

MINUTES OF THE MEETING OF JANUARY 9, 2006

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

ROLL CALL TAKEN BY CLERK VANCKUNAS:

12 COUNCILMEMBERS PRESENT: (DONALD E. CASAR, JOE CARBENIA, MARY M. CIRELLI, BILL SMUCKLER, GREG HAWK, THOMAS E. WEST, JAMES GRIFFIN, KELLY ZACHARY, TERRY PRATER, DAVID R. DOUGHERTY, & KARL "BUTCH" KRAUS)

NO COUNCILMEMBERS ABSENT

The regular meeting of Canton City Council was held on Monday, January 9, 2006, at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council Debra Vanckunas. The invocation was given by Ward 9 Councilmember/First Vice President of Council Joe Carbenia followed by the Pledge of Allegiance led by President of Council Denczak.

AGENDA CORRECTIONS & CHANGES

PRESIDENT DENCZAK: There are no corrections or changes to your agenda.

PUBLIC HEARINGS:

PRESIDENT DENCZAK: There's no public hearings scheduled at this time.

PUBLIC SPEAKS (ORDINANCE OR RESOLUTIONS FOR ADOPTION ONLY):

PRESIDENT DENCZAK: No one has signed up for Public Speaks under Ordinances & Resolutions.

INFORMAL RESOLUTIONS

PRESIDENT DENCZAK: Informal Resolutions, it will not be necessary to excuse members. Let the journal show that all Members of Council are present.

COMMUNICATIONS

PRESIDENT DENCZAK: All communications are received as read, 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 JANUARY 9, 2006.

3. AUDITOR R. A. MALLONN II, CITY OF CANTON: MONTHLY REPORT BY FUND FOR 12/1/05-12/30/05. - RECEIVED & FILED

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4. AUDITOR R. A. MALLONN II, CITY OF CANTON: YEARLY REPORT BY FUND FOR 1/1/05-12/30/05. - RECEIVED & FILED
5. AUDITOR R. A. MALLONN II, CITY OF CANTON: CERTIFICATE OF THE TOTAL AMOUNT FROM ALL SOURCES FOR 2005, DATED 12/21/05. - CLERK OF COUNCIL
6. CD & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUEST TO AMEND O.19/2005 TO REFLECT CHANGE IN OWNERSHIP FROM GROFFRE INVESTMENTS TO GLENN REAL ESTATE INVESTMENTS RE: PROPERTY TAX ABATEMENT FOR CUTTER EQUIPMENT. - COMMUNITY & ECONOMIC DEVELOPMENT CMTE
7. CD & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUEST AUTHORIZATION FOR A NEW ECONOMIC GROWTH INITIATIVE CONSISTING OF THE JOB CREATION INCENTIVE PROGRAM & NET PROFITS TAX INCENTIVE PROGRAM. - COMMUNITY & ECONOMIC DEVELOPMENT CMTE
8. CD & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUEST TO RE-AUTHORIZE O.186/2004 & VARIOUS ORDINANCES FROM 2005 WHICH HAVE NOT COMPLETED THE CONTRACTING PROCESS DURING THE LAST TERM OF COUNCIL - JUDICIARY COMMUNITY & ECONOMIC DEVELOPMENT and FINANCE CMTES
9. CHIEF OF STAFF/FINANCE DIRECTOR D. WILLIAM ALLEN, CITY OF CANTON: REQUEST \$828,755.75 APPROPRIATION FR: THE 2233 CANTON FEDERAL CAMPUS PROJECT TO FUND REMAINING CONTRACTS & WORK NEEDED TO COMPLETE CITY'S COMMITMENT. - COMMUNITY & ECONOMIC DEVELOPMENT and FINANCE CMTES
10. FEPB PRESIDENT JOHN SPITZER & EEO COMPLIANCE OFFICER LISA A. GISSENDANER, CITY OF CANTON: RE: PROPOSED CHANGES SUBMITTED BY THE FAIR EMPLOYMENT PRACTICES BOARD TO INCLUDE "SEXUAL ORIENTATION" LANGUAGE IN THE CITY'S ORDINANCE TO BE CONSISTENT W/FEDERAL & STATE STATUTES. - JUDICIARY CMTE
11. LIQUOR CONTROL DIVISION, OHIO DEPARTMENT OF COMMERCE, 6606 TUSSING ROAD, PO BOX 4005, REYNOLDSBURG OHIO 43068-9005: ADVISING THAT THE HEARING SCHEDULED FOR 12/20/05 HAS BEEN CONTINUED RE: 2005-2006 C-1-2 RENEWAL APPLICATION FOR ID ABBOU, INC. DBA HALL OF FAME MARKET, 704 SHERRICK RD, SE, UNIT A. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
12. LIQUOR CONTROL DIVISION, OHIO DEPARTMENT OF COMMERCE, 6606 TUSSING ROAD, PO BOX 4005, REYNOLDSBURG OHIO 43068-9005: REQUEST FOR NEW C1, C2 LIQUOR PERMIT BY MARK GLASSMAN INC. dba MARC'S 30TH ST. PLAZA @ 3014 CROMER AVE., NW - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
13. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF JAMES ABBOTT TO THE CANTON CONSTRUCTION BOARD FOR 3 YR TERM FROM 1/1/06 TO 12/31/08. - PERSONNEL COMMITTEE
14. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-

