

MINUTES OF THE MEETING FEBRUARY 7, 2022

PRESIDENT SHERER: Good evening, ladies and gentlemen, and welcome to Canton City Council. If everyone could please turn their cellphones to vibrate, and we are also encourage social distancing here in Council Chambers. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please, Madam Clerk.

12 COUNCIL MEMBERS PRESENT: (WILLIAM SMUCKLER, JAMES BABCOCK, LOUIS GIAVASIS, GREG HAWK, BRENDA KIMBROUGH, JASON SCAGLIONE, CHRIS SMITH, ROBERT FISHER, KEVIN HALL, JOHN MARIOL, PETER FERGUSON & FRANK MORRIS)

TWELVE COUNCIL MEMBERS PRESENT.

CLERK WOOD: Twelve present, Mr. President.

PRESIDENT SHERER: Thank you. Tonight's invocation will be given by Council Member-at-Large, Bill Smuckler. If you would all please stand and remain standing for the Pledge of Allegiance, please.

The regular meeting of Canton City Council was held on February 14, 2022 at 7:00 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, Jill M. Wood. The invocation was given by Council Member-at-Large, Bill Smuckler. The Pledge of Allegiance was led by President Sherer.

PRESIDENT SHERER: Thank you, Majority Leader.

AGENDA CORRECTIONS AND CHANGES

PRESIDENT SHERER: We are now under Agenda Corrections and Changes, Leader.

MEMBER SMUCKLER: Mr. President, I move Rule 22A be suspended to add second readings of Ordinances 21 through 24 to this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to add 2nd Readings to Ordinances 21 through 24 to this evening's agenda. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 21 through 24 are a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT SHERER: We are now under Public Hearings and we have one Public Hearing for this evening. Madam Clerk, will you please announce the Public Hearing.

CLERK WOOD: AN ORDINANCE AUTHORIZING CANTON TO ANNEX TERRITORY KNOW AS THE BROADWAY AVE 2021 ANNEXATION AREA CONTAINING APPROXIMATELY 67.904 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS I-1 LIGHT INDUSTRY; REQUIRING OWNER OF THE ANNEXED TERRITORY TO

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PROVIDE BUFFER SEPARATING USE OF ANNEXED TERRITORY AND THE ADJACENT LAND REMAINING WITHIN TOWNSHIP; AND DECLARING THE SAME TO BE AN EMERGENCY.

PRESIDENT SHERER: Is there anyone in the audience wishing to speak for or against this Ordinance, please step forward. I must repeat, is there anyone in the audience wishing to speak for or against this Ordinance, please step forward. Seeing no one step forward, the Chair calls declares the Public Hearing over in regards to this matter. The matter now rests in the hands of Council.

OLD BUSINESS

PRESIDENT SHERER: We are now under Old Business and there is no Old Business for this evening.

PUBLIC SPEAKS

PRESIDENT SHERER: We are now under Public Speaks and we have four speakers for this evening. I would like to remind all our speakers that you do have three minutes to speak. Our first speaker is Ms. Kimberly Bell. Ms. Bell, could you please step forward and give us your name and residential address, please.

KIMBERLY BELL: Yes, Kimberly Bell...1733 Morris Avenue...Canton, Ohio. Um... first I want to make sure all members got the email. Should of got an email... President should of got a fax, Mayor. You know... you...Tom... you... you... you were the...the...the...the um... the Law Director, the Prosecutor, you're an attorney. And you knew it was wrong, you sat here day after day after the shooting and you sat here day after day... knowing the law and didn't know it was... didn't... didn't step up and say we have to reve... reveal the officer's name. Sat there day after day... and... and withheld that, shame on you. I have said in these... I have sat here and... I've studied you. I've been to prison. I've studied your laws, I went to school for a paralegal, got two degrees, studied your laws, and the result is... you white folks and you just learned a different way... to lynch us. You're lynching us by... killing us by cop or you're puttin us in prison... on false... charges. Tomorrow I plan on filing the lawsuit against officer Mark Diehls... and I... I... I see the... the clock wasn't up there, I'll... I'll... I'll stop... when its... okay. I'm going to file the charge tomorrow against officer... officer Mark Diehls. I'm sure the Law Department and the judge... and the... they're all going to fight me and say he was right, but he really wasn't. He didn't do his job. He didn't investigate and... and... and... and...and... and... and... and question me first before he filed a false theft charge on me. So... you know Martin Luther King our... our... you know bla... white... a lot... I hear... I hear this from a lot of white people, they say why do we have Black History? Y'all keep making us have Black History doing things like killing another black man. You... That's where the Black... that's where Black History is coming from, from what you're doing. You know I... I... I... I... I... I... I... Martin Luther King and Malcom and all the other uh... leaders, they fought over the same thing we're fighting today. Equality, transparency, and systemic racism this should be dead and it's not, and Mayor you sat there and said nothing. What happen to uh...uh... speaking up when you see something wrong, see something say something. You did not say nothing about that man's name. We found out on our own, but y'all look at y'all's emails... cause the t-shirts the... the... the... the family wore will explain the Ohio Revised Code. I studied the law and Mayor here are you here... and that's why everyone is doing their own homework on you. Here you are with the protestors, here's some pictures of you with the protestors. Talking about what you was gonna do... and you ain't did nothing. They all over here, you all over the internet... on TikTok. Have a nice one.

PRESIDENT SHERER: Thank you, Ms. Bell.

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KIMBERLY BELL: You welcome. I... I won't be here next week. I... Imma take a vacation from y'all cause this is ridiculous... and I will... I will continue to degrade you on social media with liars and everything.

PRESIDENT SHERER: Ms. Bell. Thank you, Ms. Bell.

KIMBERLY BELL: And I said what I said.

PRESIDENT SHERER: Alright, our next speaker will be... and I believe is it Laura Simon.

LAURA SIMON: Yes.

PRESIDENT SHERER: And Ms... Ms. Simon could you please state your name and res... residential address, please.

LAURA SIMON: My name is Laura Simon, I live at 520 32nd Street NW.

PRESIDENT SHERER: Thank you.

