. My grandfather had the likes of Jim Thorpe, Joe Guyon, Pete Calac and Guy Chamberlain on his teams and in '80....in '23 he ran out of money, he used his automobile money to support the Bulldogs and Canton football. In August, he organized a meeting of all the owners in Ohio and subsequently wrote 11 owners, including George Halas for a subsequent meeting on a Friday night, September 17, 1920 about 50 yards from this spot right across the street in the Bow Building, which was the Odd Fellows Building at that time. He sold Hubmobiles and Jordans and Pierce Arrows and when he called this meeting, these men sat on the fenders and the running boards over there and with a few buckets of beer on the floor. That's where the birth of the American Professional Football Association was made \$100.00 a team. Two years later, it was renamed the National Football League, that birth is in large part why the Hall of Fame is in Canton, Ohio. I therefore request that you give consideration to...to this in honor of my grandfather and I have some background material that I'll leave for those who are interested. My...my grandfather was very close to Jim Thorpe, I was named after Jim Thorpe, James Frances Thorpe and James Frances King and after he finished playing in '29 he became destitute and was often back here in Louisville and Canton and my grandfather was helping him out. So, I last saw him January 30, 1952 at the Onesta Hotel at the Jim Thorpe banquet, got his autograph and the Great Jimmy, the guy they called for the Indians.

JAMES PARKER FROM THE AUDIENCE: *(Inaudible)*

DR. JAMES KING: Who?

JAMES PARKER FROM THE AUDIENCE: *(Inaudible)*

DR. JAMES KING: No.

MEMBER GRIFFIN: Jimmy Dudley.

DR. JAMES KING: Jimmy Dudley, yeah....was there and so, that's the story and I have time left and I'm going to leave you alone. *(Laughter)*

PRESIDENT SCHULMAN: Well stay right there Doctor because what I'm going to do is take some prerogative...thank you and we're going to go right to Informal Resolutions.

INFORMAL RESOLUTIONS

MINUTES OF THE MEETING JULY 15, 2013

PRESIDENT SCHULMAN: So, Leader, if you don't mind, let's look at Informal Resolution 36 please.

#36. CNCL MBRS WEST & SMITH: HONORARILY NAME A PORTION OF 2ND ST SW BETWEEN HIGH AVE SW AND CHERRY AVE SE AS "RALPH HAY WAY".- ADOPTED

MEMBER DOUGHERTY: Mr. President, I move that we adopt Informal Resolution 36.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution 36. Madame Clerk, would you please read the Resolution.

CLERK TIMBERLAKE: Honorarily naming a portion of 2nd Street SW between High Avenue SW and Cherry Avenue SE as "Ralph Hay Way."

PRESIDENT SCHULMAN: Any remarks? All those in f...yes? Yes Member Morris?

MEMBER MORRIS: (*Inaudible*)

PRESIDENT SCHULMAN: That is...that is the Resolution. Any other remarks? Hearing none, by voice vote all those in favor of adopting Resolution 36, signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #36 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries. Resolution 36 is adopted.

DR. JAMES KING: Thank you...thank you very much.

PRESIDENT SCHULMAN: Mayor...well, Doctor, Mayor Healy?

MAYOR HEALY: Mr. King....Dr. King, I just wanted to share with you and the rest of the audience here, I just got done doing a video promotion with the President, CEO of...of the Hall of Fame, Steve Perry and when you go in the new addition, because they just spent \$26,000,000.00 or something to upgrade that facility for the 50th Anniversary. And now when you first walk into the Hall of Fame, what you see, the very first thing you see is a Hubmobile which is from your grandfather's showroom and it is now a permanent part of the museum. So, not only is the street named after him but the museum has recognized him as well and you are a part of Canton's history and your family is and thank you very much.

DR. JAMES KING: This is a picture of Jim holding me. (*APPLAUSE*)

PRESIDENT SCHULMAN: Well I can tell you Doctor how excited you made James Parker tonight. He's...he has got to be spinning in his chair.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: Our next speaker is Roger Zachary. Mr. Zachary if you'll step forward and give

MINUTES OF THE MEETING JULY 15, 2013

us your name and your residential address and as always, welcome to Canton City Council.

ROGER ZACHARY: Good afternoon, my name is Roger Zachary, my home address is 2621 Wood Owl Street NE, Canton, Ohio. And I'm here to speak concerning Hamilton Avenue project. I'm here really to thank a lot of people. To the President of Council, Members at Large and Ward Council Members, Clerk of Council and City Administrators. The reason I stand before you tonight is to thank you for completing the Hamilton Avenue project. Thank you, thank you, thank you. I want to personally and publically thank everyone of you Council Members for your yes vote on approving the fund for the project. You could have just set here on your thumbs like the previous Administrations have done since the year of 2000. But you saw the need and you took action. Thank you along with my 4 Ward Council Person Chris Smith who never stopped working on this project af...after she took office. I want to...to, I must and I need to thank Members of the Engineering Department, Street Department and Sewer Department. I want to personally and publically thank Dan Moeglin and Chris Barnes, Kevin Monroe and James Dimarzio for listening to me rant and rave for several years. They did all they could for our allotment over the last several years with the limited resources they had. They...they all treated me courteously and with respect at every encounter. With that, I say thank you. I want to personally and publically thank City Director Warren Price for always assuring me this project would get done when I would get negative and...and have negative thoughts about the project because I didn't see anything happening. I want to personally and publically thank Dave Dougherty, Ward 6 Council Person. Mr. Dougherty was behind this project from day one and when we got the opportunity to get the funding, he said "Get 'er done." And it's not...and it's not even in his Ward. I want to personally and publically thank the Director of Development, Fonda Williams for stepping in and getting me under control. *(Laughter)* Teaching me how to swallow a chill pill. Mr. Williams and I go back many years to when he was a Mitey Mite baseball star with the Dogers and won the city championship under the lights at Shanafelt Field in 1977. I was the coach, I was proud of him then and I'm more proud of him now for coming back and serving his community. Finally, I want to personally and publically thank Mayor Healy for his backing. This is a project that you...that he wanted to complete during his first Administration and we finally got it done. I woul...I want to say thank you Mayor and continue doing what you're doing. You and your Administration are moving this City forward and I'm backing you all the way. Thank you for believing in the Hamilton Avenue project. This street is beautiful. I would like all of you to take a drive by and see it for yourself. Thank you.

