

MINUTES OF THE MEETING OF SEPTEMBER 19, 2005

PRESIDENT DENCZAK: With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please.

The regular meeting of Canton City Council was held on Monday, September 19, 2005, at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (as follows) by Clerk of Council Debra Vanckunas. The invocation was given by Ward 9 Councilmember Joe Carbenia followed by the Pledge of Allegiance led by President of Council Denczak.

ROLL CALL TAKEN BY CLERK VANCKUNAS:

12 COUNCILMEMBERS PRESENT: (DONALD E. CASAR, JOE CARBENIA, MARY M. BABCOCK, THOMAS M. BERNABEI, GREG HAWK, THOMAS E. WEST, JAMES GRIFFIN, KELLY ZACHARY, TERRY PRATER, DAVID R. DOUGHERTY, RICHARD D. HART, & ROSEMARY DIAMOND)

AGENDA CORRECTIONS & CHANGES

PRESIDENT DENCZAK: Thank you, Member Carbenia (*referring to invocation*). Agenda corrections and changes Members of Council, you're being asked to suspend Rule 22A to add the second readings of Ordinances 4 through and including #10. Member Casar, the Chair recognizes that at this time.

MEMBER CASAR: Mr. President, I move we suspend Rule 22A and return Ordinances 4 through 10 on this evening's agenda; seconded.

PRESIDENT DENCZAK: Moved and seconded to suspend Rule 22A. Are there any remarks?... If not, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

PRESIDENT DENCZAK: Rule 22A is suspended and the Ordinances are a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT DENCZAK: Public Hearings. We had none scheduled for this evening.

PUBLIC SPEAKS (ORDINANCES OR RESOLUTIONS FOR ADOPTION ONLY):

PRESIDENT DENCZAK: Public Speaks, Ordinances or Resolutions for Adoption. The Chair has an announcement here to make. We have two forms for public speaks, and the one that is coming up tonight is an ordinance to be adopted. That's the first open forum that we have. Now some of you have signed up on the wrong sheet, so I'm gonna change the names. There's three people, George Zablo, Sam Sliman and Tom Hartnett signed the wrong sheet, so I'll put your names over on the correct sheet, and there's only three people signed up for public speaks under city business. The Ordinances or Resolutions for Adoption portion of the public speaks. George Zablo....?

MR. ZABLO: (*DECLINED TO SPEAK FROM THE AUDIENCE*)

PRESIDENT DENCZAK: Tom Hartnett...?

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MR. HARTNETT: My name is Tom Hartnett. I am at 200 Market Avenue North, Canton, Ohio, and I'm here on behalf of various homeowners comprising the Central Lakes Homeowners Association.

PRESIDENT DENCZAK: Mr. Hartnett, is 200 Market Avenue North your home address?

MR. HARTNETT: That's my work address.

PRESIDENT DENCZAK: Under Council rules, sir, you must sign your home address.

MR. HARTNETT: My home address is 6785 Corrine Drive, that's Canton, 44718.

PRESIDENT DENCZAK: Okay. Go ahead.

MR. HARTNETT: I'm here, like I said, on behalf of a number of the residents of the Central Lake Homeowners Association. And initially I would like to state we are not in opposition to the planned annexation, and we appreciate Council's concerns that some of the residents have brought out with regards to the prior proposal to come in-- for this development to come in strictly as an R-3. There was concern with the number of units that would be on the property and its affect on Central Lake. And from what I now understand, there's going to be an amendment tonight to change it to a planned district 3 or PR-3 to limit the number of units that are gonna be on the property to five an acre. What our concern is, we look at the basis for the planned district and how it was set up under statute and it appears to be that it was initially set up to allow for something to go in under the R-3 plus tie in with what the developer's plans are going to be. In the situation we're looking at right now, I'm not sure anyone in this room including the developer can tell anybody what's going in on this property. That's a concern. My clients have no idea who their neighbors are going to be, what the impact is going to be on the streets, on Central Lake, if there's gonna be any health concerns raised by this. It's very unusual in my experience, and I'm a real estate attorney by trade with a practice for about twelve years, to ask for a zone change and not tell the governing body what we're gonna do on the property. I understand there's a lot of exuberance and excitement to bring in new developments into the city, but I'm not sure that anybody here can say what this development is gonna be. Is this gonna be one 35 unit continuous structure? Is it gonna be 16 or 15 two unit buildings? And how it's gonna affect the neighboring properties. That's my concern. It's certainly my client's concern. Like I mentioned before, I don't know if there's been thought as to what's gonna go in other than the fact something's gonna go in and we're all excited by it. And I just urge caution. My clients would like it come in as an R-1, and normally when something comes in as an annexation of property, it comes in under the zoning code. Technically, I'm not sure planned development or PR is under the zoning code, but is really an exception or addition to the zoning code. Something that with a development you can fall back on. That being said, once again, I would like this and on behalf of my clients, we would like this property to come in to R-1. If you want to rezone it later once you see the plans for the property, and with all due caution, I'd urge you to do this. We have no problem with that, but at this point in time since we don't know what's gonna go in, we urge caution, we urge an amendment to change it from a planned R-3, planned development R-3, to an R-1. Thank you.

PRESIDENT DENCZAK: The next speaker is Philip Roholt, am I pronouncing that correctly?

