

**MINUTES OF THE MEETING SEPTEMBER 14, 2020**

PRESIDENT SHERER: (*Gavel Falls*) Good evening, ladies and gentle...gentlemen, and welcome to Canton City Council. Please turn your cell phones to vibrate and we are encouraging social distancing. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please, Mr. Clerk.

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

TWELVE COUNCIL MEMBERS PRESENT. (MEMBERS SCHULMAN, KIMBROUGH, FISHER, MARIOL & MORRIS APPEARED VIA VIDEOCONFERENCE)

CLERK DOUGHERTY: Twelve present, Mr. President.

PRESIDENT SHERER: Tonight's invocation will be given by Ward 7 Council Member, John Mariol. If you would all please stand and remain standing, for the Pledge of Allegiance.

*The regular meeting of Canton City Council was held on September 14, 2020 at 7:00 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, David R. Dougherty. The invocation was given by Ward 7 Council Member, John Mariol. The Pledge of Allegiance was led by President Sherer.*

UNKNOWN VOICE IN AUDIENCE: (*Sings a few words of the Black National Anthem*) Lift every voice and... (*Laughs*)... Oh, I thought y'all were talking about the black...

PRESIDENT SHERER: Thank you, Member Mariol.

**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 so 2<sup>nd</sup> Reading of Ordinances 18 through 21...be added to this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to add 2<sup>nd</sup> Readings to Ordinances 18 through 21 to this evening's agenda. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 18 through 21 are a legal part of your agenda.

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PRESIDENT SHERER: We are now under Public Hearings and we have two for this evening. Mr. Clerk, would you please announce the first Public Hearing.

CLERK DOUGHERTY: AN ORDINANCE AMENDING SECTIONS 1187.06, SIGNS EXEMPT FROM PERMIT REQUIREMENTS 1187.07, GENERAL REGULATIONS AND 1187.13, SIGN REGULATIONS BY TYPE: ELECTRONIC MESSAGE UNITS (DIGITAL DISPLAY), OF PART ELEVEN PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF CANTON; PLANNING COMMISSION RECOMMENDS APPROVAL

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.

UNKNOWN AUDIENCE MEMBER: Hey, you got a couple people in the crowd that don't understand what the Ordinance is.

PRESIDENT SHERER: Well, this is not open for discussion right now. Seeing no one step forward, the Chair declares the Public Hearing over in regard to this matter. The matter now rests in the hands of Council. The Ordinance will follow later this evening. Mr. Clerk, the second Public Hearing, please.

CLERK DOUGHERTY: AN ORDINANCE AMENDING CHAPTER 1153, OUTDOOR DINING AREAS AND SIDEWALK CAFES, OF PART ELEVEN PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF CANTON; PLANNING COMMISSION RECOMMENDS APPROVAL

PRESIDENT SHERER: Is there anyone in the audience wishing to speak for or against this Ordinance, please step forward. I must repeat...

UNKNOWN AUDIENCE MEMBER: Oh yea, I feel...

PRESIDENT SHERER: Please state your name and residential address.

LEVI HUNTER: My name is Levi Hunter. My address is 2414 8<sup>th</sup> St. NE, Canton, Ohio 44708. I feel as though that the Ordinance is okay but there's nothing for our people to go and enjoy. So that makes no sense. Let's make sense of what's going on. He turns his face (*Inaudible*). Of course Hall doesn't understand what I'm saying. Y'all want to base it...downtown Canton. Who...what part of our community comes to downtown Canton to sit on the balcony or sit on the patio to enjoy the...to enjoy any festivities? Hall...Hall, you understand what I'm saying? Thank you. That's all. Thank you.

PRESIDENT SHERER: Thank you Mr. Hunter.

LEVI HUNTER: Okay, thank you.

PRESIDENT SHERER: Is there anyone else in the audience wishing to speak for or against this Ordinance, please step forward. Seeing no one else step forward, the Chair declares the Public Hearing over in regard to

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this matter. The matter now rests in the hands of Council. The Ordinance will follow later this evening.

**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 six speakers for this evening. Our first speaker is Ms. Jen Robinson. And I want to remind everybody that there is three minutes to speak during Public Speaks.

PRESIDENT SHERER: Ms. Robinson...

UNKNOWN AUDIENCE MEMBER: ...Good luck...

PRESIDENT SHERER: ...would you please step forward and give us your name and your residential address, please.

JEN ROBINSON: My name is Jennifer Robinson. My address is 4522 Yale Ave NW, Canton. My first question for Council is, where is Jack Angelo? Where is Jack Angelo? We have all of these questions that are pertaining...our police officers and the brutality that's going on in our community and the misconduct on our police force every day. He's not here to answer our questions. Oh, that's right, because he's your guy's scapegoat (*scapegoat*), huh, that's what you guys do. You gotta have somebody out of the room to blame it on. That's what that is. Okay, second, I want to address me being arrested on the 3<sup>rd</sup> for protesting, along with four other protesters. I want to talk about the un...unsanitary conditions in that jail. There's black mold, black mold in the cell that I sat in for five hours, okay. They're spraying for COVID, they moved my brother four to five different cells because they were unsanitary. They moved him, sprayed it down with something like you would see, like...with...for roaches or something. Sprayed it down, didn't write nothing down, and kept it moving, and put my brother right back in there. How is that sanitary? How is that protecting our city from COVID? Nobody wants to answer me that, huh? Nobody can. Also, um...all the cops on our force need to know ASL, so whenever they run into somebody that can't speak or somebody that cannot hear, like my cousin can't speak...how...how are they going to communicate with him? Cause he can't...you know they don't know sign language...okay...and also, I need to talk about these response times for these ambulances. Brandon Bushe...it took an hour for an ambulance to get there. Why do police have to determine...the police that do not have any type of medical knowledge, why do they have the right to determine whether or not we really need medical, (expletive)...excuse me, whether we really need medical attention or not? When I was in custody, I fainted. When we was in custody, a friend of mine completely passed out. Even though the cops knew that we had medical issues from the jump, but it was up to their discretion whether or not we really need the ambulance, huh. That's what that is? Why can't we have the same police in the same neighborhoods so they can get to know these kids instead of fu...instead of harassing them? Why can't it be like the nurse triage? When you know, how the nurses have the same nurse wing for a week. Why can't police do the same thing so they can learn their community, you know? Learn the youth instead of just brutalizing them and racially profiling them because of where they came from? Also, Bill Smuckler, you know you're my favorite, Bill Smuckler. Why don't we go ahead and take the police brutality settlements out of their police...out of the police pensions? Because that's coming out of our money. We pay the police pension. Why should we have to pay for their

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mess-up? For them harassing us, for them killing our youth? For them profiling our youth, for them taking away our fathers and our mothers out of our homes? Why in the world would we do that? Ain't no way. Ain't no way. And I already know what you're about to tell me, but guess what? Y'all wasted so many, so many minutes and so many years of our time. No sir, nope, you're going to wait for me. Nope...

PRESIDENT SHERER: Ms. Robinson...please give your remarks to a close, please...

JEN ROBINSON: ...no sir, no sir. Nope, nope. This is what we're gonna do. You guys are gonna, you guys are gonna go ahead and approve the 8 Can't Wait exactly how we want it and stop modifying (expletive).

PRESIDENT SHERER: Ms. Robinson...

JEN ROBINSON: And also, while I'm talking why do I have to be in a frilly dress and talk proper for me to be heard? Why do I have to be in a frilly dress and talk proper for me to be heard? (*Applause*).

PRESIDENT SHERER: Ms. Robinson, out of respect for the rest of the speakers, could you please...

UNKNOWN AUDIENCE MEMBER: Uh uh, keep talking baby, she's got more to say...