PRESIDENT SCHULMAN: And there's a picture that's being passed around of the street and it's spectacular. Thank you very much Roger, we appreciate the kind words. Our next speaker is Robert Hamilton. Mr. Hamilton, if you'll step forward and give us your name and your residential address sir and welcome as always to Canton City Council.

ROBERT HAMILTON: Robert Hamilton, 1603 Trinity Place NW. I'm here tonight with Harrison Hills Neighborhood Association and Trinity Place Association. Basically I'd just like to say thank you to City Government, especially Mayor Healy, Councilman Mariol, Administrative Directors and associated departments. Thank you for listening to us, thank you for working with us, thank you for the innovative solutions we've come up with so far. As we know, we still have work to do to help make this a better place. I personally think Canton is the greatest City in Stark County but I might be a little bias but thank you City Government and we hope to continue working you to solve the problems on Trinity Place. Thank you.

PRESIDENT SCHULMAN: Thank you sir, very much. Our next speaker is Carissa Kerestes. Good evening ma'am, welcome again to Canton City Council. If you'll step forward and give us your name and your

MINUTES OF THE MEETING JULY 15, 2013

residential address. Those are very cool shirts.

CARISSA KERESTES: Yes, Carissa Kerestes, 1621 Trinity Place NW, Canton. And I was there that day when Mayor Healy came out, that Tuesday and he was talking to my husband and I and while we were discussing what was going on in the neighborhood, that kid, we've seen him numerous times coming up and down the road and I said "Well just watch, he'll probably run the stop sign." And there he did and that's when, you know, everything else that was in the newspaper. You know, I'm worried now that they're going to have a 3rd party to investigate this, it's going to draw attention why we were here in the first place and I'm just here to support, you know, everybody else on my street and they did put a couple cruisers out. They put, you know, two different locations and that helped but once they go away, they're back. They're back and they go around Ivanhoe and up down 27th Street and it just causes a problem somewhere else. So, that's all I pretty much have to say. Okay, I remembered something else. About a year ago I've made phone calls to the non emergency number and they put out one of those speed...where it tracks the speed and I...they called back two weeks later and said there was no speed problem, you know, after I've made numerous calls out there. So...and that was a year ago and you can check, cal...you know, the calls I've made. So, that's pretty much all I have to say.

PRESIDENT SCHULMAN: Thank you very much ma'am. We appreciate it. Our next speaker is John Kerestes. Good evening sir, welcome again to Canton City Council. If you'll give us your name and your residential address please.

JOHN KERESTES: Yes, my name is John Kerestes, 1621 Trinity Place NW and I'm out here not to gripe or anything but so far what the Mayor did, stepped forward, put his foot down, Trinity Place and the whole neighborhood of Harrison Hills support him. He did not do nothing wrong guys, really. We lack a police force in our City which needs to be confronted to the Governor of the State because if we don't have police force, fire departments or emergency ambulance vehicles, how we supposed to get help? But other than that, Mayor, my hats off to you. Thank you for everything you done and I hope we keep on working with you guys to solve this problem. Thank you very much.

PRESIDENT SCHULMAN: Thank you sir. Our next speaker is Douglas Vickers. Mr. Vickers, good evening. Welcome to Canton City Council again. If you'll step forward and give us your name and your residential address please.

DOUGLAS VICKERS: My name is Douglas Vickers, 1622 Trinity Place NW, Canton, Ohio of course. I'm just here to tell thanks for everything that's been going on. I mean there's still work to be done. Like everyone else has said, once the cop car left, the problem started right back up. I do want to...I do want to ask for another street light on our street. There's a pole that has no street light on it right now. With the new bulb that was put in, the current problem street light, with the new bulb, it's just made that area even more dark. I would just like to see the whole street lit up at night, just so we could, you know, see whose outside of our house at night. But other than that, I just wanted to say thank you. That's it.

PRESIDENT SCHULMAN: Thank you sir, very much. Our next speaker is Nicole Vickers. Nicole and a special guest. Well that's...that's alright. If you'll give us your name and your residential address please.

NICOLE VICKERS: I'm Nicole Vickers, 1622 Trinity Place NW, Canton, Ohio 44709. I just wanted to say thank you as well but my husband and I were just talking about something that I don't even know if it's

MINUTES OF THE MEETING JULY 15, 2013

possible. Like on 77 how you see painted on the street headed 77 South or North, is it possible to actually paint on the street speed limit 25 miles an hour? I mean...because I did notice that there is no speed limit sign from the stop sign at Myrtle to the corner there at the apartments. So, I don't know if that's part of our issue but I thought that maybe that might help a little bit. So, other than that, thank you very much for everyone for listening.

PRESIDENT SCHULMAN: Thank you Mrs. Vickers, very much. Our next speaker is Pete DiGiacomo. Mr. DiGiacomo if you'll step forward and give us your name and always, welcome to Canton City Council and your address.