MR. ROHOLT: That's Philip Roholt, 5234 Violet Knoll Ave NE in Plain Township. I'm a Plain Township resident and a member of the Homeowners Association, and I spoke last week concerning this issue, and myself individually and I know some of the other homeowners are actually opposed to the annexation, but as a group I know the attorneys have said, you know, they favor the annexation, but under the current proposal we definitely are opposed to it. I would like to go back to the original meeting by the Plain Township trustees which we feel that we have been broadsided by this because we're not sure if proper notification had been given, and later on

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we want to pursue those avenues to see if all the sunset laws have been followed properly in that respect. One thing we do know is that this is not a typical piece of property where the immediate neighbor is the only one affected. Here the immediate neighbors are 50 other homeowners wherein you have fast boats or jet skis going 50 feet away from your property, so there is a significant impact on the zoning affect that this would have. Secondly, as the attorneys mentioned, the builder, you know, we don't know what the plans are, the affect on the roadway which is very small, dangerous with curve, and already extremely busy. Secondly, you know, how does the noise affect the neighborhood? Here there's a significant impact on noise because of the boats involved in this particular development that's been proposed. Light pollution. You know, this is something that we don't commonly study around here, but in other communities the light affect and light pollution is a significant factor. President, how long do I have?

PRESIDENT DENCZAK: A minute and 34 seconds.

MR. ROHOLT: Okay. So, one of the significant factors that I wanted to mention also is the parking lot run off, how that will be treated in affecting the lake quality? That particular area of the lake as I mentioned before is a treatment area, a natural treatment area, and you're gonna have a very large parking lot running off into that lake. There's already flooding on Martindale Park which has been, you know, repeatedly demonstrated even this year and has been getting worse over the last several years. I wanted you to take note of a petition with over 120 signatures of immediately affected homeowners who are against this proposal, and you should have a copy of that. And none of these homeowners knew what was happening from the very beginning. Summit County has gone through the Upper Tuscarawas River Technical Advisory Committees in their community to protect their watershed. They have made set backs, a specific requirement of builders going in. We don't have that, but we really should have that and we should pay attention to that later. The second thing is why does Canton need these quality apartments? You know, there's so much talk about redevelopment of the downtown and other areas and now you're taking, you know, and proposing to place this in another area spending a lot of city money with the sewer system and everything else. I think there's other areas in Canton that would just as well benefit from a quality apartment. Thank you very much, Council.

PRESIDENT DENCZAK: Your petition will be placed on file, sir. The next speaker is Chris Ketler. (*TEMPORARY PAUSE*) Sir, sir, I'm sorry. Again, these public speaks sheets are all mixed up. You've signed up on both. Yeah, your subject isn't relative to the issue now that we're facing.

MR. KETLER: Okay. I'll wait until it's appropriate. Thanks, sir.

PRESIDENT DENCZAK: Yeah, wait till the end. Thank you. The next speaker is Sam Sliman.

MR. SLIMAN: My names is Sam Sliman. I live at 817 Crestdale NE in the City of Canton 44714. My office is at 218 Cleveland Ave South. I am the Director of Annexation for the City of Canton. I'd like to thank President Denczak for correcting me on where to sign my name for public speaks. I've only been here for 15 years, so...

PRESIDENT DENCZAK: I realize you're a slow learner.

MR. SLIMAN: (*CHUCKLES*) Right, right. Members of Council, you know that normally in my-- when I take an annexation position, I always advise no compromise, just take the land because the land owner wants the land to be in the city. In this case, after meeting with Attorney Hartnett and Attorney Hall, I met with our Law Director, Mr. Martuccio, as well as members of my staff and met with the current owner and the future developer of the property and we forged what I think is a good compromise. We took R-3 down to PR-3 which would be

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a maximum density of five units per acre which is zoned comparable with R-1. They would be all privately owned property. None of them would be owned by a third party. And there would be a maximum of two stories on the condominiums. In other words, no high rises there. Now, I understand that the 126 signatures that you got have one thing in common. They all live in Plain Township. I also understand the speaker who says that he's got concerns about EPA and ODNR, and I didn't see those concerns when they built those large houses on the west bank of this lake. None of them came to mind, to my mind anyway when they were being built. The reality is a simple one. We have a developer who's a quality person as well as a quality developer. He will follow all the state and city regulations when he builds this development and it will be a development that the City of Canton will be proud of. To answer this gentleman's question why does Canton need this type of housing, Canton, Members of Council, has taken a back seat too long to the townships when it comes to high priced housing. Now we're gonna step to the forefront because the people who are gonna live there are gonna want city services. They're gonna want the best police and fire protection available. They're gonna want city water, city sewer, city sanitation, and they're gonna want a councilmatic form of government. So I thank you for your time. I don't normally speak at public speaks, but I think this time I thought speaking was appropriate. Thank you very much.

INFORMAL RESOLUTIONS

PRESIDENT DENCZAK: We're now under Informal Resolutions. It will not be necessary to excuse members. Let the Journal show that all members of council are present. Resolution #86, please.

MEMBER CASAR: Point of information, please. Would it be possible with your grace to move to Ordinance 16 so we could-- people who want to stay, could stay or leave.

PRESIDENT DENCZAK: That's okay. I'll exercise that prerogative at your request. We'll go to Ordinances under third readings.

ORDINANCES AND FORMAL RESOLUTIONS FOR THIRD READING

PRESIDENT DENCZAK: Let the journal show that all ordinances tonight are being given their reading as required by State law. Ordinance #16, please.

NOTE: PRESIDENT OF COUNCIL DENCZAK CALLED UPON CLERK VANCKUNAS TO READ ORDINANCE #16 FOR ITS THIRD & FINAL TIME BY TITLE, AS FOLLOWS:

#16 (3RD RDG) **ADOPTED AS ORDINANCE NO. 189/2005** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE CENTRAL ALLIED/HARMONT ANNEXATION AREA CONTAINING APPROXIMATELY 7.784 ACRES; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS R-3 ~~(GARDEN & TOWNHOUSE APARTMENT DISTRICT)~~ **AMENDED TO READ: PR-3 (PLANNED GARDEN TOWNHOUSE APARTMENT DISTRICT)**; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #16; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #16. Are there any remarks?...