LAURA SIMON: Good evening you all. Imagine my disappointed surprise, when my mom mentioned the Canton Repository article on January 25, 2022, concerning the transfer of the Arthur Cirelli Building to the Canton Community Improvement Corporation for a dollar. The article goes on to say that the City Council met with the Akron Children's Hospital and the A Altman Company earlier in January 2022, to "discuss the plans for 630 30th Street NW". The article goes... continues on to report how transferring "the property to the Economic Development Arm, the CCIC, for subsequent transfer to the A Altman company for a dollar". And voting on the first reading was at the request of Akron Children's Hospital. Many surprises to me, a citizen of Canton, when I, along with Market Heights Neighborhood Association, opposed the sale of this property to the Stark Metropolitan for a dollar, in February of 2019. And then I spoke up 14 months later when nothing was done with that property last April 2021, to ask for consideration of a dog park for the comm... for the property. No personal response from the... Council, in my public speaking I said I would like to be involved. When one of your citizens says they want to be involved I think you... City Council, should take them up on their offer. After all, the citizen is trying to be involved, but no, you didn't even contact me. I don't really know if the building of an Akron Children's Hospital medical entity is good, bad, right or wrong. That is not the purpose of this me coming here. What I do know is the feeling I get. The whole thing seems rushed. Meeting in early January and only one reading at City Council and then why sell the property to CCIC. Why can't Canton City sell the property? The article just said the price tag was "well justified". How? Disappointment doesn't even begin to describe my feelings in my City Council. Thank you.

PRESIDENT SHERER: Thank you, Ms. Simon. Our next speaker is Mr. Dan Fonte... Mr. Fonte can you please state your name and residential address please.

DAN FONTE: Yes, uh... Daniel Fonte I reside at 4415 Dawnridge Circle NW here in Canton.

PRESIDENT SHERER: And you are more than welcome pull... pull your masks down to speak.

DAN FONTE: That's okay, I can do alright. I think my mouths big enough. (*Laughter*) Uh... Mr. President... uh... Members of Council and the memb... Mayor and the members of the Administration. I come here, some of you know I have a heart for seniors in this community, and I don't think anybody has suffered more in this community than senior citizens during this pandemic. Every one of you got a parent, grandparent, aunt, uncle

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and this has been tough for them, very very tough. For me, I didn't get to see my grandkids... uh... almost two years. Now they live in California... but it was difficult. You know Zoom and FaceTime makes it... it isn't like holding them. So I missed two years with them. Uh... but there's a lot of people that is really hurting in this community that are seniors. Now... the Cares Act is going to give Ohio \$4.5 billion dollars and the American Rescue Plan is going to give \$6.6 billion for thirty-seven cities and eighty-eight counties in Ohio. Now I don't know what that money is for... but for God sakes if we get some, can we carve out some money for senior citizens who might need help for food, prescriptions. I mean I ran a senior center, which some of you know and I know widows that were cutting their medicine in half. Now... you can't... when you get a prescription you can't take half of it. But that's what they had to do to get through the month. It's... it's just unconscionable for me, so I would hope that Council, if you get a chance to carve out some money for seniors... I... and I don't want it to get somebody that administration fees are going to eat it all up. I mean... one of my favorite charities is Canton Ex-Newsy because all the money they get goes right out. There's nobody gets anything. So I would hope... that you guys and gals would take a look and think of your own relatives that you know that have suffered... suffered in this time period. And think about can we carve out something to help them and I don't know what the help would be. I just threw out food and medication. I don't know, maybe some people need help with their home, fixing it up or something. I don't know, but that'll be up to you guys and gals to figure out and I hope you will uh... take that into consideration. I'm going to get off the subject one time, I got thirty seconds. Whoever the hell come up with this back in... parking... oughta fire em. (*Laughter*) Thank you.

PRESIDENT SHERER: Thank you, Mr. Fonte... and our last speaker is uh... Ms. Ida Ross-Freeman.

IDA ROSS-FREEMAN: Good evening.

PRESIDENT SHERER: Would you please state your name and residential address please.

IDA ROSS-FREEMAN: Ida Ross-Freeman, 1129 7th Street NW, Canton, Ohio, still snowed in. Apparently the... plo... the snow plow forgot our street but that's okay and I am one of those senior citizens that he spoke of. Okay I'm... here because I'm confused on the editorial that was in the paper Sunday. In regard to the police redacted incident report. Was it saying there is two reports, one for the public and one for police department. I'm confused on that. So, hopefully somebody here on Council will check in to that and see if that's true, cause we shouldn't have two report. We should have one report. It sounded like somebody was trying to hide something, you know, and I guess they were, they was hiding the name of police officer. Thank you.

PRESIDENT SHERER: Thank you, Ms. Freeman.

INFORMAL RESOLUTIONS

PRESIDENT SHERER: We are now under Informal Resolutions. Leader Smuckler... Informal Resolution #23, please.

23. RULES COMMITTEE: AMEND RULE #22 A, COMMUNICATIONS, RESOLUTIONS, AND ORDINANCES PROCEDURES FOR REGULAR MEETING, OF RULES OF PROCEDURE FOR COUNCIL OF THE CITY OF CANTON, OHIO, 2022-2023 TERM. – RECONSIDERED AND AMENDED

MEMBER SMUCKLER: Uh... Before we do that...uh... point of information Mr. President. I will be moving to... reconsider these resolutions. At the request of Member Hawk, who was on the prevailing side... um... last Monday night. So everybody is aware of that and this is at the direction of the Law Director. So uh... I move that we reconsider Resolution #23.

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MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to reconsider Informal Resolution #3, rejected on February 7, 2022. Are there any remarks?

CLERK WOOD: #23.

PRESIDENT SHERER: #23, yes. Are there any remarks on Resolution #23? ...Member Giavasis.

MEMBER GIAVASIS: Would it be out of order if we asked th...uh... the chair to explain to Council what the reconsideration request is? So everyone fully understands.

PRESIDENT SHERER: I don't believe so.

MEMBER SMUCKLER: Mr. President.

PRESIDENT SHERER: Majority Leader.

MEMBER SMUCKLER: Um... after further review, with the various Councilmen... uh...there was a discussion about these three rules that are before you right now. And we're hoping to get them passed this evening. To go along with the other rules that were passed last... last Monday night.