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APPOINTMENT OF RON BERGER TO THE CANTON CONSTRUCTION BOARD FOR 3 YR TERM FROM 1/1/06 TO 12/31/08. - PERSONNEL COMMITTEE

15. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF JULIE DANNEMILLER TO THE BOARD OF ZONING APPEALS FOR 3 YR TERM FROM 1/1/06 TO 12/31/08. - PERSONNEL COMMITTEE
16. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF PAUL W. BAIR TO THE BOARD OF ZONING APPEALS FOR 3 YR TERM FROM 1/1/06 TO 12/31/08. - PERSONNEL COMMITTEE
17. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF STEVE LAMIELL TO THE BOARD OF ZONING APPEALS FOR 3 YR TERM FROM 1/1/06 TO 12/31/08. - PERSONNEL COMMITTEE
18. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF SUSAN STEINER TO THE CANTON INVESTMENT BOARD FOR 2 YR TERM FROM 1/1/06 TO 12/31/07. - PERSONNEL COMMITTEE
19. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF JOSEPH FRIEDMAN TO THE BUILDING BOARD OF APPEALS FOR 3 YR TERM FROM 1/1/06 TO 12/31/08. - PERSONNEL COMMITTEE
20. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF JEFFREY LECHAK TO THE BUILDING BOARD OF APPEALS FOR 3 YR TERM FROM 1/1/06 TO 12/31/08. - PERSONNEL COMMITTEE
21. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF APPOINTMENT OF MARILYN THOMAS JONES TO THE CANTON PARK COMMISSION TO FILL THE UNEXPIRED TERM OF JIM SPEAKMAN. - PERSONNEL COMMITTEE
22. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF APPOINTMENT OF JULIE SPARKS TO THE CANTON RECREATION BOARD FOR 5 YR TERM FROM 1/1/06 TO 12/31/10. - PERSONNEL COMMITTEE
23. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: ADVISING APPOINTMENT OF ROBIN AUSTIN TO THE CANTON CIVIL SERVICE COMMISSION FOR 6 YR TERM FROM 1/1/06 TO 12/31/11 . - RECEIVED & FILED
24. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF BILL GLENN TO THE TAX INCENTIVE REVIEW BOARD FOR 2 YR TERM FROM 1/1/06 TO 12/31/07. - PERSONNEL COMMITTEE
25. MAYOR JANET WEIR CREIGHTON, CITY OF CANTON: REQUESTING APPROVAL OF RE-APPOINTMENT OF REV. WARREN CHAVERS, SR. TO THE TAX INCENTIVE REVIEW BOARD FOR 2 YR TERM FROM 1/1/06 TO 12/31/07. - PERSONNEL COMMITTEE