MEMBER CASAR: Mr. President, I move we amend Ordinance 16 per the copy that all Councilmembers have received and basically for the audience, it calls for a PR-3 with a maximum density of five units per acre;

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seconded.

AMENDMENT: Pursuant to Rule 36, I move to amend Agenda Item No. 16 by the substitution of the following language for the pending language in Section 3:

Section 3. Said territory shall be zoned PR-3 (Planned Garden and Townhouse Apartment District) and is subject to the following restrictions:

- (1) A maximum density of 5 units or less per acre as prescribed by R-1 Single Family Residential zoning;
- (2) Condominiums, attached or detached, shall be privately owned; and
- (3) A height restriction of two stories as defined by Canton City Zoning Ordinance Section 1123.69

I further move to amend the caption of Agenda Item No. 16 by the substitution of the phrase “PR-3 (Planned Garden and Townhouse Apartment District)” for “R-3 (Garden and Townhouse Apartment District)”.

PRESIDENT DENCZAK: Moved and seconded to amend this per the copy before each of you. Are there any remarks under the amendment?...

MEMBER BERNABEI: Mr. President, could the Law Director please fully explain the amendment to all present.

PRESIDENT DENCZAK: Yes. Law Director...?

LAW DIRECTOR MARTUCCIO: Mr. President, Member Bernabei, and all present, as Annexation Chairman Sliman explained, the laws in Ohio have changed greatly with regard to annexation. They have been streamlined and speeded up in some ways, and what is happening tonight is this area that's being annexed into the City of Canton from a neighboring township will have a zoning classification assigned to it. Now this is not a change, this is an assignment, and as Attorney Hall mentioned last week, it's supposed to be roughly compatible with the existing housing. Taking into account everything that was said last week, it was Council's wish to amend the ordinance tonight from a garden and townhouse apartment district which would have allowed quite a few more additional housing units to what is called a planned garden and townhouse apartment district, and it is specifically subject to the following mandatory restrictions, assuming it's passed by this Council. We are assigning a maximum density of five units or less per acre and this is what is prescribed or spelled out by what we call our R-1 or Residential 1, Single-Family Residential zoning in Canton. Secondly, any condominiums which are attached or detached should be privately owned; and thirdly, there is a height restriction of two stories as defined by the Canton City Zoning Ordinance Section 1123.69. It also changes the ordinance to reflect that wording. This essentially assures that the fears that some voiced of high-rise housing, low-income housing, and some of the terms that we heard thrown around here recently will not come to pass. Have I answered your question?... Thank you.

PRESIDENT DENCZAK: The question you're voting on now is the amendment. Are there any remarks on this amendment?... If not, by voice vote all those in favor signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: The amendment is passed. The question before you now is the ordinance as amended.

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Are there any remarks under this ordinance as amended?... Very well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #16 as amended has been adopted.

#16 ADOPTED AS AMENDED AS ORDINANCE NO. 189/2005

INFORMAL RESOLUTIONS - (CONT)

PRESIDENT DENCZAK: Revert back to the original place on the agenda now. Resolution #86, please.

PRESIDENT DENCZAK CALLED UPON CLERK VANCKUNAS TO READ RESOLUTION #86 BY TITLE, AS SHOWN BELOW. THE RESOLUTION IS ON FILE IN ITS ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS DATED SEPTEMBER 19, 2005.

86. WEST, THOMAS E, WARD 2 COUNCILMEMBER: COMMENDING CHASTIN SINGLETON AND TRE'S ALLEN FOR THEIR HEROIC & COURAGEOUS RESCUE EFFORTS. - ADOPTED BY COUNCIL

MEMBER CASAR: Mr. President, I move we adopt Resolution #86; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution #86. Are there any remarks under this resolution?...

MEMBER WEST: Mr. President, can I have it read please.

PRESIDENT DENCZAK: Madam Clerk, would you read the resolution please.

CLERK VANCKUNAS: An informal resolution submitted by Thomas E. West, Ward 2 Council Representative of the City of Canton, Ohio on this 19th day of September, 2005. Whereas, it was the evening of August 8, 2005. Marcia Turner had just checked on her three-week old granddaughter, Geavonna, and covered the sleeping baby in her cradle before returning to her own room down the hall at 1212 Worley Avenue NW. Shortly after, there was a loud knock on her door. It was a stranger. She was frightened and did not open the door; and whereas, not to be deterred, the stranger, Chastin Singleton, returned with a friend, Tre's Allen. The two young men again came to the door to tell Marcia that her house was on fire and she needed to get out. Marcia froze, her legs would not move. Chas asked if there was anyone else in the house, to which she responded that her granddaughter was asleep in the cradle upstairs. Tray and Chas ran into the house, got the baby and walked both infant and grandmother to safety; and whereas, all too often in today's society, many teenagers are perceived as self-serving, irresponsible, and as a disturbance to the neighborhood. These two individuals have demonstrated an act of good neighboring skills and should be considered an asset to their community which other youth and young adults should follow. Now, therefore, be it resolved that we the elected members of the Council of the City of Canton, Ohio, do hereby go on public record and join with all Cantonians in offering our commendation to Chastin Singleton and Tre's Allen for their courage, their selfless determination to warn a fellow neighbor of the potential danger to their lives, for helping avoid total destruction of the home, and for the example they set to all citizens of Canton that care and concern for human life outweigh the threat of personal risk. We offer you our grateful thanks for a job well done. (APPLAUSE)

PRESIDENT DENCZAK: Are there any remarks under this Resolution?...