PETE DIGIACOMO: My name is Pete DiGiacomo, I live at 600 Dent Place SW, Canton, Ohio. First thing I'd like to speak on, my wife, the grandchildren and myself road our bicycles through Stadium and Monument Park. The duck feces is so bad on the bicycle trail we had to take...go off the trail, ride on the road that goes through the parks. I know there's ways you can get rid of the geese, they're rats with wings and I...it's...it's a nasty, nasty thing. But the real thing I wanted to come and talk about tonight. I want to congratulate all the law enforcement agencies and everything else, did a great job. Now the City has got over \$700,000.00 or the Police Department I believe has \$700,000.00 that they can do something with. Crime is a bad thing in the City of Canton. It's going on, everybody comes up to City Council, they want to talk about cats, trees, grass, weeded lots, potholes and everything in the City but crime as...as far as I'm concerned is the major thing. There's quite a bit of money here. It's gonna be...and I could be wrong, at the Police Chief's discretion the way some of that is distributed. I would hope and I would plead with whoever the powers are to be, try to use some of that money for hiring some more safety forces. If it's only going to be used for the Police Department, you got a nice chunk of money there to get some more cadets, get some more officers on the streets as opposed to cruisers and things like that. If there's some way it can be used for all safety forces, that would make it even better. My understanding was that last week through the storm, the City of Canton had to call in EMS, and I could be wrong but I don't think what I...the information I got was not right, that we had to call in EMS units from outside of the City because we did not have the capability to handle it. Also, they had to call in some, I believe fire because we could not handle it. Again, safety...safety forces, if I...if I need to beg, I'll beg plead or whatever, try to do something, anything to get more officers, more firemen, more EMS. If you get rid of...even...eve...even if you can get rid of some kind of crime, it's going to be better than the way it is right now. I know we have cadets right now in training. They're going to be on their own so to speak in a few months. That's going to be a positive thing, you're going to get some more. The bad thing is some of them...some of the older Officers are going to be retiring. So, we're going to lose some. The City of Canton, I talked to other people, live in other communities, they don't want to come here because of the crime, they feel unsafe. Please, I'm begging, anything you can do, talk to Chief Lawver or anything. Use some of it for...for safety and protection. Thank you very much.

PRESIDENT SCHULMAN: Thank you very much Mr. DiGiacomo. Our next speaker is Neal Honabarger. Mr. Honabarger, I hope I'm pronouncing your name right but I'm sure you'll correct me. Would you give us your name and your residential address sir and welcome to Canton City Council.

NEAL HONABARGER: Thank you and you said it very well.

PRESIDENT SCHULMAN: Great, it's a miracle. Thank you sir.

MINUTES OF THE MEETING JULY 15, 2013

NEAL HONABARGER: My name is Jon Neal Honabarger, I reside at 1626 Trinity Place NW, Canton, Ohio and everything that I had to say has already been. I just wanted to give a big thank you to all Members of Council and the Mayor of our great City and I would just ask that you Councilmen would pass this card to our Mayor, give it to him.

PRESIDENT SCHULMAN: Great, thank you very much sir. Thank you. Our next speaker is Bruce Nordman. Mr. Nordman, as always, welcome. If you'll give us your name and your residential address sir.

BRUCE NORDMAN: Thank you. Bruce Nordman, I reside at 1623 Logan Avenue NW, Canton, Ohio. I'm here tonight to talk about Group 175's needs. We just completed with my CCW class, canvassing 470 homes and 50 businesses over the last 3 weeks. I'm sorry to say in pursuit of that we've run across several well established citizens who have told me that they after several years of living here are fed up, they're putting their houses up for sale because of the continued crime that's going on in this City. Now, I support Pete's comments about the 3 quarters of a million dollars that is a windfall to the Police Department. We need \$1,336,000.00 to hire 25 Police Officers. That sure will go a long way. We've taken from the General Fund over the last several months \$425,000.00 for other causes, not a nickle for safety. Now the Auditor has given us some numbers here that were really quite alarming to us. There's \$1,358,777.00 sitting as unappropriated balances in the General Fund. We would ask that, that be immediately applied to hire 25 more new Officers, that we start running ads for the new Officers and that we start scheduling exams. The citizens are in desperate need of help. We go into the toughest neighborhoods in the City, they are absolutely terrified of the crime that's going on in their areas. We have, through a number of Officers, information that on the way to crimes, they get called off sometimes 2 and 3 times on the way to the original call. We hear the crime is down, reported crime is down. Those crimes are not added into the numbers, the citizens know this and feel it. We're asking please let's make this a priority. And then last but not least, I'd like to recognize Bob Harper who did just an absolutely fabulous job of running the Monument 4th of July Concert/Fireworks. There were over an estimated of 12,000 people there, not a shot was fired, not a fight was started not a four letter word was issued. There were 50 volunteers in addition to the fine work by the Police Department, Fire Department and the City Workers. I would like the Council to consider a Proclamation testifying to Bob Harper's fine, fine leadership in heading up this event. Thank you.

PRESIDENT SCHULMAN: Thank you Mr. Nordman. Our next speaker is Lois DiGiacomo Jacobson. Good evening ma'am, welcome to Canton City Council. Again, if you'll give us your name and your residential address please.

LOIS DIGIACOMO JACOBSON: Lois DiGiacomo Jacobson, 1969 Kingscote Circle NE, North Canton 44720.

PRESIDENT SCHULMAN: Thank you.

LOIS DIGIACOMO JACOBSON: In 1988 I became part of a group which founded the Stark County Town Hall on race relations. Rabbi John Spitzer and Ron Ponder were also part of that original group. We have since been renamed Coming Together Stark County. We are the only organization in the County with mission to promote inclusion, diversity and dignity for all people. We have held Town Halls, diversity training and workshops, created the Criminal Justice Reform Committee, held community conversations and meetings with diverse cultures, ethnicities, religions, abilities, disabilities and ages, civil discourse discussions and produced historical plays to commemorate black history and women's history month. This is just to name

MINUTES OF THE MEETING JULY 15, 2013

a few. During the past year we have reached more than 950 persons with these various events. Even with this, in many ways we have been the best kept secret in Stark County. To build awareness, we have having an event, a relaunch for Coming Together Stark County and I ask you to come and join us this Thursday at 6 PM at Crate and Canvas on 3rd Street. We're going to have a party there that will be wine and food and good times and live music. Come and represent your district, help us create the diversity awareness programs and provide the information needed to help the people in your district with this very important effort. Without planning, we believe the timing to relaunch Coming Together Stark County is blessed, especially after hearing the George Zimmerman verdict this weekend. I believe we are now the most important organization in Stark County. So, please attend our event this Thursday to learn more about Coming Together Stark County. We need your intrit....your input and your support and your support and I will email you a reminder before Thursday about that. And I thank you very much.

PRESIDENT SCHULMAN: Thank you ma'am and thank you for your efforts. Our next speaker is James Parker. Mr. Parker, welcome, if you'll give us your name and your residential address please.