PRESIDENT SHERER: Is that satisfactory Member Giavasis?

MEMBER GIAVASIS: Yes, thank you.

PRESIDENT SHERER: Thank you. Are there any additional remarks? ...Hearing none, roll call vote please, Madam Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 1 NAYS
(MEMBER MORRIS VOTED NO)

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

PRESIDENT SHERER: The motion carries. Majority Leader.

MEMBER SMUCKLER: Mr. President, I move we reconsider Resolution #24.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: Madam Clerk, I believe... did we need to amend Resolution #23?

CLERK WOOD: u-mmm

PRESIDENT SHERER: I believe we need, Majority Leader I think...

MEMBER SMUCKLER: Mr. President, I move that...

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LAW DIRECTOR BATES: Exactly. Could I?

MEMBER SMUCKLER: Technically, I think we have to reconsider em first and then pass them.

CLERK WOOD: Yeah, you did reconsider. Now we are on the amendment.

LAW DIRECTOR BATES: Right. Um... just to be clear... I know we call it an amendment. We're amending the rule, okay... okay?

CLERK WOOD: u-mmm

LAW DIRECTOR BATES: And reconsider. So, yes we have one vote to reconsider. Everyone has agreed we will reconsider and then if it's yes you'd like to amend the rule, you don't have to amend, you know. You are voting to amend the rule to adopt as this. The next vote if you wish to see that amendment change you know... to change the rule, you say yea. If you still don't wish it, then no. So we do have one more to do on... on this one and then repeat that.

MEMBER SMUCKLER: Alright, I understand. Mr. President, I move we amend Resolution #22 by the rule change before everybody.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: And that would be to amend Resolution #23?

MEMBER SMUCKLER: Correct.

PRESIDENT SHERER: Okay. It's been moved and seconded to amend Informal Resolution #23 before the copy before each of you. Are there any remarks? ...Hearing none, and I'm just going to call roll, Majority Leader. Roll call vote please, Madam Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 1 NAYS
(MEMBER MORRIS VOTED NO)

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

PRESIDENT SHERER: The ayes have it. The motion carries. Leader Smuckler.

24. RULES COMMITTEE: AMEND RULE #24 B, INFORMAL RESOLUTIONS, OF RULES OF PROCEDURE FOR COUNCIL OF THE CITY OF CANTON, OHIO, 2022-2023 TERM. – RECONSIDERED AND AMENDED

MEMBER SMUCKLER: Mr. President, I move we con...reconsider Resolution #24, which is Rule 24B.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: Majority Leader I believe we need to adopt Informal Resolution #23 as amended.

LAW DIRECTOR BATES: I don't think so, no.

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PRESIDENT SHERER: No, right?

LAW DIRECTOR BATES: No. It's an amendment to the rule that you just adopted. Which is already in form. It didn't come down... you know what I mean? It's already there.

CLERK WOOD: To reconsider the amendment with it.

PRESIDENT SHERER: So we are moving on, right? Sorry about that Majority Leader.

MEMBER SMUCKLER: It's alright.

PRESIDENT SHERER: Do we have a second?

MEMBER BABCOCK: Yes.

PRESIDENT SHERER: It's been moved and seconded...

MAYOR BERNABEI: Mr...Mr. President.

PRESIDENT SHERER: Mayor Bernabei.

MAYOR BERNABEI: I... I have a question for the Law Director. Does not the rule require a person on the prevailing side to make the motion? Just for clarification so this does not get...undone next week when we look for the rules.

LAW DIRECTOR BATES: Yes.

MAYOR BERNABEI: I think that Mr. Hawk is the one that initiated the... the communication and he was on the prevailing side so I think he is the one that should be making the motion rather than the majority leader, I believe.

LAW DIRECTOR BATES: We... We just talked about that and this isn't an Ordinance this is the first time we have ever done a resolution, so it's a little bit different. By communicating that he wishes it be reconsidered, what I talked about with uh... Majority Leader Smuckler is he is asking to do it. One of my suggestions was that Greg... oh not Greg... Councilman Hawk... (*Laughter*)... join in the motion with the Majority Leader to... to make that, which certainly we can do. Either way I think it is legally correct ... um... Councilman Hawk has asked through a formal communication for all of you to reconsider it. If... he can make the motion by himself, he can make it in connection with Majority Leader Smuckler. Or I believe that actually Majority Leader Smuckler as he announced and Councilman Hawk did not contradict that he was making the motion on his behalf, as a member of the prevailing side, pursuant to the communication. So... I know it's a little bit of a mishmash but I think it can be legally accomplished eit... either of those ways. The other thing we are getting a little confused about is these rule amendments are here on their own, they are to amend the rule. We're not amend the resolution, we're amending the rule. So, I know that sounds like semantics but we are amen... we are... the resolution is to amend Rule 22A and once you vote to amend Rule 22A you don't have to vote again. You're voting then to amend Rule 22A. So, not three times we do reconsider and then you're being asked do you want to amend Rule 22A pursuant to this resolution. It's either yes or no. We all agreed we would do it by roll call even though we usually do it by voice vote because it is close and there were discussion and so we needed to have it on the record. So I will go with whatever the President uh...and Majority Leader would like to

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do. Uh... where we are now if we'd like to have ... uh...Councilman Hawk join in the motions, we certainly can have him do that.

MEMBER SMUCKLER: I've done reconsiderations before, I would prefer you make the amendment and just let's move on, it'll save some time.

MEMBER HAWK: Thank you very much. Are we on sti...still we're on Rule 22A?

MEMBER SMUCKLER: We're on #24.

MEMBER HAWK: #24.

MEMBER SMUCKLER: And... And I would ask if you would make a motion to reconsider.

MEMBER HAWK: I... I move that we reconsider it... uh...

CLERK WOOD: Rule 24B...

MEMBER HAWK: Resolution #24, amending Rule 24B.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded...

CLERK WOOD: To reconsider.

PRESIDENT SHERER: To reconsider, we're going... we have to reconsider first. Reconsider Rule 24 rejected on February 7, 2022. Are there any remarks? ...Hearing none, roll call vote please, Madam Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 1 NAYS
(MEMBER MORRIS VOTED NO)

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

PRESIDENT SHERER: The motion carries and I will defer to Member... Member Hawk. We need to amend.