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MEMBER WEST: Mr. President, again I just want to reiterate that these two guys here really have set an example for our community and our neighborhood, Ward 2, and specifically in this area, we talk-- we hear a lot about drugs, we hear a lot of prostitution, we hear a lot about gangs, we hear things like that, but far too often and on this street there's a group of neighbors there who really do care about each other and look out for each other. And these two gentlemen and one of them who is new on the street really exhibits what's in that neighborhood as people looking out for each other, and in a few minutes you'll hear Miss Turner also have a few words to say, and I think you'll have to do that after the vote, correct?... After the vote, we'll...

PRESIDENT DENCZAK: Yes. Are there any other remarks?... If not, by voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #86 APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: The Resolution is adopted.

COUNCILMAN WEST APPROACHES THE MICROPHONE TO PRESENT THE RESOLUTION (APPLAUSE)

PRESIDENT DENCZAK: You with the camera, come up, come up.

MEMBER WEST: On behalf of City Council, we'd like to thank you once again for being heroic citizens of our community. *(TO MISS TURNER)* Would you like to say some words?

MISS TURNER: I would like to thank you all very much for the time you've given us, and thank you for honoring these two young men that my granddaughter and I shall always be eternally grateful to. There are not enough words to say thank you to them and their families. They entered a burning house to rescue my little Geavonna, so thank you all for your time and we're so blessed to have a councilman who is right up close and next to us. He cares about us and we're grateful to live in his ward. Thank you all so very much. These are my heroes forever. *(APPLAUSE)*

MISS TURNER'S DAUGHTER: *(WHILE CRYING)* I just want to thank you guys from the bottom of my heart. If it wasn't for you, my daughter and my mom wouldn't be here. *(APPLAUSE)*

PRESIDENT DENCZAK: The Chair just has one comment to make. You two guys owe me a buck for the frames on those resolutions. *(LAUGHTER)* And make sure Geavonna is a registered Democrat when she grows up. Congratulations to you two men. And Member West, you did a good job of preparing the speech.

COMMUNICATIONS

PRESIDENT DENCZAK: All communications are received and filed and properly referred.

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 19, 2005.

450. CANTON FIRE DEPARTMENT: 2004 ANNUAL REPORT. - RECEIVED & FILED

451. COMMUNITY DEVELOPMENT & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUEST TO ESTABLISH A \$1,000 FAIR REUSE VALUE FOR A PARCEL ON

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RAYNOLDS PL SW & AUTHORIZE DISPOSITION OF SAME TO FRANCES A. BRATCHER. - COMMUNITY & ECONOMIC DEVELOPMENT CMTE

452. COMMUNITY DEVELOPMENT & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUEST TO AUTHORIZE THE MAYOR &/OR SERVICE DIRECTOR TO CONTRACT W/STARK METROPOLITAN HOUSING AUTHORITY TO PROVIDE A \$31,495 CDBG GRANT FOR ASBESTOS ABATEMENT, INSPECTION & DEMOLITION OF FORMER J & L CAR WASH. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTE
453. COMMUNITY DEVELOPMENT & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUESTING A COUNCIL RESOLUTION TO ADOPT A RESIDENTIAL ANTI-DISPLACEMENT & RELOCATION POLICY FOR THE CITY OF CANTON IN ACCORDANCE WITH HUD REQUIREMENTS. - COMMUNITY & ECONOMIC DEVELOPMENT CMTE
454. HEALTH BENEFITS ADMINISTRATOR ROSE BRESSON, CITY OF CANTON: AUGUST 2005 MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JANUARY-JUNE 2005 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED
455. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: SUBMITTING RECOMMENDATIONS FOR ANNUAL ZONING TEXT AMENDMENTS AS PROPOSED BY THE PLANNING STAFF & ZONING INSPECTOR. - JUDICIARY CMTE
- PUBLIC HRG 10/24/05 @ 7:30 PM**
456. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: RECOMMENDING APPROVAL OF THE REPLAT OF LOTS #30824, 30825 & 30826 AT 1132 & 1122 BENSKIN AVENUE AS REQUESTED BY THE HUNTER & JACOBS FAMILIES. - PUBLIC SAFETY & THOROUGHFARES CMTE
457. PLANNING COMMISSION, CITY OF CANTON, BRUCE WILLIAMS, SECRETARY: RECOMMENDING THE REPLAT OF OUT LOT #725 LOCATED IN THE 3500/3600 BLOCK OF FRAZER AVENUE NW AS REQUESTED BY T & K CAMPBELL. - PUBLIC SAFETY & THOROUGHFARES CMTE
458. SAFETY DIRECTOR BERNARD L. HUNT, CITY OF CANTON: REQUEST \$30,900 PAYMENT TO RG SMITH FOR EMERGENCY REPAIRS OF APPARATUS FLOOR AT FIRE STATION #4 PURSUANT TO EMERGENCY NOTIFICATION COMMUNICATION #371 ON 7/11/05 AGENDA. - PPCI & FINANCE CMTE
459. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: REQUEST TO AUTHORIZE THE MAYOR TO SUBMIT APPLICATION TO OPWC AND TO EXECUTE CONTRACTS FOR CURRENT STATE CAPITAL IMPROVEMENT & LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS FUNDING FOR CAPITAL IMPROVEMENT PROJECTS. - PPCI & FINANCE CMTE
460. SLIMAN, SAM, AGENT FOR PETITIONER: COPY OF ANNEXATION PETITION DOCUMENTS FILED WITH STARK COUNTY COMMISSIONERS IN THE "SIRPILLA ANNEXATION" OF 7.027 ACRES IN NIMISHILLEN TOWNSHIP. - ANNEXATION CMTE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

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PRESIDENT DENCZAK: Ordinances and Resolutions for the first reading. Ordinance #1, please.

NOTE: PRESIDENT DENCZAK CALLED UPON CLERK VANCKUNAS TO READ THE FOLLOWING ORDINANCES #1 THROUGH AND INCLUDING #3 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS.