JAMES PARKER: James Parker, 630 Penny Street SE, Canton...North Canton, Ohio. Thank you kindly for passing the Informal Resolution. It was very considerate of you, I am very happy but I don't think anyone's as happy as Lester Higgins, Esther Hay, Jim King of course. Esther Hay is Ralph Hay's widow, there were several reports in the Repository after the...50 years ago when the indu...the first Hall of Fame class didn't include Ralph Hay as the parade went by her home on Fulton Road, she wouldn't look at it. She turned her back on it and had a very salty taste in her mouth. This is 50 years of overdue recognition. So, Lester Higgins who has a...started the retarded children of Stark County, has a building named after him in Canton South was the brother in law of Ralph Hay. This is a picture of Ralph Hay, the father of the NFL and I'll pass that around as well (*inaudible*)...on Ralph Hay. George Halas, we have a letter of him installing the virtues of Ralph Hay, wishing he was nominated and put into the Hall of Fame, he's the forgotten man in the NFL, the pioneers of pro football. You know the Super Bowl is now worth \$110,000,000.00, that's one game. The industry itself is worth \$7,000,000,000,000 a year. I can guarantee ya, no money changed hands that day. We want to make sure this street is designated from High Avenue to Cherry Avenue, it spans Market as well. Most importantly that it's embellished well and enhanced well with the proper signage, at least that, that Mr. West was able to conceive and get done for the Pro Football Hall of Fame, rather the parade route corridor along Cleveland Avenue. This will intersect well and dovetail well with that...this is a letter from Esther Hay herself trying and...and, you know, banting the Ralph Hay induction process, which nowadays, the sports writers that do it won't really know who he is, there's too much leverage in other directions. So, we do thank you on behalf of the Hay family and from their grave I'm sure their...their smiling somehow. As you know, March 28th of 2011, I first came to you with a letter exclaiming Jim Hor...Jim Thorpe and Ralph Hay laid the cornerstone for the league in Canton and George Halas recognized their name that the golden...that the plaque fading on the side of the Bow Building is small and details has an inscription but with other respects, there's diddly squat concerning this monumental moment. So, this does certainly fit the mission statement of our great Pro Football Hall of Fame in part which says to educate the public regarding the origin, development and growth of professional football as an important part of American culture. That was in 2011. As you recall, May 23, 2011 some of you that weren't elected yet, this seems like a touchdown to those savvy to a sports tourism that proudly displaying Canton's important contributions to the origin and growth, heightens brand recognition as Canton's unique and special place as the Pro Football Hall of Fame City and being committed to valuing what is different about Canton shows that we stand for who we are and what we're known for in American culture. Also, the Football Heritage Corridor proposal, 7/24 of 2012 mentions in there another example would be to designate Ralph Hay Way. So, I thank you again for your cooperation and your help.

MINUTES OF THE MEETING JULY 15, 2013

PRESIDENT SCHULMAN: Thank you Mr. Parker as always. Our last speaker tonight is Marcia Zawacky. Ms. Zawacky, if you'll step forward. Saving the best for last. Give us your name and your residential address please. Well you're last, I figured I'd make you feel better.

MARCIA ZAWACKY: You did good. You did good.

PRESIDENT SCHULMAN: Thank you.

MARCIA ZAWACKY: Thank you. I'm Marcia...Marci Zawacky....no, no, no, that's fine, I like Marci, 2831 Harrison NW, Canton. I'm the Harrison Hills President. I'm sorry if I made noise during Caucus, okay. I want to change gears a little bit here. Does everyone know Naslow's Higher Arche? Abraham Naslow come up with...came up with the idea and I believe the Bible does this too, okay, that there were tasks that we had to get through as a society, as individuals before we could move on to the next higher task. The first one of course is the basic needs of life, okay. And then the second one for everyone that's paying attention is safety because if you are not guaranteed that you're what...you're basic needs, your food and all that stuff is safe, then...then you're always trying to defend it, okay. The third one is loving and the feeling of being needed and that's our family and our friends. The fourth one is to be...it's self actualization, it's the being a upstanding member of society, somebody that goes and gets a job and they work in their community and stuff like that to be a productive member. And the last level of Naslow's Higher Arche and the highest level is doing something that needs to be done because it needs to be done. Not for money, not for any pats on the back, just because it needs to be done. The reason I'm saying this to everybody, okay, is to think about what goes on in our community from day to day, month to month, week to week, whatever and that we will always, always have struggles, we will always have challenges to meet, we've always had crime, okay. And...and...and as long as you can actually see that we're working, all of us are working on it, the Mayor, the Police, everybody, the neighborhoods, then we're probably a pretty healthy community, okay. And I'm up here tonight to say to the community, the whole community, give yourself a hand, okay, because I'm listening to people actually up here talking about things in their community, okay. Good things, bad things, things we're working on. So, I'm really proud and I want to thank the Mayor for making the effort to do something about something. There's a lot of people that like to bitch about it but they won't do anything about it, okay.

PRESIDENT SCHULMAN: Thank you. Thank you to all our speakers tonight. We appreciate you coming down, we hope you come down more often. As I tell the guests, if you want to leave please feel free, you're not, you know, tied to the seats but just leave quietly.

COMMUNICATIONS

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

NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS FILE DATED JULY 15, 2013.

279. AUDITOR MALLONN: MNTHLY RPT BY FUND FOR 6/1/13 - 6/28/13. - RECEIVED & FILED

280. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/13 - 6/28/13. - RECEIVED & FILED