JEN ROBINSON: Does anybody else have a problem? (*Inaudible. Protesters speaking/yelling all at once*).

PRESIDENT SHERER: Out of respect, out of respect for all the speakers, if we are...

JEN ROBINSON: Out of respect, let me...let me in...no sir...no sir...no sir. Let me end my time with respect to my fellow protesters and my fellow people. I will be sitting down now, so other people can speak. Have a beautiful night and you will see me at the next one too. (*Applause*).

PRESIDENT SHERER: For everybody that's in attendance, I want to make it very clear. Out of respect for everybody's that's here...

JEN ROBINSON: ...They didn't mind, just you...

PRESIDENT SHERER: Now, one more outburst and you will be excused from the meeting.

UNKNOWN AUDIENCE MEMBER: You're the one interrupting.

PRESIDENT SHERER: No, I'm the one that's running the meeting and one more outburst...

UNKNOWN AUDIENCE MEMBER: (*Inaudible*).

PRESIDENT SHERER: One more outburst...I would like her excused from the meeting.

*Community Coalition Protesters begin chanting... "We pay you, we pay you." (Inaudible).*

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POLICE OFFICER: Only one?

PRESIDENT SHERER: For right now. Out of respect... *(Inaudible)*.

*Community Coalition Protesters begin chanting... "No Justice, No Peace."*

PRESIDENT SHERER: Out of respect for everybody that's in attendance, to give everybody the ability to speak... Our next speaker will be Skylark Bruce. Ms. Bruce, could you please state your name and residential address, please.

SKYLARK BRUCE: My name is Skylark Bruce and I live at 1242 Worley Ave. NW. Your Police Department is targeting local protest leaders and their families for nonsense charges and harassment. Today, Sierra Mason was harassed at her home with her baby in her arms for the sole reason of a vehicle that hadn't recently moved parking spaces. Why is that even a police matter? This is a classic example of an instance when our society could be set up to support each other but it ends up criminalizing poor people for no good reason. With racist, classist, mindsets among cops and their supervisors, this simple matter of a question about a vehicle, easily devolves into more of the same, uneven, enforcement of already unjust laws. It's black and brown folks who bla...bear the brunt of police brutality. The same situation goes down very differently in very white areas. We often hear city officials praising Canton Police as being the good guys. Good guys? By whose standards? They cost the taxpayers of Canton way more in lawsuits than actual good cops ever would. Speaking of the police misconduct payouts, some of that General Fund money could be but...could be put to great use in community centers, mental health services and public health. This Council recently declared racism to be a public health crisis. This Council has largely failed to acknowledge the extent to which actions of city officials and employees are the crisis you decried. Due to the Coronavirus, many government entities have recently found money for creative solutions to problems. The same creativity is rarely applied to the centuries long problem we created of racism and institutions. Put my taxpayer money where your mouth is and we'll have some progress. If you won't respond appropriately to these concerns, we will find other elected Council Members who will. No Justice, No Peace.

PRESIDENT SHERER: Thank you, Ms. Bruce. Our next speaker is Jasper Robinson. Mr. Robinson, can you please step forward and give us your name and residential address, please.

JASPER ROBINSON: My name is Jasper Robinson. 318 S. Main St., Orrville, Ohio. Alright, I understand that y'all can't answer me, verbally, but if...uh...I can get a nod of heads, that would uh...that would do. If I was choking one of your family members...out...and the most you could do was say, "Stop." I mean, I'm choking 'em out to death. Would you want me to stop? *(Laughter)*.

UNKNOWN AUDIENCE MEMBER: It's pathetic, they can't even respond.

JASPER ROBINSON: You can spond *(respond)*? Would you want me to stop?

PRESIDENT SHERER: Take advantage of your three minutes, Mr. Robinson.

JASPER ROBINSON: I am. So, basically, what I'm saying is...is...that when we ask y'all about the 8 Can't

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Wait, we just gone simplify it down to the chokehold. We're trying to ban the chokehold so nobody dies. And then you modified that to say, "Ban the chokehold unless deemed necessary." Well, that was the purpose of them, the chokehold, in the first place, because they deemed it necessary. But the thing is, is that it's never necessary when they're using it. When there's a dude chasing them around with a knife, they don't use it when he's white. But black dude, naked, they use it. You see what I'm saying? No weapons. And so, what we're trying to do is make sure that it doesn't happen here in this city, because we can't get y'all to actually fire somebody and hold the cops accountable for their actions, because of a contract that y'all signed with another entity. But y'all can start looking at what we have at the table to prevent something...from...like this from happening here, on a moral value. You see what I'm saying? As being a human, not the Council or this entity that's representing Canton, Ohio. Because at first, you are a human, correct? And with human, basic needs and rights, you wouldn't want your loved one being choked out, beat up, shot by the police, profiled. So how about y'all use some human, moral nature, go take a re-look at the 8 Can't Wait, re-adjust it back to what we had it and then agree on passing that. Appreciate your time.

PRESIDENT SHERER: Thank you, Mr. Robinson. (*Applause*). Our next speaker is Shawnnalove Martin. And hopefully, I got that right.

SHAWNNALOVE MARTIN: Yes.

PRESIDENT SHERER: Ms. Martin, could you please step forward and give your name and residential address, please. You might want to tilt the mic down a little bit.

SHAWNNALOVE MARTIN: Don't...don't call me out for being short in front of everybody! (*Laughs*).

PRESIDENT SHERER: No....no....

SHAWNNALOVE MARTIN: I was just kidding! Okay, I'm just kidding! Okay, I'm Shawnnalove Martin. I live at 731 Dewalt Ave. SW in Canton, Ohio. Um...and I just wanted to say since 2009, the reavit...the revitalization of Jackson Park was supposed to happen. It was then pushed to a Crenshaw Park add-on in 2014, because of budget. Then it was dropped to a Splash Park because the budget of less than \$500,000.00 couldn't get a crew to bid on the job. Finally, we got a splash pad in 2016. The...uh...mind you, the splash pad doesn't even have the right floor so our kids have to actually wear the gym shoes at that splash pad...um...which of course, us parents have to replace. Um...reasons being, they couldn't get millions for a park. Uh...and that was the reason. They couldn't get millions for a park that would only be open for one season out of the year. Yet, not even three years later, the same City Council approved \$7 million for an outside stage because the Hall of Fame would...would uh...take care of the yearly cost after...after we spend \$12 million to build it. And I'm...I'm just wondering, and I'm tired of our community not being a part of our budget. Our community is never a part of our budget. It's always too much when it comes to things in our community. I've been living in this community my whole life. There's a park on 9<sup>th</sup> St. SW that's two seconds from my house that has not had a new swing, a new park set, a new anything in it, in 20 years. And it's always because it's not in our budget. But we just spent \$7 million this year, \$12 million in all, but \$7 million in 2019 for an outside stage. Isn't that what we have the Hall of .... They do that at the Football...Hall of Fame, every other place. Why aren't they doing that here? We have a whole Football Hall of Fame...uh...and then the...the football stadium...they could of did...they could have used that stage area. Why...why are...why is our monies being used to...to

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build things that we don't need, yet we don't have a community center in every...uh...side of town that we live in, the community that we live in? Then you guys are passing Ordinances for outside eating, and you know...uh...the yellow cup or is it the red cup...uh...Council Ordinance so they can walk around and drink and kick it for the Hall of Fame. But we live here all year long and we get not...we don't get any of that. They gave \$400,000.00 for our kids to have camps over the summer and...and none of the programs had enough for our kids to enjoy it. Every time. My son got...uh...got into one program. My other four, they couldn't...they didn't have enough money. Oh, there wasn't enough funds. And that happens to us every year, yet every time it's something for the Hall of Fame, the funds are always found, and I have no understanding. I'm sorry...one more thing. These meetings, how we speak, and then you guys say "No old news", yet we never get an answer to anything we ask you. I thought Public Speaks and conversation was supposed to be a two-way conversation. Not we tell you how we feel and then we never hear anything. That makes no sense to me. Thank you. (*Applause*).