- #1 (1ST RDG) AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$7,158.43 TO HILSCHER CLARKE ELECTRIC COMPANY; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #2 (1ST RDG) AN ORDINANCE ESTABLISHING A 3% CONVENIENCE FEE FOR ANY ON-LINE PAYMENT MADE TO CITY DEPARTMENTS; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ANNUALLY REVIEW THE CONVENIENCE FEE; AUTHORIZING THE AUDITOR TO FUND SAID ACCOUNT; AMENDING APPROPRIATION ORDINANCE NO. 253/2004, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #3 (1ST RDG) A RESOLUTION AUTHORIZING THE MAYOR TO WITHDRAW THE CITY FROM NORTHEAST OHIO FOUR COUNTY REGIONAL PLANNING AND DEVELOPMENT ORGANIZATION (NEFCO)
Referred to Intergovernmental & Public Service Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT DENCZAK: Ordinances and Formal Resolutions for the Second Reading.

NOTE: PRESIDENT OF COUNCIL DENCZAK CALLED UPON CLERK VANCKUNAS TO READ THE FOLLOWING ORDINANCES #4 THROUGH #10 FOR THE SECOND TIME BY TITLE, AS FOLLOWS.

- #4 (2ND RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 253/2004, AS AMENDED, IS AMENDED BY MAKING THE SUPPLEMENTAL APPROPRIATIONS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY (\$17,715.58 from 2312 STD Control Fund, etc.)
- #5 (2ND RDG) AN ORDINANCE AUTHORIZING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY
- #6 (2ND RDG) A RESOLUTION AUTHORIZING THE LAW DIRECTOR TO DISTRIBUTE FREE OF CHARGE TO PUBLIC OFFICIALS AND PUBLIC INSTITUTIONS COPIES OF THE 2005 SUPPLEMENT TO THE CANTON CODIFIED ORDINANCES; TO AFFIX A PRICE FOR THE SALE OF SAME; AND DECLARING THE SAME TO BE AN EMERGENCY
- #7 (2ND RDG) AN ORDINANCE VACATING PORTIONS OF GROVE PLACE SW AND FOREST

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AVENUE SW; APPROVING AND ACCEPTING THE REPLATTING OF ALL OF LOT NOS 11663, 15743, 15744, 15745, 15746, 16060 AND THE VACATED PORTIONS OF GROVE PLACE SW & FOREST AVENUE SW; AND DECLARING THE SAME TO BE AN EMERGENCY **PUBLIC HRG 9/26/05 @ 7:31 PM**

#8 (2ND 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 (DeHoff Development zone change)

PUBLIC HRG 9/26/05 @ 7:30 PM

#9 (2ND RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOT NOS 14114 AND 14115; AND DECLARING THE SAME TO BE AN EMERGENCY

#10 (2ND RDG) A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE DONALD L. MOORE ANNEXATION AREA UPON ITS BEING ANNEXED TO THE CITY OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY

ORDINANCES AND FORMAL RESOLUTIONS FOR THIRD & FINAL READING

PRESIDENT DENCZAK: Ordinances and Formal Resolutions for the third and final reading.

NOTE: PRESIDENT OF COUNCIL DENCZAK CALLED UPON CLERK VANCKUNAS TO READ ORDINANCES #11 THROUGH #18 FOR THEIR THIRD & FINAL TIME BY TITLE. ALL ORDINANCES WERE ADOPTED FOLLOWING THEIR 3RD READINGS.

#11 (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 190/2005** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 253/2004, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS, REDUCTIONS IN APPROPRIATIONS AND TRANSFERS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,155,000 from 1001 General Fund, etc.)

MEMBER CASAR: Mr. President, I move we adopt Ordinance #11; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #11. Are there any remarks under this Ordinance?...

MEMBER CASAR: Mr. President, per the copy that all Council persons received, I'd like to amend it per the copy; seconded.

AMENDMENT: Pursuant to Rule 36, I move to amend Agenda Item No. 11 by replacing the attached Page 2 of Exhibit A for the one currently attached to the ordinance.

ATTACHED EXHIBIT: SEE NEXT PAGE

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AMENDED REPLACEMENT

Page 2

From: Unappropriated Balance of the 5410 Fund	4,037.00
To: 5410 207003 Sewer Billing	4,037.00

From: Unappropriated Balance of the 5601 Fund	4,716.00
To: 5601 207003 Sanitation Billing	4,716.00

From: Unappropriated Balance of the 4501 Capital Fund	70,000.00
To: 4501 201001 Sidewalk Curb Replacement	70,000.00

From: Unappropriated Balance of the 4501 Capital Fund	190,000.00
To: 4501 202260 Street Paving	190,000.00

05 SEP 19 PM 3:14
RECEIVED
COUNCIL OFFICE

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PRESIDENT DENCZAK: Moved and seconded to amend per the copy before each of you. Are there any remarks under the amendment?...

MEMBER CASAR: Mr. President, just two of these that I'd like to make comments on in regards to the unappropriated balance of 4501 capital improvements, an additional \$190,000 is going to the street paving program which is in dire need, a lot of the streets out there, and I'm glad we found a little bit more money to put on our streets. And the second one is Unappropriated Balance Capital Improvements, \$70,000 is gonna be replaced-- to into the sidewalk curb replacement, and just for Council's information, last year under this program we replaced approximately one mile of sidewalks, so the program is very successful and I thank Council for their support throughout the last four years on it.

PRESIDENT DENCZAK: Any other remarks under the amendment?... The question you're voting on now is the amendment. By voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: The amendment has passed. The question before you now is the ordinance as amended. Are there any remarks under this ordinance as amended?... Very well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #11 as amended has been adopted.