MINUTES OF THE MEETING JULY 15, 2013

281. HEALTH COMMISSIONERS ADAMS: REQ \$10,762.02 INTERFUND TRANSFER FROM 2313 301001 - OTHER TO 2313 301001 - PERSONNEL. - FINANCE COMMITTEE
282. HEALTH COMMISSIONERS ADAMS: REQ AUTHORIZATION TO ENTER INTO PROF SVC CONTRACT IN AMT OF \$20,000.00 WITH NATL ORGANIZATION OF URBAN MATERNAL & CHILD HEALTH LEADERS (CITYMATCH) FOR INFANT MORTALITY REDUCTION PROJ. - FINANCE COMMITTEE
283. LIQUOR DIVISION CONTROL (OHIO): REQ NEW D1 D3 D3A LIQ PERMIT TO THREE BIG CHEESES LLC @ 315 CLEVELAND AVE NW. - RECEIVED & FILED
284. MAYOR HEALY: REQ RE-APPT OF MARCIA ZAWACKY TO FAIR HOUSING COMMISSION FOR RETRO TERM OF 1/1/13 - 12/31/17. - PERSONNEL COMMITTEE
285. MAYOR HEALY: REQ RE-APPT OF CLASSIE GROCE TO FAIR HOUSING COMMISSION FOR RETRO TERM OF 9/1/12 - 12/31/17. - PERSONNEL COMMITTEE
286. MAYOR HEALY: REQ RE-APPT OF NEIL LIBSTER TO FAIR HOUSING COMMISSION FOR RETRO TERM OF 7/1/12 - 6/30/17. - PERSONNEL COMMITTEE
287. SAFETY DIRECTOR PRICE: REQ TO APPROP UNAPPROP BAL OF \$81.32 INTO FUND 2785 ON BEHALF OF CANTON POLICE DEPT FOR 2010 BYRNE MEMORIAL GRANT FUND EXPIRING 9/30/13. - FINANCE COMMITTEE
288. SAFETY/SERVICE DIRECTOR PRICE: AMEND O#209/2012 WITH \$1,000,000.00 SUPP APPROP FROM UNAPPROP BAL 1151 - LAND REUTILIZATION & NOTE FUND TO 1151 101501 CODE ENFORCEMENT - OTHER TO CONTINUE REVITALIZATION PROG. - FINANCE COMMITTEE
289. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO AGMT WITH WHEELING & LAKE ERIE RAILWAY &/OR OHIO RAIL DEV CORP; AUTHORIZE CITY TO REC GRANTS & UTILIZE FUNDING MADE AVAILABLE FOR PROJ; AUTHORIZE MAYOR &/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD & EXECUTE A CONSTRUCTION CONTRACT; AUTHORIZE MAYOR &/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD & EXECUTE A MATERIALS PURCH CONTRACT OR TO PURCHASE SAID MATERIALS VIA STATE COOP PURCH AGMT; AUTHORIZE AUDITOR TO ESTABLISH & CREATE 4570 FUND (RAILROAD CROSSING/TRAFFIC SIGNAL UPGRADE PROJ, GP 1149); MAKE A \$200,000.00 SUPP APPROP FROM UNAPPROP BAL OF 4570 FUND (RAILROAD CROSSING/TRAFFIC SIGNAL UPGRADE PROJ, GP 1149) TO 4570-202097 (RAILROAD CROSSING/TRAFFIC SIGNAL UPGRADE PROJ, GP 1149 FUND & ORGANIZATION); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
290. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR &/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR 41ST ST NW ROADWAY

MINUTES OF THE MEETING JULY 15, 2013

RECONSTRUCTION PROJ, GP 1126; AUTHORIZE TO ESTABLISH FAIR MARKET VALUE FOR PARCELS ON ENCLOSED EXHIBIT, TO NEGOTIATE & ENTER INTO AGMT WITH PROP OWNERS FOR PURCHASE OF SAID PARCELS & TO REC SAID PARCELS BY CITY; REAUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO AGMT W/OPWC FOR CITY TO REC GRANT FUNDS FOR PROJ; AUTHORIZE AUDITOR TO ESTABLISH & CREATE THE 4569 FUND (41ST ST NW ROADWAY RECONSTRUCTION PROJ, GP 1126); MAKE A \$452,252.00 SUPP APPROP FROM UNAPPROP BAL OF 4569 FUND (41ST ST NW ROADWAY PROJ) TO 4569-202088 (41ST ST NW RDWAY PROJ & ORGANIZATION); MAKE A \$140,000.00 SUPP APPROP FROM UNAPPROP BAL OF 5410 (SANITARY SEWER FUND) TO 5410-202088 (SANITARY FUND - 41ST ST NW RECONSTRUCTION RDWAY PROJ); MAKE A \$73,000.00 APPROP TRANSFER FROM 4501-201001 (CAPITAL FUND - SERV DIR ADMIN) TO 4501-202088 (CAPITAL FUND - 41ST ST NW RDWAY PROJ); MAKE A \$3,736.84 SUPP APPROP FROM UNAPPROP BAL 4501 (CAPITAL FUND) TO 4501-202032 (HARMONT AVE SANITARY SEWER EXT PROJ); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; A PLA HAS BEEN SIGNED FOR THE PROJ. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

291. SERVICE DIRECTOR PRICE: AUTHORIZE AUDITOR TO PAY A MORAL OBLIGATION IN AMT NOT TO EXCEED \$6,000.00 TO HAYMAKER TREE AND LAWN FOR EMERGENCY TREE REMOVAL COSTS RESULTING FROM STORM DAMAGE AT NIMISILLA PARK AND NEARBY PARK PROPERTIES ON 6/25/13. - FINANCE COMMITTEE
292. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR JUNE 2013. - RECEIVED & FILED
293. TREASURER SCHIRACK: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX ACCOUNT FOR JUNE 2013. - RECEIVED & FILED
294. TREASURER SCHIRACK: RPT OF BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF 6/28/13. - RECEIVED & FILED
295. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS FILED AS OF 6/30/13. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: We are now under 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 Ordinance by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #7 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #1. (1ST RDG) AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF ONE PARCEL OF CITY-OWNED PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND

MINUTES OF THE MEETING JULY 15, 2013

DISPOSITION PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (TOMMIE L. BREWER - PARCEL #02-22450, LOT #310 ON 911 3RD ST NE)