MEMBER HAWK: I move we amend Rule 24B by the copy that all of us have in front of us.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to amend Rule 24 per the copy before each of you. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 1 NAYS
(MEMBER MORRIS VOTED NO)

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

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PRESIDENT SHERER: The motion carries and Rule 24 is adopted. Rule 25, Member Hawk.

25. RULES COMMITTEE: AMEND RULE #39 G, VOTING PROCEDURES, OF RULES OF PROCEDURE FOR COUNCIL OF THE CITY OF CANTON, OHIO, 2022-2023 TERM. – RECONSIDERED AND AMENDED

MEMBER HAWK: I move we that reconsider Rule 20... excuse me communication 20... Informal... excuse me... Informal Resolution #25.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to reconsider Rule 25.

CLERK WOOD: Rule 30...39G

PRESIDENT SHERER: 39G.

CLERK WOOD: That's the rule.

PRESIDENT SHERER: Okay, well Resolution 25, which is Rule 39G, right?

CLERK WOOD: Correct.

PRESIDENT SHERER: Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President

PRESIDENT SHERER: The motion carries. Member Hawk.

MEMBER HAWK: I move that we amend Rule 39G, by copy the... everybody has in front of them.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to amend Rule 39G per the copy before each of you. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President

PRESIDENT SHERER: The motion carries and Rule 39G is adopted as amended.

COMMUNICATIONS

PRESIDENT SHERER: We are now under Communications. Let the journal show that all Communications are received as read.

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NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE.

58. ANNEXATION CHAIRMAN MARIOL: REQ LEGISLATION FOR STATEMENT OF SERVICES FOR 4955 BROADWAY AVE NE 2022 ANNEXATION. – ANNEXATION COMMITTEE
59. CHIEF OF POLICE ANGELO: RPT OF DEPOSITS AND PAY-INS TO AMBULANCE LOCK BOX FOR JANUARY 2022. – RECEIVED & FILED
60. COUNCIL MBR HAWK (WARD 1): RECONSIDER AMENDING INFORMAL RESOLUTIONS #23 (RULE 22 A – COMMUNICATIONS, FORMAL RESOLUTIONS AND ORDINANCE PROCEDURES FOR REGULAR MEETINGS), #24 (RULE 24 B – INFORMAL RESOLUTIONS FOR REGULAR MEETINGS) AND #25 (RULE 39 G – VOTING PROCEDURES) OF THE RULES OF PROCEDURE FOR COUNCIL OF CITY OF CANTON, OH 2022-2023 TERM. – RULES COMMITTEE
61. LAW DIRECTOR BATES AYLWARD: REQ LEGISLATION RAISING ATTY PHIL SCHANDEL’S SALARY BY \$11,253,97 (LAW DEPT). – PERSONNEL COMMITTEE
62. LAW DIRECTOR BATES AYLWARD: RATIFY TENTATIVE AGMT BETWEEN CITY OF CANTON AND CANTON POLICE PATROLMAN’S ASSOC (CPPA) EFFECTIVE 1/1/22 THRU 12/31/24. – PERSONNEL COMMITTEE
63. LIQUOR CONTROL DIV (OHIO): REQ NEW D5J PERMIT FOR LEATHER HELMET GRILLE LLC, DBA LEATHER HELMET GRILLE @ 621 MARKET AVE (WARD 2). – RECEIVED & FILED
64. MAYOR BERNABEI: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH HABITAT FOR HUMANITY AS SUB-RECIPIENT UTILIZING ARPA FUNDS FOR NEIGHBORHOOD REVITALIZATION IN AMT OF \$3,500,000.00; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (LATHROP AND HARTFORD NEIGHBORHOODS IN SOUTHEAST CANTON). – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
65. MAYOR BERNABEI: AUTH APPTS OF MR. JOSEPH HUNTER TO CANTON BOARD OF BUILDING APPEALS COMMENCING 2/28/22 TO 12/31/22. – PERSONNEL COMMITTEE
66. NATIONAL CHURCH RESIDENCES: LTR APPRISING COUNCIL OF PLANS TO BE GENERAL PARTNER OF RESIDENTIAL RENTAL DEVELOPMENT LOCATED IN OR WITHIN ONE-HALF MILE OF POLITICAL JURISDICTION (1732 MARKET AVE N, WARD 9). – RECEIVED & FILED
67. PLANNING COMMISSION: AUTH ASSIGNMENT OF GOODLAND PROPERTIES CRA AGMT TO STONEHAM ASSOC, INC. AND STONEHAM PARTNERS LLC (10-YR, 75% TAX

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EXEMPTION FOR QUALIFYING REAL PROP IMPROVEMENTS @ 1212 7TH ST NW). – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

68. PLANNING COMMISSION: REQ REPLAT OF OUT LOTS 1464, 1466, 1467, 1468, 1470 AND LOTS 43465, 43466 AND 43468 FOR HOF VILLAGE NEWCO LLC AND HOF VILLAGE CENTER FOR EXCELLENCE LLC WITHIN HALL OF FAME VILLAGE DEVELOPMENT (BLAKE AVE NW). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
69. PLANNING COMMISSION: REQ CODE TEXT AMENDMENTS TO CHAPTER 1107 – ARCHITECTURAL REVIEW BOARD. – JUDICIARY COMMITTEE
70. PLANNING COMMISSION: APPROVE WARD ASSIGNMENT AND ZONE CLASSIFICATION FOR THE 4595 KIRBY AVE NE ANNEXATION (I-1 LIGHT INDUSTRY DISTRICT, WARD 6). – ANNEXATION COMMITTEE
71. PLANNING COMMISSION: REQ REPLAT OF PART OF LOT 5479 AND ALL OF LOT 5480 (PARCELS 227086 & 21758) FOR THOMAS AND DIANA BOWMAN AT 623 PARK AVE SW, WARD 5). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
72. PLANNING COMMISSION: REQ REPLAT OF LOT 37256 AND OUTLOT 820 (PARCELS 10014819, 10014820 AND 302756) FOR PAUL BERNIER OF BERNIER GROUP LLC AT 3722 LESH ST NE, WARD 6). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
73. PLANNING COMMISSION: REQ REPLAT OF OUTLOT 1425 (PARCEL #10011997) FOR LANIE WESS OF WOOLPERT ARCHITECTURE ON BEHALF OF PROP OWNER, RHINO HOLDINGS CANTON LLC AT 2725 MARET ST NE, WARD 6). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
74. PLANNING COMMISSION: REQ VACATION OF TWO SMALL, UNIMPROVED STREETS LOCATED WITHIN AREA OF CITY OF CANTON SERVICE CTR FOR CITY OF CANTON (AREA PERPENDICULAR TO 2900 BLOCK OF REGENT AVE NE), WARD 6. – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
75. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT FOR COLLECTION SYSTEMS DEPT ADMIN BLDG MODIFICATION, GP 1255; AUTH AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS FOR CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORD 105.14 WITHIN ESTABLISHED DOLLAR AMT THRESHOLDS FOR SAID PROJ; AMEND O#251/2021; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY (\$2,860,000,00 SUPP APPROP FR UNAPPROP BAL OF 5413 SEWER REPLACEMENT FUND TO 5413 206324 ADMINISTRATION BUILDING MODIFICATIONS, GP 1255 – OTHER). – FINANCE COMMITTEE