#11 ADOPTED AS AMENDED AS ORDINANCE NO. 190/2005

#12 (3RD RDG) **ADOPTED AS ORDINANCE NO. 191/2005** AN ORDINANCE ESTABLISHING THE FAIR REUSE VALUE OF ONE PARCEL OF CITY-OWNED REAL PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (Warner Rd NE)

MEMBER CASAR: Mr. President, I move we adopt Ordinance #12; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #12. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #12 is adopted.

#12 ADOPTED AS ORDINANCE NO. 191/2005

#13 (3RD RDG) **ADOPTED AS ORDINANCE NO. 192/2005** AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF ONE PARCEL OF CITY-OWNED REAL PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (Hert Pl NW)

MEMBER CASAR: Mr. President, I move we adopt Ordinance #13; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #13. Are there any remarks?... Very

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well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #13 is adopted. **#13 ADOPTED AS ORDINANCE NO. 192/2005**

#14 (3RD RDG) **ADOPTED AS ORDINANCE NO. 193/2005** AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF ONE PARCEL OF CITY-OWNED REAL PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (Queen Court NW)

MEMBER CASAR: Mr. President, I move we adopt Ordinance #14; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #14. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS,

PRESIDENT DENCZAK: Ordinance #14 is adopted. **#14 ADOPTED AS ORDINANCE NO. 193/2005**

#15 (3RD RDG) **ADOPTED AS ORDINANCE NO. 194/2005** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH THE CANTON NEGRO OLDTIMERS ATHLETIC ASSOCIATION TO PROVIDE A GRANT IN AN AMOUNT NOT TO EXCEED \$21,000 TO PURCHASE ADDITIONAL PROPERTY; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #15; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #15. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS,

PRESIDENT DENCZAK: Ordinance #15 is adopted. **#15 ADOPTED AS ORDINANCE NO. 194/2005**

PRESIDENT DENCZAK: 16 has already previously been adopted.

#17 (3RD RDG) **ADOPTED AS ORDINANCE NO. 195/2005** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ACCEPT A GRANT IN THE AMOUNT OF \$1,000 FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY FOR THE FIRE DEPARTMENT; AMENDING APPROPRIATION ORDINANCE NO. 253/2004, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #17; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #17. Are there any remarks under

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this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS,

PRESIDENT DENCZAK: Ordinance #17 is adopted. **#17 ADOPTED AS ORDINANCE NO. 195/2005**

#18 (3RD RDG) **ADOPTED AS ORDINANCE NO. 196/2005** AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR UNPAID AND DELINQUENT CHARGES FOR WATER AND/OR SEWER SERVICES; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President, I move we adopt Ordinance #18; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #18. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS,

PRESIDENT DENCZAK: Ordinance #18 is adopted. **#18 ADOPTED AS ORDINANCE NO. 196/2005**

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT DENCZAK: Announcement of committee meetings, please.

MEMBER HAWK: Mr. President, Finance Committee will meet September 26th at 6:45 PM.

MEMBER DIAMOND: Mr. President, Intergovernmental and Public Service will also meet same date at 6:45.

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT DENCZAK: Public Speaks, Open Forum. We have three people signed up. Linda Williams first.

MS. WILLIAMS: Linda Williams, 610 Marion Ave SW, Canton, Ohio 44707. I'm speaking on behalf of one of our property owners in the southwest area that received a letter from City Planning regarding a meeting tomorrow, Case No. 6405, for the Evergreen Homes. As a neighborhood and him as a neighbor, we do not want to see a company come in and build a home when the lot that they're trying to build on doesn't meet the requirements that the City has specified is a buildable lot. And we would also like to designate Kelly Zachary if she would do it as our designated spokesperson for Robert Smith tomorrow at this meeting.

PRESIDENT DENCZAK: Is that it?

MS. WILLIAMS: That's it.

MEMBER ZACHARY: Mr. President, I am aware of the situation that's going on with Evergreen Homes and I'm also planning to attend the meeting tomorrow night. And I just want to go on record as saying, you know, I kinda wish some of the people who were opposed to the annexation had stayed earlier because the people in this

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area as well as some other areas of the City are not as fortunate, number one, to be able to hire or have pro bono legal counsel to come represent them in issues like this where they feel that they don't want undesirable neighbors. We're really trying and struggling to rebuild parts of our city, and I would welcome \$200,000 condominiums in my ward. I don't know about you, Tom, in Ward 2, but... (APPLAUSE) I just-- you know, it's been a fight with this Evergreen Homes pretty much from the time that they've decided to start rehabing and now they're into new home construction. I am opposed to them splitting these lots the way they want to do it to put homes in the area and far be it from me to say I don't want new homes in the ward, but you have to also look at another aspect of this, and from what research I have done personally on behalf of another group, they fit every category of a predatory lender and I would think that's something that we don't want in our city. We don't want an organization taking advantage of residents... (APPLAUSE) ... who can ill afford to be taken advantage of, so I will be there tomorrow and Linda, yes, I will be there to speak on behalf of everyone who is opposed to it.

MS. WILLIAMS: Thank you.

SERVICE DIRECTOR CONCATTO: Mr. President, I think, Member Zachary, that's the Zoning Board, not the Planning Commission. Zoning would be over in the Zoning Office at the Sears Building, not here.

MEMBER ZACHARY: I will be there.

PRESIDENT DENCZAK: The next speaker is Chris Ketler.

MR. KETLER: Hello again. Chris Ketler, 1302 9th Street NW. Mr. President, if I could I'd like to clarify. There was two issues I wanted to speak on. Will I still have an opportunity to speak on my other issue?

PRESIDENT DENCZAK: No, you signed up for neighborhood task force.