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26. PLANNING COMMISSION, BRUCE WILLIAMS, SECRETARY, CITY OF CANTON: RECOMMENDING APPROVAL OF REQUEST BY NANCY MINOCK TO REPLAT LOT 36325 & PART OF LOT 36326, THE NW CORNER OF HARRISON & MT VERNON BLVD NW CONTINGENT UPON NECESSARY VARIANCES FOR LOT FRONTAGES & AREA REQUIREMENTS. - LAW DIRECTOR
27. PLANNING COMMISSION, BRUCE WILLIAMS, SECRETARY, CITY OF CANTON: RECOMMENDING FINAL APPROVAL OF PHASE II WILLOW PARK SUBDIVISION FOR TESTA ENTERPRISES, LOCATED AT WILLOWROW & 30TH ST. NE. - LAW DIRECTOR
28. PLANNING COMMISSION, BRUCE WILLIAMS, SECRETARY, CITY OF CANTON: RECOMMENDING APPROVAL OF REPLAT REQUESTED BY AKRON CANTON WASTE OIL CO FOR PART OF OL 286 & 287 & DEDICATION OF PART OF WARNER RD SE. - LAW DIRECTOR
29. PLANNING COMMISSION, BRUCE WILLIAMS, SECRETARY, CITY OF CANTON: RECOMMENDING APPROVAL OF REPLAT & LOT SPLIT REQUESTED BY HARTVILLE INNOVATIVE HOUSING & M AND M ZERNECHEL FOR PT OF LOT 3575 & LOT 39722 @ INTERSECTION OF 44TH ST & DAWN RIDGE CIR NW. - LAW DIRECTOR
30. SERVICE DIRECTOR JOSEPH J. CONCATTO & SAFETY DIRECTOR BERNARD L. HUNT, CITY OF CANTON: REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT FOR SUPPLY ITEMS & MATERIALS EXCEEDING \$20,000, & PROF. SERVICES EXCEEDING \$15,000 FOR 2006 CALENDAR YEAR; REQUEST TO ENTER INTO CONTRACTS WITHIN STATE COOPERATIVE PURCHASE AGREEMENT & ODOT PURCHASING AGREEMENT, TO EXEMPT VARIOUS PURCHASES FROM COMPETITIVE BIDDING IN ACCORDANCE W/ORC SECTIONS 125.04, 5513.01 & 735.05. - FINANCE CMTE
31. SERVICE DIRECTOR JOSEPH J. CONCATTO & SAFETY DIRECTOR BERNARD L. HUNT, CITY OF CANTON: SUBMITTING LIST OF ORDINANCES FROM 2004 & 2005 WHICH HAVE NOT COMPLETED THE CONTRACTING PROCESS DURING THE LAST TERM OF COUNCIL, & REQUEST FOR MAYOR, SERVICE &/OR SAFETY DIRECTOR TO COMPLETE CONTRACTS - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE CMTE
32. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: REQUEST TO ENTER INTO \$51,500 FEE MODIFICATION #1 W/CTI ENVIRONMENTAL INC TO PREPARE CONSTRUCTION PLANS & RIGHT-OF-WAY/EASEMENT DESCRIPTIONS FOR 49TH & GARDENDALE NE STORM SEWER PRJ; REQUEST \$51,500 TRANSFER FOR SAME. - ENVIRONMENTAL & PUBLIC UTILITIES and FINANCE CMTE
33. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: NOTIFICATION THAT CITY OF CANTON & CANTON POLICE PATROLMEN'S ASSN HAVE REACHED 3 YR TENTATIVE AGREEMENT; COUNCIL WILL HAVE 30 DAYS TO APPROVE OR REJECT AN ORDINANCE. - PERSONNEL CMTE
34. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: REQUEST COUNCIL APPROVE A WATER MAIN EXTENSION TO WILLOWBROOK ESTATES LOCATED E OF MARKET & S OF MT. PLEASANT STREET & N OF ECHO STREET IN PLAIN TOWNSHIP TO