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76. SPIRE DEVELOPMENT: LTR APPRISING COUNCIL OF PLANS TO BE GENERAL PARTNER AND DEVELOPER OF RESIDENTIAL RENTAL DEVELOPMENT LOCATED IN OR WITHIN ONE-HALF MILE OF POLITICAL JURISDICTION (PARKWAY LOFTS, 1300 CHRISTMAS SEAL DR NW, WARD 7). – RECEIVED & FILED
77. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR JANUARY 2022. – RECEIVED & FILED
78. TREASURER PEREZ: RPTS OF BANK RECS AND CITY’S OUTSTANDING INVESTMENTS AS OF 1/31/22. – RECEIVED & FILED

ORDINANCES AND FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their First Reading. Madam Clerk would you please begin with Ordinance No. 1.

NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #1 THROUGH #20 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS:

- O#1. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY (PARCELS 230241, 230242 & 230243, 1819 MARKET AVE N, ATTY CHARLES HALL FOR PROP OWNER, DR. MICHELLE HALL, WARD 9) **PUB HRG 3/14/22 @ 7:00 PM**
Referred to Judiciary Committee
- O#2. (1ST RDG) AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,750,000.00 TO PROVIDE FUNDS TO PAY A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, IMPROVING, FURNISHING OR EQUIPPING AN ECONOMIC DEVELOPMENT PROJECT IN THE CITY; AUTHORIZING RELATED MATTERS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#3. (1ST RDG) AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,200,000.00 TO PROVIDE FUNDS TO MAKE A LOAN FOR ECONOMIC DEVELOPMENT IN THE CITY; AUTHORIZING RELATED MATTERS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#4. (1ST RDG) AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$600,000.00 FOR THE PURPOSE OF PROVIDING FUNDS TO PAY A COURT-APPROVED SETTLEMENT OF A CLAIM AGAINST THE CITY
Referred to Finance Committee

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- O#5. (1ST RDG) AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,200,000.00 FOR THE PURPOSE OF PAYING THE COST OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING AND IMPROVING CITY BUILDINGS, INCLUDING, WITHOUT LIMITATION, THE REPLACEMENT OF THE CITY HALL ROOF, THE CIVIC CENTER ROOF AND IMPROVEMENTS TO OTHER CITY FACILITIES
Referred to Finance Committee
- O#6 (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 251/2021; AND DECLARING THE SAME TO BE AN EMERGENCY (\$156,516.00 SUPP UNAPPROP FR UNAPPROP BAL OF 2330 PUBLIC HEALTH WORKFORCE GRANT TO 2330 301001 PUBLIC HEALTH WORKFORCE GRANT – 600 PERSONNEL - \$133,216.00, TO 2330 301001 PUBLIC HEALTH WORKFORCE GRANT – 700 OTHER - \$23,300.00) (FOR 2 NEW EMPLOYEES)
Referred to Finance Committee
- O#7 (1ST RDG) AN ORDINANCE AUTHORIZING THE FUNDING OF CANTON COMMUNITY IMPROVEMENT COPORATION FOR A TWO-YEAR PERIOD UTILIZING GENERAL FUND DOLLARS IN AN AMOUNT OF \$50,000.00 PER YEAR; AND DECLARING THE SAME TO BE AN EMERGENCY (FUND OPERATION OF CCIC)
Referred to Finance Committee
- O#8 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO: ADVERTISE, RECEIVE BIDS, AWARD, AND EXECUTE A CONTRUCTION CONTRACT; EXECUTE A PROFESSIONAL SERVICES CONTRACT FOR CONTRUCTION OVERSIGHT SERVICES; AND RECEIVE GRANT FUNDS IN THE AMOUNT OF \$900,000.00 AND A ZERO PERCENT INTEREST LOAN IN THE AMOUNT OF \$600,000.00 FOR THE MARKET AVENUE NORTH WATER MAIN REPLACEMENT PROJECT; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR RELATED PROJECT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY THE BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORDINANCE 105.14; AUTHORIZING THE AUDITOR TO ESTABLISH THE 5249 MARKET AVENUE NORTH WATER MAIN REPLACEMENT PROJECT FUND; AMENDING APPROPRIATION ORDINANCE NO. 251/2021; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5249 MARKET AVENUE WATER MAIN REPLACEMENT PROJECT FUND TO 5249 207054 MARKET AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER; \$500,000.00 SUPP APPROPP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207054 MARKET AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER)
Referred to Environmental and Public Utilities and Finance Committees
- O#9 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A FIVE-YEAR SERVICE AGREEMENT WITH THE OPTION FOR POTENTIAL RENEWALS WITH PAYMENTUS CORPORATION TO SUPPLY, IMPLEMENT, MANAGE, AND SUPPORT THEIR ELECTRONIC

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BILLING AND PAYMENT SYSTEM; AND DECLARING THE SAME TO BE AN EMERGENCY (UTILITIES BILLING DEPT)