MR. KETLER: I had also another issue in regards to the ordinance.

PRESIDENT DENCZAK: Your subject here was 3% convenience fee.

MR. KETLER: Right. Will I have the opportunity to address that or not at this time?

PRESIDENT DENCZAK: If you have time.

MR. KETLER: Okay. I'll only get one opportunity to address Council?

PRESIDENT DENCZAK: Yes.

MR. KETLER: Okay. I thank you. Yeah, I'm here tonight as a member of the city, neighbor-- resident of the Summit United Neighbors Neighborhood to speak out in favor of what was the gang task force and now the neighborhood task force. And I brought with us some people today. We didn't sign everybody up to speak. I was the mouth piece and I wanted to ask everybody that was in favor of the neighborhood task force, and if you didn't come and you are in favor, just take a moment and stand please to show your support for the task force. (SEVERAL INDIVIDUALS IN THE AUDIENCE STAND UP) Okay. These people have all taken time out of their busy schedule tonight to come out and I thank you. And something that I always wanted to say... You can go ahead and be seated. (SAME INDIVIDUALS SIT BACK DOWN) Thank you. These people take time out of their busy schedule tonight to come out and say that they believe that the City of Canton needs aggressive cleansing of street level crime and we'd like to see it maintained at whatever cost necessary, that it is making a

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difference, people are saying it's making a difference, and we'd like to see it continue to work. And I will conclude my words on that. In another vein, and I cannot say that the parties that stood represent or endorse me on this, but the first reading of Ordinance #2 establishing the 3% convenience fee, I really have a hard time with this one. Convenience fee, and who's this convenient for? You know, where was this money going? The other thing is that we can't even pay our water or taxes on line at this time. I would encourage Council to consider implementing an on-line paying procedure and then after a year look at charging a convenience fee. I'll still put the postage stamp on or I'll still pay it at my lending institution or my on-line banking because the fees are gonna be much less than what we're gonna incur through this. I think this is just-- we looked at a number of years ago a license plate fee that the City considered passing and the people spoke out against that. I think this is just not a good choice at this time. Let's implement the procedure, let's get on-line banking-- or on-line paying and then let's look at putting a 3% or whatever percent, and I would certainly not suggest calling it a convenience fee for it, but consider looking at that I would think. And I thank you for your time. (APPLAUSE)

PRESIDENT DENCZAK: The third and final speaker is Deborah Harding.

MS. HARDING: Hello, I'm Deborah Harding. I live at 702 Clarendon Ave NW with my husband Mark. We've lived there since October of '99. When we first moved in our neighborhood, it was pretty decent. Two years ago we had four girls move in across from our driveway on 7th Street. We live on the corner of 7th and Clarendon. And these four girls have caused us nothing but a nightmare. They've poisoned my dog, they've thrown fireworks on my porch, they've-- three people have moved out of our neighborhood because of it. I have seven reports here that I've sent to Greg Hawk. He's aware of it. He has worked with me and helped me with it. However, the problem is happening again. Friday night I had to call the police four times. There was four different fist fights in the middle of the street. The first time it was like twenty after four in the evening. When I called they never came out, so I called them back and canceled it because the fight had stopped by the time they got there, or they would have gotten there. The second time being after eleven o'clock. An officer came out and three drunk people were hanging on the side of the officer's car. The officer did not get out of the car, did not arrest anyone, did not do anything, he moved on. About midnight we had the third fist fight and an officer came out and that car was 25 is the only car number I got. He took I believe a juvenile. He did not put him in handcuffs. He did put him in the back of the car and did take his bicycle and put it in the trunk. Did not question anybody, just kinda walked around, looked around and moved on. About a quarter to two there was the fourth fist fight. I called again, and they came out. They told me there was a shooting and it would be awhile and I said okay, you know, what else could I do. I finally fell asleep. I woke up at a quarter after two and there was an officer sitting in front of 2519 7th Street NW. I do not know what happened at that point in time. I am in fear for my life. My husband is working for the Red Cross right now as a truck driver and he's gone, been gone since Tuesday. (BEGINS TO CRY) I'm very scared in this neighborhood by myself. I have a security system in my home, but, you know, I'm scared to walk my dogs, I'm afraid to go out of my house. I need help. There's fights in the street all the time and nobody is doing anything. I've been to the prosecutor twice. They put a restraining order on the one girl. It's just not enough. I've called Sgt Fox. I've asked him to patrol that street more often. I never see cars go down 7th Street and all this is going on, underage drinking, juveniles out in the street smoking crack, smoking pot. Nobody's helping me. I need help in this neighborhood. I need to get this cleaned up. I don't want to move out of my house. I enjoy my home. I live there. Why should I leave? These people are riff raff. We've got a Section 8 home at 2519 7th Street that is selling drugs out of the house and underage drinking all day going on, and there's an alley behind my house, I've lived there six years, I don't know the name of it, there's no street name. I have no idea, I think it's Milton but I'm not sure. That little store, the safety store at 5th and Clarendon, is selling alcohol and cigarettes to all these underage kids and we have a school right down the street and yes, it's being torn down but we have a brand new school being built and we need to clean up this neighborhood because if you go down Clarendon Avenue there must be 25 houses for sale on that street. We've got to clean up this neighborhood. We've got a brand new school. We've got to clean up this neighborhood to

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bring nice families in to let them utilize this new school.

PRESIDENT DENCZAK: How long has this been going on?

MS. HARDING: This has been going on since April of 2004.

PRESIDENT DENCZAK: Safety Director, are you aware of this?

SAFETY DIRECTOR HUNT: Ma'am, I'd like to talk to you after City Council meeting if I could.

MS. HARDING: Yes, sir.

PRESIDENT DENCZAK: Let's see what we can do.