Referred to Community & Economic Development Committee

- #2. (1ST RDG) AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF ONE PARCEL OF CITY-OWNED PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (JOYCE ANN POST - PARCEL #02-33013, PART OF LOT #962 ON 710 5TH ST SW)
Referred to Community & Economic Development Committee
- #3. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION & CORRECTIONS ACT GRANT IN AN AMOUNT NOT TO EXCEED \$170,601.00; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #4. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 209/2012; AND DECLARING THE SAME TO BE AN EMERGENCY (\$12.86 FROM UNAPPROP BAL 2774 BYRNE MEMORIAL JUSTICE GRANT 09 FUND TO 2774 102009 POLICE - STIMULUS - OTHER)
Referred to Finance Committee
- #5. (1ST RDG) AN ORDINANCE ADOPTING THE CITY OF CANTON'S ALTERNATIVE TAX BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2014; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #6. (1ST RDG) AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY \$2,400.00 TO SOUTH CITY HEATING AND COOLING; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement & Parks & Recreation Committees
- #7. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 209/2012; AND DECLARING THE SAME TO BE AN EMERGENCY (\$31,268.05 FROM UNAPPROP BAL 4502 MOTOR VEHICLE FUND TO 4502 MOTOR VEHICLE PURCHASE - OTHER)
Referred to Public Property Capital Improvement Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: Turning now to Ordinances and Formal Resolutions for the Second Reading. Would you please begin Madame Clerk, with Ordinance 8.

MINUTES OF THE MEETING JULY 15, 2013

MEMBER CIRELLI: Excuse me Mr. President.

PRESIDENT SCHULMAN: Yes Member Cirelli.

MEMBER CIRELLI: Would you sir please acknowledge Member Chris Smith is now with us.

PRESIDENT SCHULMAN: Yes, thank you very much.

MEMBER CIRELLI: Thank you sir.

PRESIDENT SCHULMAN: I'm sorry, I did not...

MEMBER SMITH: Thank you Mary.

PRESIDENT SCHULMAN: ...I did not see Member Smith was with us looking ravishing as always. Thank you and great job, you weren't here but great things were said about you earlier. Alright, now to we're under Ordinances and Formal Resolutions for the Second Reading. Will you please begin with Ordinance 8.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #8 THROUGH #19 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #8. (2ND RDG) 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
- #9. (2ND 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
- #10. (2ND RDG) AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 61/2012; AND DECLARING THE SAME TO BE AN EMERGENCY (CANTON MERCHANDISING/PROMO PROGRAM)
- #11. (2ND 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

MINUTES OF THE MEETING JULY 15, 2013

- #12. (2ND 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)
- #13. (2ND RDG) AN ORDINANCE AMENDING RESOLUTION NO. 21/2013; AND DECLARING THE SAME TO BE AN EMERGENCY (PARK LEVY - CHANGES FOR BALLOT)
- #14. (2ND 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
- #15. (2ND 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
- #16. (2ND 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)
- #17. (2ND 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
- #18. (2ND 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
- #19. (2ND RDG) **ADOPTED AS ORDINANCE NO. 120/2013** 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

MEMBER DOUGHERTY: Mr. President, I move we suspend the Statutory Rules on Ordinance 19.

MINUTES OF THE MEETING JULY 15, 2013

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance 19. Any remarks? Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten 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 19.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 19. Any remarks under this Ordinance?

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Thank you. Our Engineer told us that they wanted to have this, I think he's left, Dan Moeglin because it...on an emergency because they wanted to have this started in July. I'm assuming he meant this July, is that correct? Can anybody...

PRESIDENT SCHULMAN: Director, if you know.

MEMBER CIRELLI: This is the one...I'll let Mr. Bartos look at that real quick.

SERVICE DIRECTOR BARTOS: Mr. President, construction is to begin in 2013 but there's so many of these parcels that need to be purchased that we have to get moving right away.

MEMBER CIRELLI: Okay, thank you Mr. President, thank you Saf...Service Director Bartos.

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

NO REMARKS

ROLL CALL 9 YEAS, 0 NAYS, 1 ABSTAIN

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

#19 ADOPTED AS ORDINANCE NO. 120/2013

PRESIDENT SCHULMAN: Ordinance 19 is adopted.

MINUTES OF THE MEETING JULY 15, 2013ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: We move now to the Ordinances and Formal Resolutions for their Third, Final Reading and vote. Would you please begin with Ordinance 20.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #20 THROUGH #22 FOR THE THIRD TIME BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

#20. (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 121/2013** 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

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 under this Ordinance, Leader?

MEMBER DOUGHERTY: Mr. President, I move we amend Ordinance 20 per the Amendment in front of all Council Members

MEMBER GRIFFIN: Seconded.

AMENDMENT

Pursuant to Rule 36, I move to amend Agenda Item No. 20 by substituting the numerical figure of \$492,500.00 for the current figure of \$484,500.00 in the fourth "whereas" clause of Exhibit A.

PRESIDENT SCHULMAN: It's been moved and seconded that you amend Ordinance 20 by virtue of the copy before each Member of Council. Are there any remarks? Leader, do you have any remarks, I'm Sorry? Okay. Hearing none, by voice vote, 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 Ordinance 20 as Amended.

MEMBER GRIFFIN: Seconded.

MINUTES OF THE MEETING JULY 15, 2013

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 20 as Amended. So, you're voting on the Amended Ordinance. Are there any remarks under the Amended Ordinance. Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas, Mr. President.

#20 ADOPTED AS AMENDED AS ORDINANCE NO. 121/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. The Ordinance is adopted. Ordinance 21 please.

#21. (3RD RDG) **ADOPTED AS ORDINANCE NO. 122/2013** 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

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: I move we adopt Ordinance 21.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 21. Any remarks under this Ordinance? Hearing none again, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas, Mr. President.

#21 ADOPTED AS ORDINANCE NO. 122/2013

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 21 is adopted. Ordinance 22 please.

#22. (3RD RDG) **ADOPTED AS ORDINANCE NO. 123/2013** A RESOLUTION AMENDING RESOLUTION NO. 58/2013; AND DECLARING THE SAME TO BE AN EMERGENCY (TACO BELL ANNEXATION - CHG ACREAGE TO 1.547)

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? Again hearing nothing, Madame Clerk roll call vote please.

MINUTES OF THE MEETING JULY 15, 2013

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas, Mr. President.

#22 ADOPTED AS ORDINANCE NO. 123/2013

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

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: Turning now to announcement of Committee Meetings.

MEMBER BABCOCK: Mr. President.

PRESIDENT SCHULMAN: Member Babcock.