Referred to Finance Committee

- O#10 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO: ADVERTISE, RECEIVE BIDS. AWARD, AND EXECUTE A CONSTRUCTION CONTRACT; EXECUTE A PROFESSIONAL SERVICES CONTRACT FOR CONSTRUCTION OVERSIGHT SERVICES; AND RECEIVE GRANT FUNDS IN THE AMOUNT OF \$750,000.00 AND A ZERO PERCENT INTEREST LOAN IN THE AMOUNT OF \$750,000.00 FOR THE HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR RELATED PROJECT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY THE BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORDINANCE 105.14; AUTHORIZING THE AUDITOR TO ESTABLISH THE 5248 HARVARD AVENUE NORTH WATER MAIN REPLACEMENT PROJECT FUND; AMENDING APPROPRIATION ORDINANCE NO. 251/2021; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5248 HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT FUND TO 5248 207068 HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER; \$375,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207068 HARVARD AVENUE WATER MAIN REPLACEMENT PROJECT – OTHER)
Referred to Environmental and Public Utilities and Finance Committees
- O#11 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, OR THEIR DESIGNEE TO UTILIZE THE TARGETED ACQUISITION ASSISTANCE PROGRAM, OTHER AVAILABLE PROGRAMS, OR TO NEGOTIATE WITH PROPERTY OWNERS FOR THE ACQUISITION OR PURCHASE OF PROPERTY AND FOR THE CITY TO ACCEPT TITLE TO SAID PROPERTY, WITHIN THE BOUNDARY OF THE MIDDLE BRANCH GREENSPACE AREA; AND DECLARING THE SAME TO BE AN EMERGENCY (GP 1349)
Referred Community and Economic Development and Finance Committees
- O#12. (1ST RDG) **ADOPTED AS ORDINANCE NO. 32/2022** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A SOLE SOURCE/PROFESSIONAL SERVICES CONTRACT WITH WI-FIBER LLC FOR THE PURCHASE AND INSTALLATION OF SECURITY CAMERAS AND LICENSE PLATE READERS AND ASSOCIATED HARDWARE AND SOFTWARE AND TO ENTER INTO ALL ADDITIONAL NECESSARY CONTRACTS; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR RELATED PROJECT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY THE BOARD OF CONTROL; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#13. (1ST RDG) **ADOPTED AS ORDINANCE NO. 33/2022** AN ORDINANCE REAUTHORIZING ORDINANCE NOS. 28/2021 AND 227/2021; AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, THE DIRECTOR OF PUBLIC SAFETY,

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AND/OR THE APPROPRIATE APPOINTING AUTHORITY TO COMPLETE THE CONTRACTS PREVIOUSLY AUTHORIZED BY ORDINANCE NOS. 28/2021 AND 227/2021; AND DECLARING THE SAME TO BE AN EMERGENCY (SALE OF PARCELS)

Referred Community and Economic Development and Finance Committees

O#14. (1ST RDG) **ADOPTED AS ORDINANCE NO. 34/2022** AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$5,150.04 TO SECLICKFIX, INC.; AND DECLARING THE SAME TO BE AN EMERGENCY (INTERFACE WITH CARTEGRAPH ASSET MGMT AND WORK ORDER SYSTEM)

Referred to Finance Committee

O#15. (1ST RDG) **ADOPTED AS ORDINANCE NO. 35/2022** AN ORDINANCE REAUTHORIZING ORDINANCE NO. 217/2021; AMENDING APPROPRIATION ORDINANCE NO. 251/2021; AND DECLARING THE SAME TO BE AN EMERGENCY (\$32,550.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 506001 COMMUNITY DEVELOPMENT ADMIN – OTHER) (ARPA HOME FUNDS)

Referred Community and Economic Development Committee

O#16. (1ST RDG) **ADOPTED AS ORDINANCE NO. 36/2022** AN ORDINANCE AUTHORIZING THE APPROPRIATE APPOINTING AUTHORITY, DURING CALENDAR YEAR 2022, TO SELL CITY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION PURSUANT TO O.R.C. 721.15(D); AND DECLARING THE SAME TO BE AN EMERGENCY

Referred Finance and Public Property Capital Improvement Committees

O#17. (1ST RDG) **ADOPTED AS ORDINANCE NO. 37/2022** A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNERS IN THE 4955 BROADWAY AVE NE 2022 ANNEXATION AREA, THE APPROXIMATE DATE SERVICES WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO THE CITY OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred Annexation Committee

O#18. (1ST RDG) **ADOPTED AS ORDINANCE NO. 38/2022** AN ORDINANCE AUTHORIZING THE LAW DIRECTOR TO RAISE ATTORNEY PHIL SCHANDEL'S SALARY BY \$11,253.97; AND DECLARING THE SAME TO BE AN EMERGENCY (LAW DEPT)

Referred Personnel Committee

O#19. (1ST RDG) **ADOPTED AS ORDINANCE NO. 39/2022** AN ORDINANCE APPROVING THE COLLECTIVE BARGAINING AGREEMENTS BETWEEN THE CITY OF CANTON AND THE CANTON POLICE PATROLMAN'S ASSOCIATION; AND DECLARING THE SAME TO BE AN EMERGENCY (EFFECTIVE 1/1/22 TO 12/31/24)

Referred Personnel Committee

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O#20. (1ST RDG) **ADOPTED AS ORDINANCE NO. 40/2022** AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF OUT LOTS 1464, 1466, 1467, 1468, 1470, AND LOTS 43465, 43466, AND 43468; AND DECLARING THE SAME TO BE AN EMERGENCY (HOF VILLAGE NEWCO LLC AND HOF VILLAGE CENTER FOR EXCELLENCE LLC WITHIN HALL OF FAME VILLAGE DEVELOPMENT; BLAKE AVE NW)
Referred Public Safety and Thoroughfares Committee

PRESIDENT SHERER: At this time, the Chair would declare an in-house recess for Finance, Community and Economic Development, Public Property Capital Improvement, Annexation, Personnel, and Public Safety and Thoroughfares Committees to meet in regards to Ordinances 12 through 20 on your agenda this evening. You are now in recess.