PRESIDENT SHERER: Thank you, Ms. Martin. Our next speaker is Levi Hunter. Mr. Hunter, could you step forward and give us your name and residential address, please.

LEVI HUNTER: My name is Levi Hunter. My address is 2414 8<sup>th</sup> St. NW, Canton, Ohio 44708. First off, I want to...

PRESIDENT SHERER: Uh...I need you to talk into the mic, Mr. Hunter, lift it up a little bit. There you go, thank you.

LEVI HUNTER: Want me to hold it? First off, I want to apologize about these people's acts...about my colleague's actions because we can't get a point across by arguing and bickering (*bickering*), and yelling and screaming. That's the first thing I want to say. Second thing I want to say, I'm not here about no police brutality or nothing. I'm here about police jobs. What do we pay them to do? My...I have two children. Two of my sons...they just came by my house and shot my house up. One of my sons is in ICU right now, with a ventilator down his (expletive) mouth, right now. My other son is in Akron Children's Hospital, right now. You know what I told...I specifically told the police, do not put...put my family, my name or anything inside of the newspaper. What do they do? They put my son inside the news...both of my children were in the newspaper, my business ain't everybody's business first off, second off, y'all tried to deter, y'all made this...y'all made this article look so deep. Y'all made this article about...let me take my glasses off, first off...listen, the crime is through the roof, first off. The first, the first wave when it happened down at Jackson-Sherrick, that was my son that got hit 7 times that time. They just came to my house Friday night at 3:00 in the morning, and shot my house up, hit my son 7 more times. My other son, 3 times. Y'all all sitting around like it's peaches and cream, it's not no peaches and cream. You know what the problem is? There's nobody taking no action. There's nobody putting no foots on nobody's necks. The police ride around, it's okay. Like she said earlier, the young lady was right. Why don't nobody...y'all take police cars and go to the community. Go to the community. It's...all of y'all...look, it's...it's not no person up there that's under the age of 40, under the age of 40. (*Inaudible*), get in my notes so I can tell you who's seat I'm coming to take. (*Laughter*). Make sure I...I...Oh, let me get in my notes. No, I had to skip through 'em. Oh, is it, is it...oh...Kimbrough. Her, that lady up there, Ward 2 sister, next year, sister, I'm coming for your seat, sister. You know what's gone change, when I get, when I get, when I get...it's not if, when I take her seat, we're going to make changes happen. It's not enough of us working together. Period. I came...the last time I came, I said "we don't have

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no...no...nothing for the children to do. It's nothing for these kids to do at all. Nothing. And I guarantee who came and shot my house up like a '22, young boys that ain't got no guidance, ain't got no principals, ain't got no values. Where do y'all live at? Oh, it's public record, oh, definitely we know where everybody live at. Last thing I'm gonna end with, I talk kind of fast, but I know you understand what I'm saying, Mr. Cook. I know this sister...sister Smith sees me at every football game with my babies. She know I'm a...I'm a active father and I'm a active...I'm a active activist as well, but I got an announcement to make. We're having a protest tonight. The name of the protest that going to happen tonight is going to be at Mayor Bernabei's house. It's going to be "No Justice, No (expletive) Sleep." We'll see y'all...I'll see you tonight, Mr. Bernabei. Here, come get your mic. Come get your mic. Mr. Bernabei, tonight, we posting at your (expletive).

PRESIDENT SHERER: Mr. Hunter...

LEVI HUNTER: No Justice, No Peace. Ain't no Mr. Hunter. Yeah, I'm leaving. (*Inaudible*) ... I want to say...(screams) get them killers, get them killers off the streets. Get the killers...

PRESIDENT SHERER: Officer, would you please excuse Mr. Hunter.

LEVI HUNTER: (*Screams*) Mr. Watkins, please don't walk me out. Get these (expletive) killers off these (expletive) streets. Your babies ain't get harmed. Your babies at home comfortable right now. (*Inaudible*) Don't touch me. Don't (expletive) touch me. Please. (*Inaudible*).

*Community Coalition Protesters begin chanting..." Don't arrest him, arrest the police."*

PRESIDENT SHERER: Our next speaker...our next speaker and our last speaker for tonight is Ms. Ida Ross Freeman. Ms. Freeman could you please step forward...and Clerk Dougherty, could you fix the mic please.

IDA ROSS FREEMAN: Thank you. Ida Ross Freeman, 1129 7<sup>th</sup> St. NW, Canton, Ohio. I'm not pleased with the Canton Mayor and his Cabinet...and Cabinet with what they did on the 8 Can't Wait. I think 8 can wait, instead of 8 Can't Wait. I don't know how they went ahead and did things without the community. That's a problem in Canton, Ohio. Why can't the community be involved in some of the decisions that you all make, since we put y'all in office? That 8 can wait. Uh...when it says banning the chokehold, except...that's...that don't even go together. Not in the same sentence. Except? Except...let some of us come with you all and sit around the table and talk about what our needs are and what y'all need and somewhere in the middle, we might be able to come to some reasonable decision. The police...oh...the other one I read was about shooting. Only if they get permission. I can't...I...I can't uphold all of that 8 Can't Wait. Really. I can't wait. I think we need to meet with the community, Mayor, Cabinet and hear what the people have to say. Really. We do have minds. We do think critically. Some of us have Masters degrees. I'm not saying all of us. I do know I have a third grade education, which means I can read and understand what I've read. But we need to be given opportunities to express what it is we want from this 8 Can Wait...er...Can't Wait. It was just a template and y'all went all ziggityboo on it. Thank you. (*Applause*).

PRESIDENT SHERER. Thank you, Ms. Freeman.



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**INFORMAL RESOLUTIONS**

PRESIDENT SHERER: We are now under Informal Resolutions and we have three for this evening. Mr. Clerk, would you please read Resolution #43, by title.

#43. COUNCIL-AS-A-WHOLE: RECOGNIZING SEPTEMBER AS PROSTATE CANCER AWARENESS AND EDUCATION MONTH. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #43.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It’s been moved and seconded to adopt Informal Resolution #43. Are there any remarks? ... Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS RESOLUTION #43 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #43 is adopted. Resolution #44, please.

#44. COUNCIL-AS-A-WHOLE: URGING SECRETARY LAROSE TO REVERSE ORDER BANNING OFF-SITE SECURE DROP BOXES FOR ABSENTEE BALLOTS. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: I move we adopt Resolution #44.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It’s been moved and seconded to adopt Informal Resolution #44. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS RESOLUTION #44 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #44 is adopted. Resolution #45, please.

#45. MAJORITY LEADER SMUCKLER: AUTHORIZE AND DIRECT SERVICE DIRECTOR TO OPEN ONE OR MORE PURCHASE ORDERS IN TOTAL AMOUNT NOT TO EXCEED \$29,999.99 FOR HYDROVACING SERVICES RELATED TO WATER DEPARTMENT’S LARGE DIAMETER CONCRETE WATER MAIN LEAK ASSESSMENT PROGRAM. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #45.

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MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Informal Resolution #45. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

SIERRA MASON: Do y'all hear this? All they are is robots. They sit and say aye to everything...

PRESIDENT SHERER: They ayes have it...

SIERRA MASON:...(Inaudible). They literally don't even have an opinion on anything. They just pass everything....

PRESIDENT SHERER: ...I'm going to ask...Ms. Mason, I'm going to ask...you're excused...