MEMBER BABCOCK: Finance will meet the 29th at 6:30.

PRESIDENT SCHULMAN: Thank you.

MEMBER GRIFFIN: Mr. President.

PRESIDENT SCHULMAN: Member Griffin.

MEMBER GRIFFIN: Parks and Recreation will meet same time, same day.

PRESIDENT SCHULMAN: Thank you.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Member Do...or Leader Dougherty.

MEMBER DOUGHERTY: July 29th Public Property Capital Improvement 6:30.

PRESIDENT SCHULMAN: Yes, Member Smith.

MEMBER SMITH: CD will also meet at the same time.

PRESIDENT SCHULMAN: Thank you very much. Any other announcements?

MEMBER MACK: Mr. President.

PRESIDENT SCHULMAN: Yes.

MINUTES OF THE MEETING JULY 15, 2013

MEMBER MACK: Judiciary will meet next Monday, July 22nd at 6:30, Council Chambers to discuss Charter.

PRESIDENT SCHULMAN: Thank you Member Mack. Personnel.

MEMBER GRIFFIN: Okay, Personnel will meet 6:30 on the 29th, I'm sorry.

PRESIDENT SCHULMAN: That's all right. Thank you.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: Turning now to Miscellaneous Business. Member Griffin.

MEMBER GRIFFIN: Mr. President, thank you. I'd just like to report on Parks and Recreation that the...we had a 27 team tournament, this was a 12 and under tournament. Several girls came into town two weeks ago. We had a very successful tournament. That was a regional. We have a national men's tournament coming in, 65 teams over the Labor Day weekend and at the Rec Board Meeting, we made it 7:30 on Friday mornings by the way, there was men that from the ASA and they just reported on that in both Canton and Stark County, we are very fortunate to have a complex at Willig Field. I must say that Canton has a jewel of a complex and the word is stated around and it's spreading good tournaments for Canton, Ohio. With the cooperation with the Visitors' Bureau and the Rec Board and the National Tournament, that's why they're coming in. Over the last several years, no matter what national ASA Office has brought to the area, they have always had successful right of way. In 19...in 2009 we had...2009 we had a ASA Tournament meeting here and that brought a lot of attentions. 2010, the National Softball Team trainees for the women came into Canton. If you remember they spent a week here before they went to South America to defend their...their tournament. So, Canton ASA is recognized, you know, for the tournaments and that and they mention here that the cooperation with the Rec Department, the fields (*inaudible*) were working on the fields very good. So they...it says here "Therefore the full cooperation of the Rec Department, we want to continue the tradition started four years ago." So, it's something to be proud of.

PRESIDENT SCHULMAN: Thank you Member Griffin and it certainly is something to be proud of. Any other...

MEMBER FISHER: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Fisher.

MEMBER FISHER: Thank you sir. Now I see the Mayor is back from patrolling the streets, there I wanted to...I'm going to be watching for you in the rear view mirror tonight. But I wanted to thank the Mayor's Administration, particularly I.T. Director, Pat Barton and the Chief of Police, Bruce Lawver for speaking over at a...a neighborhood association meeting, Town Hall that we had on some of the new technology in the City, you know, SeeClickFix and MindMixer, ShotSpotter, Tip 411, we had a very good turnout for that. I'd also like to recognize our Assistant Majority Leader, Jim Griffin was there as long as...as well as At Large Member Mary Cirelli. We had a very active and vigorous discussion over there. This is the, I believe the 5th or 6th Ward wide Town Hall we've had over the last year in a half and Members of the Administration have always been very willing to come in a speak and answer questions and I just wanted to thank them for that.

PRESIDENT SCHULMAN: Thank you Member Fisher. Mayor.

MINUTES OF THE MEETING JULY 15, 2013

MAYOR HEALY: Thank you Mr. President and you know it's an interesting night tonight, you know we had...a lot of times when people come in, their expressing concerns about a number of different things and we had some of that tonight. But you know, sometimes, you know, you're up here with City Council and the Administration and you work and work and work and you wonder if you're getting anywhere. And I just...the quick summary of the comments that was made tonight. The Police received more funds, forfeiture funds, which means we should be able to...to do some...some more things in the Police Department. I believe their...their limited in what they can do by Federal Law but the last time we had extra funds...forfeiture funds, we hired...we did some overtime programs and the (*inaudible*) program, some other things that allowed us to target some...some problem areas. So, you know, we could look at those types of things but it is at the discretion of the Police Chief. But that's good news, there's more resources, with resources we can do more things. We got the technology upgrades that was mentioned to help us communicate better with people with SeeClickFix and the MindMixer and those things. We named a street after one of our football families, something that has been asked by us by a member in the back there, the population, we got that done. We have Tree Commission that's actually holding meetings now, that's something that we've been hearing about from...from other members of the community. The Georgeview Estates, the Hamilton Avenue Project, another issue that was in the works for a long, long time, that was completed and we had a wonderful 4th of July celebration because of somebody in one of the communities, neighborhoods that stepped up and that's just some of the things that were touched on tonight and I just thought I'd recap that because, you know, it really feels good to know that there are things happening and the people do know that...that the Council, the Administration, the City Employees are all trying and when you do complete some things it's...it feels good because we all know that we're making a difference and...and somebody notices and it's a good thing. So, today we'll take it as a good day for the City of Canton and I want to thank all of you for..for coming to us and making those suggestions, requests or complaints and we're doing what we can to respond as...as best we can. Thank you.