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SERVE APPROXIMATELY 107 NEW HOMES. - ENV & PUBLIC UTILITIES CMTE

35. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: REQUEST TO ENTER INTO CONTRACT W/NATIONWIDE LIFE INSURANCE CO. THROUGH BENEFIT SERVICES INC TO PROVIDE STOP-LOSS INSURANCE COVERAGE GUARANTEEING RATES THROUGH 1/31/07. - PERSONNEL CMTE
36. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: SUBMITTING INFORMATION IN RESPONSE TO COUNCILMEMBER CASAR RE: INCREASE IN CITY OF CANTON WATER RATES. - COUNCILMEMBER CASAR
37. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: REQUEST TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACTS TO MOVE HISTORICAL HOUSE FROM 4TH & HIGH SW TO RAYNOLDS & MARKET S, BUILD FOUNDATION, BUILD ACCESSORY BUILDING, & TO DO A SITE PLAN IN CONJUNCTION W/THE FEDERAL CAMPUS PROJECT. - COMMUNITY & ECONOMIC DEVELOPMENT and PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE CMTEs
38. SERVICE DIRECTOR JOSEPH J. CONCATTO, CITY OF CANTON: NOTIFICATION THAT CITY OF CANTON & FRATERNAL ORDER OF POLICE HAVE REACHED 3 YR TENTATIVE AGREEMENT; COUNCIL WILL HAVE 30 DAYS TO ACCEPT OR REJECT AN ORDINANCE. - PERSONNEL CMTE
39. STARK COUNTY COMMISSIONERS JANE VIGNOS, PRESIDENT, GAYLE JACKSON, & RICHARD REGULA, COUNTY OFFICE BUILDING, 110 CENTRAL PLAZA SOUTH SUITE 240, CANTON, OHIO 44702-2202: SUBMITTING ALL ANNEXATION MATERIALS RE: THE SIRPILLA ANNEXATION AREA. - ANNEXATION COMMITTEE
40. STARK COUNTY COMMISSIONERS JANE VIGNOS, PRESIDENT, GAYLE JACKSON, & RICHARD REGULA, COUNTY OFFICE BUILDING, 110 CENTRAL PLAZA SOUTH SUITE 240, CANTON, OHIO 44702-2202: RESOLUTION GRANTING ANNEXATION OF 1.992 ACRES IN PLAIN TOWNSHIP TO THE CITY OF CANTON KNOWN AS THE MOORE AREA ANNEXATION. - ANNEXATION CMTE & PLANNING CMSN
41. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: REPORTS OF TREASURER'S OFFICE BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 11/30/05. - RECEIVED & FILED
42. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: REPORTS OF TREASURER'S OFFICE BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 12/30/05. - RECEIVED & FILED
43. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF DEPOSITS & PAY-INS TO AMBULANCE LOCK BOX ACCOUNT FOR MONTH OF DEC 2005. - RECEIVED & FILED
44. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF

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PARKING METER REVENUE FOR MONTH OF DEC 2005. - RECEIVED & FILED

45. TREASURER ROBERT C. SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF INCOME TAX CASH RECEIPTS AS OF 12/31/05. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT DENCZAK: We're now under Ordinances for the first reading. There are none.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT DENCZAK: Ordinances for Second Reading, there are none.

ORDINANCES AND FORMAL RESOLUTIONS FOR THIRD & FINAL READING

PRESIDENT DENCZAK: Ordinances for the third reading, there are no none.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT DENCZAK: Announcement of committee meetings please.

MEMBER PRATER: Mr. President, the Personnel Committee will meet 1/23/06 at 6:30 p.m.

MEMBER CARBENIA: Mr. President, Economic Committee will meet at 6:00 on Monday, the 23rd.