SIERRA MASON:...(Expletives)... (Inaudible) Black lives (expletive) matter...This is a bunch of (expletive).

PRESIDENT SHERER: Would you please excuse Ms. Mason from the meeting, please.

SIERRA MASON: Y'all don't even listen to your own (expletive) people...y'all don't even (expletive) listen to your own (expletive) people...can't even let (expletive) people talk.

*Community Coalition Protesters begin chanting..." Black Lives Matter" while being escorted out and/or leaving the meeting*

PRESIDENT SHERER: Those opposed no.

NO REMARKS

RESOLUTION #45 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #45 is adopted.

**COMMUNICATIONS**

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

***NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS FILE DATED SEPTEMBER 14, 2020.***

304. AGENT FOR PETITIONER SLIMAN: COPY OF ANNEX PETITION DOCS FILED WITH STARK CO COMMISSIONERS ON 8/27/20 FOR 3000 8<sup>TH</sup> ST NE ANNEX. – RECEIVED & FILED
305. ANNEXATION CHAIRMAN HAWK: REQ STATEMENT OF SERVICES FOR 3000 8<sup>TH</sup> ST NE ANNEX. – ANNEXATION COMMITTEE

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306. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 8/31/20. – RECEIVED & FILED
307. AUDITOR MALLONN: REQ RE-ISSUANCE OF REVITALIZATION ANTICIPATORY NOTE IN MAX AGGREGATE PRINCIPAL AMT NOT TO EXCEED \$250,000.00 FOR DEMO OF DETERIORATING STRUCTURES AND IMPROVEMENT OF THOSE SITES. – FINANCE COMMITTEE
308. CHIEF OF POLICE ANGELO: RPT OF DEPOSITS AND PAY-INS FOR AUG 2020 TO AMBULANCE LOCK BOX ACCT. – RECEIVED & FILED
309. DEPUTY MAYOR WILLIAMS: ESTABLISH HOF FITNESS TDD FUND AND ALLOW FOR 5% ADMISSIONS TAX ON TICKETS AND PARKING CHARGES WITHIN TDD, 2% TAX ON GROSS RECEIPTS AND REALLOCATION OF 3% CITY LODGING TAX AT ANY HOTEL CONSTRUCTED WITHIN TDD TO BE COLLECTED AND DISBURSED FOR PURPOSE OF CONDUCTING BUSINESS WITHIN TDD; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL NECESSARY AGMTS FOR COLLECTION OF TAXES WITHIN TDD; LEVY TAX ON PRIVILEGE OF ENGAGING IN BUSINESS OF CERTAIN TYPES OF SALES WITHIN TDD; AMEND SEC AND ADD TO CHAPTER 185 OF ADMIN CODE TO AUTHORIZE REALLOCATION OF EXISTING TRANSIENT LODGING TAX FUNDS TO SUPPORT REDEVELOPMENT OF HOF FITNESS PROPERTY LOCATED WITHIN TDD; AMEND AND ADD TO SEC 187 OF ADMIN CODE TO AUTHORIZE COLLECTION OF TAX ON ADMISSIONS, INCLUDING PARKING, WITHIN TDD; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES
310. DEPUTY MAYOR WILLIAMS: AMEND CANTON'S 2020 ANNUAL ACTION PLAN TO ADJUST CDBG FUNDS AND TOTAL FR \$2,666,724.00 TO \$2,662,742.00. – COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
311. DEPUTY MAYOR WILLIAMS: APPROVE DEPT OF DEVELOPMENT'S AMENDED CITIZEN PARTICIPATION PLAN TO ENSURE COMPLIANCE WITH HUD REGARDING COVID-19 SPECIFIC LANGUAGE. – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
312. DEPUTY MAYOR WILLIAMS: ESTABLISH CENTENNIAL PLAZA TDD FOR PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN PROPOSED AREA; AUTHORIZE THAT 2 PUBLIC HRGS ARE HELD AND RUN CONCURRENT WITH LEGISLATIVE PROCESS ESTABLISHED BY CANTON CITY COUNCIL. – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
313. DEPUTY MAYOR WILLIAMS: ESTABLISH CENTENNIAL PLAZA TDD FUND AND ALLOW FOR 5% ADMISSIONS TAX ON TICKETS AND PARKING CHARGES WITHIN TDD, 2% TAX ON GROSS RECEIPTS AND REALLOCATION OF 3% CITY LODGING TAX AT ANY HOTEL CONSTRUCTED WITHIN TDD TO BE COLLECTED AND DISBURSED FOR PURPOSE OF CONDUCTING BUSINESS WITHIN TDD; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL NECESSARY AGMTS FOR COLLECTION OF TAXES WITHIN TDD; LEVY TAX ON PRIVILEGE OF ENGAGING IN BUSINESS OF CERTAIN TYPES OF SALES WITHIN TDD; AMEND AND ADD TO SECTION 185 OF ADMIN CODE TO AUTHORIZE

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REALLOCATION OF EXISTING TRANSIENT LODGING TAX FUNDS TO SUPPORT REDEVELOPMENT OF HOF FITNESS PROPERTY LOCATED WITHIN TDD; AMEND AND ADD TO SEC 187 OF ADMIN CODE TO AUTHORIZE COLLECTION OF TAX ON ADMISSIONS, INCLUDING PARKING, WITHIN TDD; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES

314. FINANCE DIRECTOR CROUSE: REQ \$150,000.00 SUPP APPROP FR UNAPPROP BAL OF 5701 BUILDING CODE FUND TO 5701 101501 CODE ENFORCEMENT ADMIN – OTHER (50/50 PROGRAM WITH STARK CO LAND REUTILIZATION CORP). – FINANCE AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES
315. FINANCE DIRECTOR CROUSE: REQ \$1,100,000.00 SUPP APPROP FR UNAPPROP BAL OF 2120 INCOME TAX FUND TO 2120 852101 INCOME TAX – ADMIN – OTHER AND \$1,200,000.00 SUPP APPROP FR UNAPPROP BAL OF 7508 JACKSON-CANTON JEDD CLEARING FUND TO 7508 852004 DISTRICT SM JEDD – OTHER FOR \$510,000.00, TO 7508 852006 DISTRICT 18-001 COMDOC JEDD – OTHER FOR \$375,000.00 AND TO 7508 852007 DISTRICT 19-001 KECK PARK JEDD – OTHER FOR \$315,000.00. – FINANCE COMMITTEE
316. LIQUOR CONTROL DIV (OHIO): REQ NEW D5J, D6 PERMIT FOR COURT PUB GROUP, INC., 330 COURT AVE NW, WARD 2. – RECEIVED & FILED
317. LIQUOR CONTROL DIV (OHIO): REQ NEW D5J PERMIT FOR MILESTONE GAMES LLC, 312 CLEVELAND AVE NW, WARD 2. – RECEIVED & FILED
318. MAYOR BERNABEI: RATIFY ALL ACTIONS TAKEN PRIOR TO PASSAGE OF THIS ORDINANCE PURSUANT TO SEC 105.04 OF CANTON CODIFIED ORD (EMERGENCY CONTRACT PROVISIONS); AUTHORIZE MAYOR SERV DIR, SAF DIR OR APPROPRIATE CITY OFFICIAL TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY TO RESPOND TO COVID-19 EMERGENCY SITUATION INCLUDING BUT NOT LIMITED TO ITEMS LISTED ON EXH A UTILIZING EMERGENCY CONTRACTING PROCESS EXEMPTING SAID ITEMS FR COMPETITIVE BIDDING; AUTHORIZE AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS RESULTING FR RESPONDING TO THIS EMERGENCY SITUATION; REQ \$1,852,795.82 INTERFUND TRF AND SUPP APPROP FR UNAPPROP BAL OF 2810 COVID-19 RELIEF FUND TO 2810 COVID-19 RELIEF FUND. – FINANCE COMMITTEE
319. MAYOR BERNABEI, DEPUTY MAYOR WILLIAMS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMT FOR AND RECEIVE SECOND SUPPLEMENTAL AWARD OF ESG FUNDS IN AMT OF \$820,051.00 FR US HUD PURSUANT TO CARES ACT; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY FOR TIMELY EXPENDITURE OF ESG PROG FUNDS; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ALL PROF CONTRACTS NECESSARY TO ALLOW FOR EFFECTIVE OPERATION OF PROG DURING GRANT PERIOD USING ANY PROCUREMENT PROCESS AUTHORIZED IN CODIFIED ORD, ORC OR CODE OF FED REGS, AS MAY BE APPLICABLE; REQ \$820,051.00 SUPP APPROP FR UNAPPROP BAL OF 2219 EMERGENCY SHELTER FUND TO 2219 506019 CARES ACT – OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE COMMITTEE