(COUNCIL RECESSED AT 7:42 PM FOR THE FINANCE, COMMUNITY AND ECONOMIC DEVELOPMENT, PUBLIC PROPERTY CAPITAL IMPROVEMENT, ANNEXATION, PERSONNEL, AND PUBLIC SAFETY AND THOROUGHFARES COMMITTEES TO DISCUSS ORDINANCE #12 THROUGH ORDINANCE #20; RECONVENED AT 8:06 PM)

PRESIDENT SHERER: Council is reconvening after the recess. Leader.

MEMBER SMUCKLER: Mr...Mr. President, I move we suspend Rule 22A to place Ordinances 12 through 20 back on this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to sus... to suspend Rule 22A to place Ordinances 12 through 20 back on this evening's agenda. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 12 through 20 are a legal part of your agenda. Leader.

MEMBER SMUCKLER: Mr. President, I move we suspend Statutory three readings of Ordinances 12 through 20.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend the Statutory Rules on Ordinances 12 through 20. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: Leader. You... You've heard the three readings.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #12. Are there any remarks under this Ordinance? ... Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#12 ADOPTED AS ORDINANCE NO. 32/2022

PRESIDENT SHERER: The motion carries and Ordinance #12 is adopted. Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #13. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#13 ADOPTED AS ORDINANCE NO. 33/2022

PRESIDENT SHERER: The motion carries and Ordinance #13 is adopted. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #14.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #14. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#14 ADOPTED AS ORDINANCE NO. 34/2022

PRESIDENT SHERER: The motion carries and Ordinance #14 has been adopted. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #15.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #15. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

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NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#15 ADOPTED AS ORDINANCE NO. 35/2022

PRESIDENT SHERER: The motion carries and Ordinance #15 has been adopted. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #16.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #16. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please, Madam Clerk.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#16 ADOPTED AS ORDINANCE NO. 36/2022

PRESIDENT SHERER: The motion carries and Ordinance #16 has been adopted. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #17.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #17. Are there any remarks under this Ordinance? ...Hearing none, roll call vo... vote, please, Madam Clerk..

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#17 ADOPTED AS ORDINANCE NO. 37/2022

PRESIDENT SHERER: The motion carries and Ordinance #17 has been adopted. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #18.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #18. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#18 ADOPTED AS ORDINANCE NO. 38/2022

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PRESIDENT SHERER: The motion carries and Ordinance #18 has been adopted. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #19.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #19. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please, Madam Clerk.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#19 ADOPTED AS ORDINANCE NO. 39/2022

PRESIDENT SHERER: The motion carries and Ordinance #19 has been adopted. Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #20. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please, Madam Clerk.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#20 ADOPTED AS ORDINANCE NO. 40/2022

PRESIDENT SHERER: The motion carries and Ordinance #20 has been adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Second Reading. Madam Clerk, would you please begin with Ordinance #21.

NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #21 THROUGH #24 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

O#21. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION; AND DECLARING THE SAME TO BE AN EMERGENCY (510 11TH ST NW, PARCEL 224188)

O#22. (2ND RDG) AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE AMBAFLEX 2021 ANNEXATION AREA CONTAINING APPROXIMATELY 3.903 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 5 OF THE CITY; ZONING SAID TERRITORY AS I-1

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LIGHT INDUSTRY DISTRICT (I-1); AND DECLARING THE SAME TO BE AN EMERGENCY (WARD 5) **PUB HRG 2/28/22 @ 7:00 PM**

O#23. (2ND RDG) AN ORDINANCE ESTABLISHING THE PUBLIC REALM REINVESTMENT PROGRAM USING UP TO \$250,000.00 OF ISSUE 13 COMPREHENSIVE PLAN FUNDS; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACTS WITH APPROVED PUBLIC REALM BUSINESSES; AND DECLARING THE SAME TO BE AN EMERGENCY

O#24. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO: ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR THE SALE OF CITY OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, LOCATED AT STARK COUNTY AUDITOR PARCEL NUMBER 207839 AND TO ENTER INTO ALL CONTRACTS NECESSARY TO FACILITATE SAID SALE; AND DECLARING THE SAME TO BE AN EMERGENCY (2020 3rd St NE)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Third, Final Reading and Vote. Madam Clerk, would you please begin with Ordinance #25.

NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCE #25 AND ORDINANCE #26 FOR THEIR THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

O#25. (3rd RDG) **ADOPTED AS ORDINANCE NO. 41/2022** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOW AS THE BROADWAY AVE 2021 ANNEXATION AREA CONTAINING APPROXIMATELY 67.904 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS I-1 LIGHT INDUSTRY; AND REQUIRING THE OWNER OF THE ANNEXED TERRITORY TO PROVIDE A BUFFER SEPARATING THE USE OF THE ANNEXED TERRITORY AND THE ADJACENT LAND REMAINING WITHIN THE TOWNSHIP; AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG 2/14/22 @ 7:00 PM**

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #25.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #25. Are there any remarks? ...Hearing none, roll call vote, please, Madam Clerk.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#25 ADOPTED AS ORDINANCE NO. 41/2022

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PRESIDENT SHERER: Motion carries and Ordinance #25 is adopted. Ordinance #26, please.

O#26. (3rd RDG) **ADOPTED AS ORDINANCE NO. 42/2022** AN ORDINANCE RE-ESTABLISHING THE STOREFRONT REINVESTMENT PROGRAM (“SRP”) AND AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO SRP GRANT AGREEMENTS; AND DECLARING THE SAME TO BE AN EMERGENCY (\$250,000.00 – ISSUE 13 COMP FUNDS PLAN)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #26.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It’s been moved and seconded to adopt Ordinance #26. Are there any remarks?
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#26 ADOPTED AS ORDINANCE NO. 42/2022

PRESIDENT SHERER: The motion carries and Ordinance #26 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SHERER: We are now under Announcement of Committee Meetings. Our next meeting date will be February 28th, at 6:00 P.M. Service Director Highman will be giving a water rate presentation. So Committee will be at 6:00 P.M.

MEMBER HAWK: Mr. President.

PRESIDENT SHERER: Chairman Hawk.