MS. HARDING: Thank you so much.

MEMBER HAWK: Mr. President, I've talked very often with Ms. Harding. She does have a considerable problem there at this house across the street. We've all been up and down that street. We've worked with her. She is in a situation that is indicative of what's happening in all of our neighborhoods. We've got criminals taking control of our neighborhoods. It's-- you know, we need more on-street policemen. We need them out there doing their jobs. As everybody said, you gotta see their feet. You gotta see their legs. They gotta get out of that cruiser and take a look at what's going on. This is a problem in every neighborhood. I had a group meeting with the folks from the Lehman area last Wednesday evening. The same problems arose. I talked with Chris Ketler and the group from Summit. We're all aware of the same problem. When we have police officers out in the streets, when we see their feet, see their legs, when they're out of their cruisers, crime does drop, and that's something we have to strive for in our city.

MEMBER BERNABEI: Mr. President, I would personally ask, and I think on behalf of all of Council, to the Safety Director that you give some special attention to this problem and could you please report back to City Council next week under Miscellaneous Business as to what is occurring with regard to this.

MISCELLANEOUS BUSINESS

PRESIDENT DENCZAK: This ends the Public Speaks portion. We're now under Miscellaneous Business. Is there any miscellaneous business?...

MEMBER HART: Mr. President, just for Service Director Concatto, I'd just ask a favor, if you could light a fire under the feet of Central Allied that did the work along Market Avenue. When sidewalks were being put in, there's a house on the corner of 23rd and Market whose flagstone sidewalk was broken, and whoever did the contract work for Central Allied has been promising them the repair. It's been two weeks. The resident had his sister fall. It's right where the sidewalk would meet the walk going up to the house. They had gotten Central Allied an estimate, you know, for the repair work, and, you know, nothing has been done, and if we could do the work ourselves and, you know, get it from their bonding agent, whoever. I'm just afraid somebody's gonna be hurt. It's just a very bad location, and I think their patience are wearing out.

SAFETY DIRECTOR CONCATTO: Mr. President. Mr. Hart, I'm aware of that, Mr. Shaheen's property. We have sent that out to Central Allied to fix and I'll follow it up tomorrow.

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PRESIDENT DENCZAK: The Chair has a question to ask the Mayor, Safety Director Hunt, Law Director Martuccio, for several weeks now we've been having people come up with-- expressing police problems, and I keep reading in the paper about a dysfunctional police department now. I know we have a severe morale problem in the police department. I don't know whose fault it is, but it's this Council's responsibility to provide you with a personnel ordinance for the police department. It's this Council's responsibility to provide the funds to pay this police department. And I'm getting calls, I don't know if the members of Council are getting calls, but I'm getting calls from people that are concerned if the morale problem is affecting the police department and their functions to serve and to protect. I'm asking that you all consider going into an Executive Session sometime soon to explain to this Council what is going on in that police department so that we don't have to depend on what we read in the newspapers. Any other miscellaneous business?...

MEMBER ZACHARY: Mr. President, I'd like to ask the Service Director a question in reference to Tuscarawas Street and Belden Avenue. I put in a work order in May for that intersection as well as the part of Tusc heading west that sits closest to Rite Aid. A couple weeks ago they did come out and do part of Tusc. They had to scrape it down to the bottom and fill it in, and at that time I had stopped and talked to the guys, and I think the Mayor had went out that same day so they thought we were spying on them, but I had asked at that point in time when that other side of the street would be done because it is very bad because a lot of heavy trucks come through that area, and I was told by the supervisor of the department that they have to figure out how they're gonna reroute traffic. In the meantime I do have constituents who are threatening to take me to court to pay for wheel alignments if something's not done soon. So I just wanted to find out what kind of time frame we're looking at to have this intersection repaired.

SERVICE DIRECTOR CONCATTO: I'll let you know tomorrow.

PRESIDENT DENCZAK: Is there any other miscellaneous business?...

MEMBER WEST: Mr. President, this is to the Safety Director. I keep getting repeated calls in reference to prostitution and the drugs in the Summit area on 3rd, 4th, 5th, 6th, 7th Street NE. Prostitution continues to plague those areas. My understanding-- and I thank you for getting the cameras, but we need them out there and we need them put up so that we can start addressing this issue and hopefully that's one issue that we can address through cameras, but is there any other methods or any other thing that we could, Council could tell the constituents that could help them with the prostitution problem? And maybe not just the Safety Director, but if anybody has an answer to that question, please. I think people need to know how they should handle that. The women continue to come out in front of their kids, approaching their children, as well as even in my driveway having sex. I mean, so this is a little bit much, and I think we need to address this very quickly.

SAFETY DIRECTOR HUNT: Mr. President. Councilmember West, I would urge you to not only contact the police when you have these things happen, but if you will give me addresses, street corners and areas where they're located, I'll make sure that the police chief gets those addresses and we put cruisers in those areas.

MEMBER WEST: And I'd just like to also mimic what Hawk said. I think in this Council we really need to look at next year and looking at the police officers that walk the beat, and I know the Mayor has brought this up also about getting out of their cars and start walking the beat. We need to see that happen in our neighborhoods to eliminate this problem.

PRESIDENT DENCZAK: Is there any other miscellaneous business?...

MEMBER CASAR: Mr. President, move we adjourn; seconded.

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PRESIDENT DENCZAK: Moved and seconded that you adjourn. Roll call vote please.

NO REMARKS PERMITTED ON THE MOTION TO ADJOURN ROLL CALL: 12 YEAS, 0 NAYS

ADJOURNMENT TIME: 8:26 PM

ATTEST:

APPROVED:

DEBRA VANCKUNAS
CLERK OF COUNCIL

RAY DENCZAK
PRESIDENT OF COUNCIL