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320. PLANNING COMMISSION: WITHDRAW COMM #251 FR 7/27/20 AGENDA AND O#15 FR 8/24/20 AGENDA (AMENDMENTS TO CHAPTER 1107, ARCHITECTURAL REVIEW BD). – RECEIVED & FILED
321. PLANNING COMMISSION: WITHDRAW COMM #253 FR 7/27/20 AGENDA AND O#17 FR 8/24/20 AGENDA (AMENDMENTS TO CHAPTERS 1131 AND 1148, MOBILE FOOD VENDING). – RECEIVED & FILED
322. SAFETY DIRECTOR PERRY: RATIFY ALL ACTIONS TAKEN TO DEMO BLDG AT 1747 10<sup>TH</sup> ST NE PRIOR TO PASSAGE OF THIS ORDINANCE PURSUANT TO SEC 105.04 (EMERGENCY CONTRACT PROVISIONS); AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY TO RESPOND TO THIS EMERGENCY SITUATION; AUTHORIZE AND DIRECT AUDITOR TO PAY ANY AND ALL MORAL OBS RESULTING FR RESPONDING TO THIS EMERGENCY SITUATION. – FINANCE COMMITTEE
323. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF ONE (1) PORTABLE PIPELINE INSPECTION UNIT FOR COLLECTION SYSTEMS DEPT; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT FOR SAID PURCH VIA ANY PURCH PROCESS AUTHORIZED BY LAW; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE COMMITTEE
324. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERVS CONTRACT FOR CONSTRUCTION OVERSIGHT SERVS FOR PROJ; AUTHORIZE CITY TO RECEIVE GRANT FUNDS IN AMT OF \$1,050,000.00 AND 0% INTEREST LOAN IN AMT OF \$450,000.00 FOR PROJ FR OPWC; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE SEPARATE FUNDS FOR TRACKING PROJ REVENUES AND EXPENDITURES AND APPROP TOTAL OPWC FUNDING AMT OF \$1,500,000.00 WHEN RECEIVED FR UNAPPROP BAL OF 5243 CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJ FUND TO 5243 207055 CLEVELAND AVE NW WATER MAIN REPLACEMENT PROJ – OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – FINANCE AND ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEES
325. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR SALE OF CITY OWNED REAL PROPERTY LOCATED AT STARK CO AUDITOR PARCEL NUMBERS 214456, 221513 AND 284108 (1440 SYCAMORE SE, 1466 HOUSEL SE & CORNER OF E TUSC & HARTFORD AVE); AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL CONTRACTS NECESSARY TO FACILITATE SAID SALES; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. – COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
326. SERVICE DIRECTOR HIGHMAN: AUTHORIZE MAYOR, SERV DIR AND/OR THEIR DESIGNEE, ON BEHALF OF CITY OF CANTON, TO APPROPRIATE/ACQUIRE NE CANTON INDUSTRIAL PARK PROJ, GP 1148 PROPERTY PURSUANT TO ORC SECS 719 AND 163 FOR PUBLIC STREET RIGHT-OF-WAY; AUTHORIZE MAYOR, SERV DIR AND/OR THEIR

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DESIGNEE TO MAKE MINISTERIAL CHANGES TO CORRECT PROPERTY OWNER NAMES, PARCEL NUMBERS AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS, SHOULD THEY OCCUR; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE

327. SERVICE DIRECTOR HIGHMAN: AUTHORIZE ODOT TO CONSTRUCT D-04 PSIP (PEDESTRIAN SAFETY IMPROVEMENT PROG), PID 113278, GP 1326 PROJ AND MAYOR AND/OR SERV DIR TO ENTER INTO AGMT WITH ODOT FOR CONSTRUCTION PER SAMPLE LEGISLATION ATTACHED TO THIS COMMUNICATION. – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
328. SERVICE DIRECTOR HIGHMAN: AUTHORIZE SERV DIR TO OPEN PURCH ORDER IN AMT OF \$29,999.99 TO HM MILLER CONSTRUCTION CO FOR HYDROVACING SERVS FOR WATER DEPT. – RECEIVED & FILED

**ORDINANCES AND FORMAL RESOLUTIONS FOR FIRST READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their First Reading. Mr. Clerk, please begin with Ordinance #1.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #1 THROUGH #17 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS (O#11 THROUGH O#17 ADOPTED):***

- O#1. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$18,927.10 SUPP APPROP FR UNAPPROP BAL OF 2659 701001 PROBATION AWARD FUND TO 2659 701001 PROBATION AWARD FUND – PERSONNEL)  
Referred to Finance Committee
- O#2. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A LOAN AGREEMENT WITH A.M. RODRIGUEZ ASSOCIATES, INC. IN AN AMT NOT TO EXCEED \$1,000,000.00 AT 0.5% INTEREST UTILIZING ISSUE 13 COMPREHENSIVE FUNDS, FOR THE LEHMAN SCHOOL PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#3. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE LEVYING OF SPECIAL ASSESSMENTS FOR THE HOF VILLAGE HOTEL II LLC PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#4. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING SECTIONS 1195.09, FEE FOR SITE PLAN REVIEW AND SECTION 1195.10, SITE PLAN REQUIREMENTS OF PART ELEVEN PLANNING AND ZONING CODE  
Referred to Judiciary Committee **PUB HRG 10/19/20 @ 7:00 PM**