PRESIDENT SCHULMAN: Thank you Mayor. Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: Thank you Mr. President, Members of Council and some of the folks in the audience. State Law can be a double edged sword. Pit bulls are one edge of that sword. As you've heard me say before, all Cities in Ohio have certain level of home rule guaranteed by the Ohio Constitution, whether their Charter or not. Sometimes though the State passes general laws that say they are of uniform importance and they have to be done on a Statewide basis to be standardly enforced. The State did that, they took pit bulls off of the list of vicious animals after they were there for a decade or two and their wisdom. So now pit bulls are treated like other dogs, until they get a series of bites or prove to be vicious but dogs at large are against the law and can be cited for a minor misdemeanor for being at large, defecating on another person's property is a fine...fineable offense but a Police Officer has to be there to cite it and there in lies another issue. I wanted to let you know that there are City Officials meeting with the folks from Ridgewood Castle again next week in an infrequent but continuing series of meetings. Someone from the Administration, at least a few and someone from my office will be there to discuss issues. And...and State Law is a good thing in terms of mutual (*inaudible*) when disasters occur, intra State mutual aid compacts are allowed. Our Fire Department, our Police Department and other neighboring Police and Fire Departments come to each's other aid when there is a large scale disaster, when we have major storms for example. The reason for that is a good thing, it's so that if Firefighters or Police Officers who come into our town or ours who go into their town are injured, they can have access to Workers' Comp and injury leave if they are injured. They also have access to defense, legal defense, if something happens and their brought under a legal claim. So mutual aid is a good thing and that's the other side of State Law I wanted to mention that where ever our resources are, at least we can all help each other as neighboring jurisdictions when Police and Fire need it. Thank you.

PRESIDENT SCHULMAN: Thank you Law Director. Member Cirelli.

MINUTES OF THE MEETING JULY 15, 2013

MEMBER CIRELLI: Thank you Mr. President. As I heard our Law Director speaking, it brought to mind something I'm hearing very much from the general public out there and that's the fact that on this one incident that we may have to have a mediator, would you tell the general public what you told me about a mediator, the cost, that there may not be any cost sir? Thank you.

PRESIDENT SCHULMAN: Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: Thank you Mr. President. Which matter are you referring to Member Cirelli? Which matter are you referring to?

MEMBER CIRELLI: I'm sorry, when it...the paper had in there that they possibly will bring a third party Mediator in on the issue that happened on Trinity Place sir.

PRESIDENT SCHULMAN: Law Director.

LAW DIRECTOR MARTUCCIO: Thank you Mr. President. Thank you Member Cirelli. We, the Law Department for the City of Canton, we're the law firm for the City of Canton and we handle as much as we can inside our own parameters, civilly and criminally. When we feel we have a conflict, when we maybe being perceived as being too favorite toward something or too hard on something or the law says we have an ethical or law conflict, we look to someone outside our office to help us out. They often do that with us. So, we're a number of Cities around our County that we have assisted in looking into matters for them at no charge. Occasionally, thank you for the point, we ask them to reciprocate and look into matters for us at no charge in order to have neutral eyes, objectively look into something without being unduly hard and having a witch hunt or without brushing something under the carpet, it provides a neutral objective look at something. You all pay me and my office to be the lead Lawyer for the City. Glen Fry or someone from the Eagles once wrote and sang "Lawyers that dwell on small details" I can't sing it because I don't remember the tune very well but we do and we have to, that's what you pay us for. We have to make sure that if there is any possibility that anything can result in liability, we're ready to look into it and help out. That's all I can say on the matter at this point. Thank you.

PRESIDENT SCHULMAN: Anything else Member Cirelli? I want to say one thing. We all received in our mailbox a notice of increase in State sales tax and use tax rate from 5.5 to 5.75% beginning September 1, 2013. I'm particularly looking at Mr. Nordman because he said something tonight that I hope all of you will follow up on. Very discouraged about the media because the media seemingly ignores this every time it's brought up. Martin Olson in his blog this morning had a terrific overview of casino money, supp....these millions of...hundreds of millions of dollars of casino money being given to our school system and if you look at it, it is nothing. It is absolutely nothing. It is a dismantling of the financial structure for our schools, our future. When the State Legislature, under the Republicans, Governor Kasich, who is a Republican, against almost anonymous Democratic decent raised the sales tax rate from 5.5 to 5.7, at the same time, the eliminated the 12% real estate roll back that we all used to enjoy. At the same time, they eliminated real estate credits for the elderly who make over \$30,000.00. They did this all with a surplus of over \$2,000,000,000.00. Mr. Nordman and your group and the other members of the public, \$2,000,000,000.00 in surplus, raising taxes on everyone, the elderly, the middle class, the schools and what did they do with that? Tax breaks for the wealthy. And we listen every single week, the summer, every other week to people coming in here complaining about crime in our community and not having enough Police, not having enough Fire, having to battle over what's left that the State Government has been so kind to deny local Governments by cutting up local Government funds and by cutting the estate tax to nothing for the very wealthy. It's out....it's beyond outrageous. And finally, what amazes me is how all of this slides under the radar. How the public sits here and goes about their daily lives

MINUTES OF THE MEETING JULY 15, 2013

without more than a peep, in fact it's not even a peep, it's nothing. It's okay, I guess we'll pay more in sales tax, so when I go buy my products I'm just going to pay more, I guess that's what we have to do when we have a \$2,000,000,000.00 surplus. It's disgusting, it's outrageous. You should, every one of you should call Scott Oelslager who chaired the Finance Committee in the Senate and who approved this abomination and Christina Hagan and Kirk Schuring and all the rest of them who passed this kind of legislation that is killing our urban areas, destroying our school system and absolutely dismantling the middle class. Leader.

MEMBER SMITH: Mr. President.

PRESIDENT SCHULMAN: Member Smith.

MEMBER SMITH: You know President Schulman is a hard act to follow but you're right. But I just want to thank the fellow Councilmans that voted before I got here, I hate I missed that vote. But thank you so much for supporting our Informal Resolution #36. Also the Georgeview Estate Project, you know as much storm as we had in the last couple of weeks, not one house was flooded. So, I thank you so much for that project. I'm really, really glad about that. So, thank you so very much and thank you so much for being here and I appreciate that. Thanks for all that the City do. Thanks.

PRESIDENT SCHULMAN: Thank you Member Smith. Any other remarks? Leader.

MEMBER DOUGHERTY: I Move we adjourn.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: Moved and seconded to adjourn. Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Meeting is adjourned. Let's have a safe ride home everyone. Thank you for coming. *(Gavel falls)*

ADJOURNMENT TIME: 8:39 PM

ATTEST: JULY 18, 2013
CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

APPROVED: JULY 18, 2013
ALLEN SCHULMAN
PRESIDENT