MEMBER HAWK: Finance Committee will meet Monday, February 28th at 6:00 P.M. Thank you.

PRESIDENT SHERER: Thank you, Member Hawk.

MEMBER BABCOCK: Mr. President.

PRESIDENT SHERER: Where we at?

MEMBER BABCOCK: Over here, over here.

PRESIDENT SHERER: Oh, Member Babcock.

MEMBER BABCOCK: (*Laughter*) Personnel will meet same time, same place.

PRESIDENT SHERER: Thank you, Member Babcock.

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MEMBER FISHER: Mr. President.

PRESIDENT SHERER: Member Hall or Member Fisher, sorry about that.

MEMBER FISHER: Uh... Environmental and Public Utilities will meet February 28th.

PRESIDENT SHERER: Thank you, Member Fisher.

MEMBER HALL: Mr. President.

PRESIDENT SHERER: Member Hall.

MEMBER HALL: Community & Economic Development, same time, same place.

PRESIDENT SHERER: Thank you, Member Hall.

MEMBER GIAVASIS: Mr. President.

PRESIDENT SHERER: Member Giavasis.

MEMBER GIAVASIS: Judiciary will meet same time same place.

PRESIDENT SHERER: Thank you, Member Giavasis.

MISCELLANEOUS BUSINESS

PRESIDENT SHERER: We are now under Miscellaneous Business. Is there any Miscellaneous Business for this evening?

MEMBER HAWK: Mr. President.

PRESIDENT SHERER: Member Hawk.

MEMBER HAWK: Thank you. I'd like to thank everyone for the... time and energy we put out to support our street department. Uh... they were very appreciative and it was interest in... in a conversation with a resident. One of the residents actually sai... had sai... handed me some money to help donate to it. I think one of the others things we need to point out too that... several downtown businesses also contributed to this. Uh... and the Conestoga room was gracious enough to supply us with some supplies and Carpe Diem coffee also supplied all the coffee for the fir... for the third shift and first shift. And... the all product was purchased within inside the city limits of Canton, Ohio. We spend our money inside our city supporting local business. And I'll like to thank everybody for to... to... for participating and state that the gentleman out there were very, very happy with what they got. They worked hard, they deserve a little recognition, they truly appreciate it. Member Scaglione... President... President... and Mr... Mr. Smuckler, thank you very much for attending and helping us serve them, thank you.

PRESIDENT SHERER: Thank you, Member Hawk.

MEMBER MORRIS: Mr. President.

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PRESIDENT SHERER: Member Morris.

MEMBER MORRIS: Okay, so we gotta be here... be here a little early next meeting on February 28th because... Service Director wants to tell us about another water increase. Property taxes are up through the roof, okay they went up again. Sewer rates are up, groceries are up ten, fifteen percent across the board and I gotta agree with Dan, our seniors are taking a hit. They're not getting anything. So Finance Director, if you could kinda tip us off of how much of this ARP funds are unallocated and Mayor if you could let us know what programs we're working on to help the seniors in the community. Uh... I think that as uh... a Council, I noticed the birthday texts going around, I notice a lot you guys are senior citizens now. You got a little extra bucks in your pocket, but there's a lot of seniors out there that are really, really hurtin' and they are your voters. They are our back bone, they're our educators, they're the ones that pick up the pieces when everything else folds in the community... you know. They're your history and it seems like... and it really breaks my heart that we're constantly seeing our seniors do without and... it's... it's no social programs out there. Every time I reach out to somebody for a program, they're depleted, the funds aren't there and... this is money from the Federal Government. Let's help our seniors with this so if Mayor, you could drop me a call sometime this week and we can discuss it. Mark, if you can look into it and Dan, as always I thank you when you come down here and open our eyes to uh... a real obvious problem in the community that seems to go over looked. Thank you.

PRESIDENT SHERER: Thank you, Member Morris.

MEMBER SMITH: Mr. President.

PRESIDENT SHERER: Member Smith.

MEMBER SMITH: I just have a question uh... possibly the Majority Leader could answer for me. I'm just a little confused. Was the wording different when we voted on these three rules, last week that they voted no on or was it any difference? You just decided to uh... okay, I was talking to the Majority Leader. (INAUDIBLE)

MEMBER SMUCKLER: Mr. President.

PRESIDENT SHERER: Majority Leader.

MEMBER SMUCKLER: We all have jobs. My job as Majority Leader is to make things work down here.

MEMBER SMITH: Okay.

MEMBER SMUCKLER: And I appreciate the people that changed their minds after discussing it with me. To see that it was... probably better to move on from where we were to make everybody work in the same direction. When I walked out here last Monday night, I said it's Valentine's Day today. Member Smith, I asked for everybody to look inside their hearts and see if we had done what was best, done... possibly last Monday night. I think that we all decided that we all might want to row in the same direction. So, some Council Members changed their minds and I appreciate us all rowing or most of us rowing in the same direction.

MEMBER SMITH: Okay, thank you.

PRESIDENT SHERER: Thank you, Member Smith. Is there any other Miscellaneous Business for this evening?... Before we adjourn, I'd like to remind the Council Members to remain seated until the roll call is completed. Leader...(LAUGHTER) Leader...(LAUGHTER).

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MEMBER SMUCKLER: Mr. President. It's going to be the death of me, you realize this. (*LAUGHTER*)... Mr. President, um... I want to highlight something here because I think it was a big shock to most of the people in this room. That we didn't lose a Ward... and I think that's reflective of the annexation being done here. Uh... we have one that we are taking 60 something acres in. We have one next week that's taking businesses spending \$10.5 million dollars. I think that there's some... continually good things that are going on in this community and I know I was shocked we didn't lose a Ward. But we've done a lot of annexations over the last 10 years and no matter who the Mayor's been or who the Majority Leader's been or who's been sitting in this City Council, I think we all have to agree that the City has been growing and it's a good thing that it has been growing... On that note, I move we adjourn.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adjourn. Madam Clerk, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: This meeting is adjourned. (*Gavel falls*).

ADJOURNMENT TIME: 8:28 PM

ATTEST: 2/17/22

APPROVED:

JILL M. WOOD
CLERK OF COUNCIL

WILLIAM SHERER
PRESIDENT