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- O#5. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING SECTIONS 1194.08, FEES FOR ZONING PERMITS AND 1194.09, ZONING PERMIT FEE EXEMPTION FOR GOVERNMENT STRUCTURES OF PART ELEVEN PLANNING AND ZONING CODE  
Referred to Judiciary Committee **PUB HRG 10/19/20 @ 7:01 PM**
- O#6. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING CHAPTER 1195, ADMINISTRATIVE AGENCIES & DUTIES OF PART ELEVEN PLANNING AND ZONING CODE  
Referred to Judiciary Committee **PUB HRG 10/19/20 @ 7:02 PM**
- O#7. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING CHAPTERS 1139, PERMITTED ACCESSORY BUILDINGS AND STRUCTURES; 1140, PERMITTED ACCESSORY USES; AND 1194, ENFORCEMENT OF PART ELEVEN PLANNING AND ZONING CODE  
Referred to Judiciary Committee **PUB HRG 10/19/20 @ 7:03 PM**
- O#8. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING SECTION 1194.05, ADMINISTRATION AND ENFORCEMENT – FAILURE TO OBTAIN A PERMIT OF PART ELEVEN PLANNING AND ZONING CODE  
Referred to Judiciary Committee **PUB HRG 10/19/20 @ 7:04 PM**
- O#9. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO AGREEMENT FOR AND ACCEPT \$88,863.64 FROM THE DEPARTMENT OF HOMELAND SECURITY, ASSISTANCE TO FIREFIGHTERS GRANT; ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR THE PURCHASE OF EXHAUST REMOVAL SYSTEMS AND RELATED WARRANTIES AND ACCESSORIES AT VARIOUS STATIONS FOR THE FIRE DEPARTMENT OR TO ALTERNATIVELY ENTER INTO CONTRACT FOR SAID PURCHASE IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZING THE AUDITOR TO ESTABLISH THE 2819 2019 ASSISTANCE TO FIREFIGHTERS GRANT FUND; AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$97,750.00 FR UNAPPROP BAL OF 2819 2019 ASSIT TO FIREFIGHTERS GRANT FUND TO 2819 103001 FIRE ADMIN – OTHER; \$97,750.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 103001 FIRE ADMIN – ADV OUT - \$88,863.64, TO 1001 103001 FIRE ADMIN – TRF OUT; \$8,886.36 APPROP ADV AND TRF FR 1001 103001 TRF OUT TO OTHER FUND TO 2819 103001 TRF IN FR OTHER FUND; \$88,863.64 APPROP ADV AND TRF FR 1001 103001 ADV OUT TO OTHER FUND TO 2819 103001 ADV IN FR OTHER FUND)  
Referred to Finance Committee
- O#10. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS OWED FOR CONSTRUCTION SERVICES RELATED TO THE WOODLAWN AVENUE WATER MAIN EXTENSION PROJECT IN AN AMOUNT

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NOT TO EXCEED \$11,221.02 TO WENGER EXCAVATING, INC.; AND  
DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

- O#11. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 154/2020** AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF PART OF LOT 766 AND COMBINING PART OF LOT 982, ALL OF LOT 983 AND PART OF VACATED OAK STREET; AND DECLARING THE SAME TO BE AN EMERGENCY (PARCELS 242247 AND 243628, 606 2<sup>ND</sup> ST SE FOR AEP, WARD 4)  
Referred to Public Safety & Thoroughfares Committee
- O#12. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 155/2020** AN ORDINANCE AUTHORIZING THE HIRING OF MR. WESLEY CARDER TO FILL THE ENGINEER II POSITION AT THE WATER RECLAMATION FACILITY AT AN ANNUAL SALARY OF \$60,000.00; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance and Personnel Committees
- O#13. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 156/2020** A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE 3000 8<sup>TH</sup> ST. NE 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 to Annexation Committee
- O#14. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 157/2020** AN ORDINANCE AMENDING ORDINANCE NO. 47/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (2020 ANNUAL ACTION PLAN, CDBG FUNDS)  
Referred to Community & Economic Development and Finance Committees
- O#15. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 158/2020** AN ORDINANCE APPROVING THE DEPARTMENT OF DEVELOPMENT'S AMENDED CITIZEN PARTICIPATION PLAN; AND DECLARING THE SAME TO BE AN EMERGENCY (HUD COMPLIANCE RE COVID-19 LANGUAGE)  
Referred to Community & Economic Development Committee
- O#16. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 159/2020** AN ORDINANCE AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, DIRECTOR OF PUBLIC SAFETY OR THE APPROPRIATE CITY OFFICIAL TO ENTER INTO ALL CONTRACTS NECESSARY TO RESPOND TO THE COVID-19 PANDEMIC EMERGENCY SITUATION; AUTHORIZING THE AUDITOR TO PAY ANY AND ALL MORAL OBLIGATIONS FROM RESPONDING TO THIS EMERGENCY SITUATION; AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,852,795.82 SUPP APPROP



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FR UNAPPROP BAL OF 2810 COVID-19 RELIEF FUND TO 2810 COVID-19 RELIEF FUND – OTHER)

Referred to Finance Committee

O#17. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 160/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO: ENTER INTO AGREEMENT FOR AND RECEIVE A SECOND SUPPLEMENTAL AWARD OF EMERGENCY SOLUTIONS GRANTS (ESG) FUNDS IN AN AMOUNT NOT TO EXCEED \$820,051.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PURSUANT TO THE CARES ACT; ENTER INTO ALL CONTRACTS NECESSARY FOR THE TIMELY EXPENDITURE OF ESG PROGRAM FUNDS; AND ENTER INTO ALL PROFESSIONAL SERVICES CONTRACTS NECESSARY TO ALLOW FOR EFFECTIVE OPERATION OF THE PROGRAM; AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$820,051.00 SUPP APPROP FR UNAPPROP BAL OF 2219 EMERGENCY SHELTER FUND TO 2219 506019 CARES ACT – OTHER)

Referred to Finance Committee

CLERK DOUGHERTY: Mr. President.

PRESIDENT SHERER: At this time, the Chair would declare an in-house recess for the Public Safety & Thoroughfares, Finance, Personnel, Annexation and Community & Economic Development Committees to meet in regard to Ordinances 11 through 17 on your agenda this evening. You are now in recess.

***(COUNCIL RECESSED AT 7:37 PM FOR THE PUBLIC SAFETY & THOROUGHFARES, FINANCE, PERSONNEL, ANNEXATION AND COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES TO DISCUSS O#11 THROUGH O#17; RECONVENED AT 7:52 PM)***

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

MEMBER SMUCKLER: Mr. President, I move we suspend Rule 22A to place Ordinances 11 through 17 back on this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to place Ordinances 11 through 17 back on this evening's agenda. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS  
(MEMBER KIMBROUGH HAD ISSUES WITH EQUIPMENT  
AND DID NOT RESPOND TO ROLL CALL)

CLERK DOUGHERTY: Eleven yeas, Mr. President.

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PRESIDENT SHERER: The motion carries and Ordinances 11 through 17 are a legal part of your agenda. Leader.

MEMBER SMUCKLER: Mr. President, I move we suspend the Statutory Rules on Ordinances 11 through 17.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend the Statutory Rules on Ordinances 11 through 17. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

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

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #11.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #11. Are there any remarks under this Ordinance? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#11 ADOPTED AS ORDINANCE NO. 154/2020**

PRESIDENT SHERER: The motion carries and Ordinance #11 is adopted. Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to 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 DOUGHERTY: Twelve yeas, Mr. President.

**#12 ADOPTED AS ORDINANCE NO. 155/2020**

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

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to 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 DOUGHERTY: Twelve yeas, Mr. President.

**#13 ADOPTED AS ORDINANCE NO. 156/2020**

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 to 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 DOUGHERTY: Twelve yeas, Mr. President.

**#14 ADOPTED AS ORDINANCE NO. 157/2020**

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

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 1 ABSTAIN  
(MEMBER HALL ABSTAINED)

CLERK DOUGHERTY: Eleven yeas, one abstention, Mr. President.

**#15 ADOPTED AS ORDINANCE NO. 158/2020**

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

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

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MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 1 ABSTAIN  
(MEMBER HALL ABSTAINED)

CLERK DOUGHERTY: Eleven yeas, one abstention, Mr. President.

**#16 ADOPTED AS ORDINANCE NO. 159/2020**

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

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#17 ADOPTED AS ORDINANCE NO. 160/2020**

PRESIDENT SHERER: The motion carries and Ordinance #17 is adopted.

**ORDINANCES AND FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Second Reading. Mr. Clerk, please begin with Ordinance #18.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #18 THROUGH #21 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

O#18. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY THE STARK MENTAL HEALTH & ADDICTION RECOVERY BOARD A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$18,750.00; AND DECLARING THE SAME TO BE AN EMERGENCY (COVER 2<sup>ND</sup> HALF OF STATE FISCAL YR 2020 EXPENSES)

O#19. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$12,851.65 APPROP TRF FR 2772 102019 COVID-19 STIMULUS FUND – PAYROLL TO 2772 102019 COVID-19 – OTHER)

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- O#20. (2<sup>ND</sup> RDG) AN ORDINANCE 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
- O#21. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OF DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT AMENDMENT/MODIFICATION IN AN ESTIMATED AMOUNT OF \$110,000.00 WITH AECOM TECHNICAL SERVICES, INC. FOR ENGINEERING SERVICES RELATED TO THE 11<sup>TH</sup> STREET SE INTERSECTION AND ROADWAY IMPROVEMENT PROJECT, PID 90465, GP 1144; AUTHORIZING THE AUDITOR TO PAY ANY AND ALL MORAL OBLIGATIONS FROM RESPONDING TO THIS EMERGENCY SITUATION; AND DECLARING THE SAME TO BE AN EMERGENCY

CLERK DOUGHERTY: Mr. President.

**ORDINANCES AND FORMAL RESOLUTIONS FOR THIRD AND FINAL READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Third/Final Reading and Vote. Mr. Clerk, please read Ordinance #22.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #22 THROUGH #33 FOR THEIR THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

- O#22. (3<sup>RD</sup> RDG) ***POSTPONED UNTIL 9/28/2020 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 (PARCEL 232479 @ 1800 BLOCK OF KIMBALL ROAD SE FOR SELENIUM PROP, LLC)***

MEMBER SMUCKLER: Mr. President.

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: I move we adopt Ordinance #22.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #22. Are there any remarks?

CLERK DOUGHERTY: Member Smuckler.

PRESIDENT SHERER: We are postponing that, Leader.

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CLERK DOUGHERTY: This is being postponed.

MEMBER SMUCKLER: I see that. Is this til the next meeting?

CLERK DOUGHERTY: Yes, the 28<sup>th</sup>.

MEMBER SMUCKLER: Uh...I move we postpone Ordinance #22 to uh...September 28th.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to postpone Ordinance #22 to our next meet...meeting on the 28<sup>th</sup> of September. Are there any remarks? We don't need a roll call, right? All those in favor signify by saying aye. Against.

NO REMARKS

ORDINANCE #22 POSTPONED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it. Mr. Clerk, could you continue on with Ordinance #23, please.

O#23. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 161/2020** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,229.00 SUPP APPROP FR UNAPPROP BAL OF 2810 COVID-19 RELIEF FUND TO 2810 702001 CLERK OF COURTS – ADMIN – OTHER; \$1,229.00 INTER-FUND TRF FR 2810 COVID-19 RELIEF FUND TO 1001 GENERAL OPERATING FUND)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #23.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #23. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#23 ADOPTED AS ORDINANCE NO. 161/2020**

PRESIDENT SHERER: Motion carries and Ordinance #23 is adopted. Ordinance #24, please.

O#24. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 162/2020** AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF LOTS 36455, 36456 AND 36457; AND DECLARING

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THE SAME TO BE AN EMERGENCY (PARCELS 305282 & 305283 @ 2002 29<sup>TH</sup> ST NW FOR ANTHONY & MARY GEMMA, WARD 7)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #24.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #24. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#24 ADOPTED AS ORDINANCE NO. 162/2020**

PRESIDENT SHERER: Motion carries and Ordinance #24 is adopted. Ordinance #25, please.

O#25. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 163/2020** AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF LOT 22189 AND PART OF LOT 22190; AND DECLARING THE SAME TO BE AN EMERGENCY (PARCELS 206629 & 206630, @ 1413 RIDGEWAY PL NW FOR SAM & TULA NOUSSIAS, WARD 7)

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.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#25 ADOPTED AS ORDINANCE NO. 163/2020**

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

O#26. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 164/2020** AN ORDINANCE AMENDING SECTIONS 1187.06 SIGNS EXEMPT FROM PERMIT REQUIREMENTS 1187.07, GENERAL REGULATIONS AND 1187.13, SIGN REGULATIONS BY TYPE: ELECTRONIC MESSAGE UNITS (DIGITAL DISPLAY), OF PART ELEVEN

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PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF CANTON  
**PUB HRG 9/14/20 @ 7:01 PM**

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 DOUGHERTY: Twelve yeas, Mr. President.

**#26 ADOPTED AS ORDINANCE NO. 164/2020**

PRESIDENT SHERER: Motion carries and Ordinance #26 is adopt...is adopted. Ordinance #27, please.

MEMBER SMUCKLER: Mr. President...

O#27. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 165/2020** AN ORDINANCE AMENDING  
CHAPTER 1153, OUTDOOR DINING AREAS AND SIDEWALK CAFES, OF PART  
ELEVEN PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF  
CANTON **PUB HRG 9/14/20 @ 7:03 PM**

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #27.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #27. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#27 ADOPTED AS ORDINANCE NO. 165/2020**

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

O#28. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 166/2020** AN ORDINANCE AUTHORIZING  
THE AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO



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EXCEED \$8,037.97 TO DELL MARKETING L.P.; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #28.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #28. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#28 ADOPTED AS ORDINANCE NO. 166/2020**

PRESIDENT SHERER: Motion carries and Ordinance #28 is adopted. Ordinance #29, please.

O#29. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 167/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT FOR THE PURCHASE OF CLOUD STORAGE FOR THE POLICE DEPARTMENT OR TO ALTERNATIVELY ENTER INTO CONTRACT FOR SAID PURCHASE IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY (\$37,826.50 FR EDWARD BYRNE MEMORIAL GRANT, O#209/2019)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #29.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #29. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#29 ADOPTED AS ORDINANCE NO. 167/2020**

PRESIDENT SHERER: Motion carries and Ordinance #29 is adopted. Ordinance #30, please.

O#30. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 168/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO

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AGREEMENT FOR AND ACCEPT \$16,800.00 IN GRANT FUNDS FROM THE OHIO OFFICE OF CRIMINAL JUSTICE SERVICES FOR THE 2019 PROJECT SAFE NEIGHBORHOOD GRANT; AUTHORIZING THE AUDITOR TO CREATE THE 2794 PROJECT SAFE NEIGHBORHOOD GRANT FUND; ALTERNATIVELY AUTHORIZE THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT FOR THE PURCHASE OF CAMERAS AND HARDWARE FOR THE WIFIBER NETWORK IN ACCORDANCE WITH ANY OHIO REVISED CODE OR THE CANTON CODIFIED ORDINANCES; AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$16,800.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 102001 POLICE ADMINISTRATIVE – OTHER; \$16,800.00 FR UNAPPROP BAL OF 2794 PROJECT SAFE NEIGHBORHOOD GRANT FUNDS TO 2794 102001 POLICE ADMINISTRATIVE – OTHER; \$16,800.00 INTER-FUND ADVANCE FROM 1001 GENERAL OPERATING FUND TO 2794 PROJECT SAFE NEIGHBORHOOD GRANT FUND)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #30.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #30. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#30 ADOPTED AS ORDINANCE NO. 168/2020**

PRESIDENT SHERER: Motion carries and Ordinance #30 is adopted. Ordinance #31, please.

O#31. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 169/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ACCEPT THE 2020 COPS HIRING PROGRAM GRANT #2020-UM-WX-0159; AUTHORIZING THE AUDITOR TO CREATE THE 2798 – 2020 COPS HIRING PROGRAM GRANT #2020-UM-WX-0159 FUND; AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$175,000.00 SUPP APPROP FR UNAPPROP BAL OF 2798 2020 COPS HIRING GRANT FUND TO 2798 102001 POLICE ADMIN – OTHER)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #31.

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MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #31. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#31 ADOPTED AS ORDINANCE NO. 169/2020**

PRESIDENT SHERER: Motion carries and Ordinance #31 is adopted. Ordinance #32, please.

O#32. (3<sup>RD</sup> RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 170/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO: ENTER INTO ALL AGREEMENTS NECESSARY TO TRANSFER PROPERTY OUTLINED IN EXHIBIT A TO STARK AREA REGIONAL TRANSIT AUTHORITY PURSUANT TO ORC SECTIONS 306.36 AND 163, ET SEQ., FOR A PRICE OF \$100,000.00 FOR THE PROPERTY AND AN ADDITIONAL \$200,000.00 TO RELOCATE AND REBUILD THE CRENSHAW PARK SHELTER AND TO ENTER INTO ANY EASEMENTS NEEDED FOR SAID PROJECT; AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE AND/OR CANTON PARK BOARD TO: RECEIVE SAID FUNDS; ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY TO MOVE AND RECONSTRUCT THE SHELTER AND TO ENTER INTO ALL CONTRACTS NECESSARY FOR SAID MOVE UTILIZING ANY PROCESS AUTHORIZED BY LAW; AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$300,000.00 SUPP APPROP FR UNAPPROP BAL OF 2530 PARKS OPERATION FUND TO 2530 401060 SPECIAL PARKS FUNDS – OTHER)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #32.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #32. Are there any remarks?  
Leader Smuckler.

MEMBER SMUCKLER: Mr. President, I move we amend Ordinance 32 by the amendment before everybody in City Council.

MEMBER BABCOCK: Second.

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PRESIDENT SHERER: It's been moved & seconded to amend Ordinance #32 per the copy before each of you. Are there any remarks? ... 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 SHERER: The ayes have it. The motion carries. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #32, as amended.

MEMBER BABCOCK: Second.

**AMENDMENT**

*Pursuant to Rule 36, I move we amend Agenda Item No. 32 by the substitution of the attached amended Ordinance for the original pending Ordinance.*

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #32, as amended. Are there any remarks under this Ordinance, as amended? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#32 ADOPTED AS AMENDED AS ORDINANCE NO. 170/2020**

PRESIDENT SHERER: The motion carries and Ordinance #32, as amended, has been adopted. Ordinance #33, please.

O#33. (3<sup>RD</sup> RDG) **#ADOPTED AS ORDINANCE NO. 171/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CHANGE ORDER #2 AND FINAL WITH CENTRAL ALLIED ENTERPRISES, INC. IN AN AMOUNT NOT TO EXCEED \$44,727.38 FOR THE 2019 CITY PAVING PROGRAM PHASE III – MADISON AVE. SE RESURFACING PROJECT, GP 1308; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #33.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #33. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

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CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#33 ADOPTED AS ORDINANCE NO. 171/2020**

PRESIDENT SHERER: Motion carries and Ordinance #33 is adopted.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

PRESIDENT SHERER: We are now under announcement of Committee Meetings.

MEMBER MARIOL: Mr. President.

PRESIDENT SHERER: Chairman Mariol.

MEMBER MARIOL: Finance will meet September 28<sup>th</sup> at 6:15 p.m. in Council Chambers.

PRESIDENT SHERER: Thank you, Chairman.

MEMBER SCHULMAN: Uh...Mr. President.

PRESIDENT SHERER: Chairlady Schulman.

MEMBER SCHULMAN: Yes, uh...same time, same place. (*Inaudible*)...Oh, I'm sorry, for Judiciary.

PRESIDENT SHERER: Thank...thank you, Member Schulman

MEMBER FERGUSON: Mr. President

CLERK DOUGHERTY: Mr. President...oh...you want to go...

PRESIDENT SHERER: Clerk.

MEMBER FERGUSON: Economic Development will meet at 6:15 on the 28<sup>th</sup>, please.

CLERK DOUGHERTY: No, we don't have that... (*Inaudible*). Mr. President, uh...Mike Crawford from the Hall of Fame Village will have a presentation on September 28<sup>th</sup>.

PRESIDENT SHERER: At 6:15. Thank you, Clerk Dougherty.

**MISCELLANEOUS BUSINESS**

PRESIDENT SHERER: We are now under Miscellaneous Business. Is there any Miscellaneous Business for this evening? I would like to thank Pat Barton. I think the sound system worked a lot better tonight and I'm looking forward to getting the new sss...sound system next week or in a week or two, but good job.

PAT BARTON: Thank you.

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PRESIDENT SHERER: Is there any other Miscellaneous Business for this evening?

MEMBER MORRIS: Mr. President.

PRESIDENT SHERER: Member Morris.

MEMBER MORRIS: Couple of things; uh...first off...is there any chance that we, as council, can get an update from the Safety Director and the Chief of Police in regards to the rash of...rash of shootings and the gun violence that's been going on in the city as of lately? Historically, you know this kind of drifts from area to area throughout the city. Sometimes it's in the Southwest end and then it'll move to the Northeast end. Then it'll hit the Northwest end, but if I gotta track this, this is (*Inaudible*) all over the city. (*Inaudible*) while we've been sitting here this evening, during this meeting, I've heard nothing but sirens running down 19<sup>th</sup> Street. And I've had numerous text messages back and forth with the chief. So I'd really like to know what kind of game plan we have. We don't need to discuss it now, I'm not trying to put anybody on the spot, but we need a little bit of communication that I'm not quite seeing. This is what happens. We've seen it this bad, but we've never seen this (*Inaudible*) the city, which is kind of alarming because I really would like to know what the hell is going on. And...I don't know if the Chief knows, but uh...he's (*Inaudible*) Council. Also, on September 9<sup>th</sup> I had sent an email to the Safety Director. Our Majority Leader can follow up on her, she never got back to myself...uh...Member Ferguson, Member Scaglione and Member Fisher, regarding traffic issues. Uh...her response was, for one of them... a Captain to look into it and advise. Uh, the other (*Inaudible*) don't write tickets. Uh...so if...Leader...uh...Leader could get an answer on that from her, on what we're going to do about that. And hats off to you Mr. President, I would have lost my (expletive) if I were you. (*Laughter*). Those people are coming in to Council, are rude as hell. Anytime they want to pull a petition and run Ward 9, come after me. Uh...but these people are very disrespectful and there's no way to get your point across than uh...coming in here and scream and yell, then I really don't give a (expletive) what your opinion is. I mean that's just disgusting. We've had (*Inaudible*) in Council Chambers handle yourselves very well because, like I said, I'd have lost it. So, thank you.

PRESIDENT SHERER: Member Morris, can I make a recommendation? Uh...we have Michael Crawford coming in at 6:15 on uh...September 28<sup>th</sup>, our next meeting. How about if we have the Chief come down at 6 a..?

CLERK DOUGHERTY: 6 p.m.

PRESIDENT SHERER: ...er...6 p.m. Not a.m.... p.m. Sorry about...I don't think Chief is going to come down here at 6:00. Yeah. (*Inaudible*). But if we could have the...if we could have the Chief here at 6 p.m. and give him about 15 minutes to address some of your issues?

MEMBER MORRIS: Thank you.

PRESIDENT SHERER: You're welcome, Member Morris. Is uh...is there anything else under Miscellaneous Business ... Hearing none, Clerk Dougherty, our quote for the week, please.

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CLERK DOUGHERTY: This is from Jacques Cousteau. *“People protect what they love, love what they understand and understand what they are taught.”*

PRESIDENT SHERER: Thank you, Clerk Dougherty. Leader.

MEMBER SMUCKLER: I move we adjourn.

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SHERER: This meeting is adjourned. Thank you. *(Gavel falls)*. Have a good evening.

ADJOURNMENT TIME: 8:20 PM

ATTEST:

APPROVED:

DAVID R. DOUGHERTY  
CLERK OF COUNCIL

WILLIAM SHERER, II  
PRESIDENT