MEMBER ZACHARY: Mr. President, Intergovernmental & Public Service Committee will meet at 6:30 p.m. on January the 23rd.

PRESIDENT DENCZAK: Any other committees?...

MEMBER SMUCKLER: Mr. President, I move that...or, on January 23rd at 6:30, Annexation will meet.

PRESIDENT DENCZAK: Any other committees?... (NO RESPONSE) ...Is the Finance Committee going to meet, Member Hawk?

MEMBER HAWK: Mr. President, Finance Committee will meet at 6:30 also in conjunction with Community & Economic Development.

PRESIDENT DENCZAK: Are there any other committees?...

MEMBER CARBENIA: Mr. President, for the Financial Chairman, I said 6:00...but I mean you could come in after that.

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PRESIDENT DENCZAK: Are there any other committees?... (NO RESPONSE) Very well...

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT DENCZAK: Public Speaks Open Forum. We have 2 speakers signed up this evening. The first one is Ronald Newman. Please come forward up to the mike there.

MR. NEWMAN: My name is Ronald Newman, I live at 915 Harrison SW. This is pertaining to the liquor renewal license of the Pastime Inn. I'd just like to let it known we're more than welcome to work with the City of Canton. We have gone and gotten all the copies of all the Police reports that have been made at that address and we'd like to be able to sit down with whoever the appropriate committee members are to go over this because it's...this could be resolved very quickly. It's...there's really, most of it that's on here, are incidents that happened in the neighborhood and we're basically the landmark of the neighborhood. And of the 32 calls that are on here, most of them are, can be resolved quickly. We have instituted, we have, we do have security at the door; we've put in security cameras, everybody's checked with a wand when they walk in. So we are trying to clean the place up and have it as a nice establishment where you can just go down and enjoy yourself and not worry about any trouble or anything in there. So we're willing to work with the City in any way we can on this.

PRESIDENT DENCZAK: Who's the councilman in this ward?

MEMBER ZACHARY: Mr. President, I had met with Mr. Newman, it's probably been about a year ago, almost, and I recently spoke with him and I am more than open to sitting down with the Meolas as well as Mr. Newman himself who manages the facility and coming up with some kind of cooperation agreement that is equitable to both the business owner as well as the City. I will say that I do get a lot of calls about the establishment from several of the neighbors in the area, but I can't pinpoint the problem to the establishment 100%. But they are trying and I'm more than amenable to sitting down with you guys.

PRESIDENT DENCZAK: Okay, thank you sir.

MR. NEWMAN: Thank you.

PRESIDENT DENCZAK: The next speaker is Vincent Watts.

MR. WATTS: Mr. President, my name is Vine Watts, my address is 1445 - 15th Street NW here in the City of Canton. And I rise today as the Executive Director of Coming Together Stark County. On behalf of that organization, I'd like to thank the Mayor and her Administration for her efforts to recognize the diversity of observances that occur between Thanksgiving and New Year. It was heartening and most appropriate that in the midst of the discussions about keeping Christ in Christmas that the Administration made efforts to acknowledge the diversity in our community in which we live and work by the lighted minora and the lighted Kwanza display. In the time that the City of Canton is facing issues from teen pregnancy to negative crime statistics, we are able to look beyond the majority opinion and reach out to others. Hanukkah, Kwanza, Ramadan, Our Lady of Guadalupe Day, are all important holidays to segments of our community. And in doing so, the Mayor has presented us with an example, the living example, of the Bible that most of us embrace. It's important to note that this country was not founded on Christian principals, but on religious freedom. Taking away that freedom either in legislation or in practice belies the Constitution on which we are founded. Christmas is a holiday that can be as divisive as it is held dear. Maintaining the public trust includes the public trust of all the citizens of

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Canton. Though it is a tight rope to appropriately celebrate the holidays of all cultures one is not familiar with, a subtle gesture such as lighting the Minora or a depiction of the candles of Kwanza says that though we may not fully understand all of what that holiday represents to that culture, we do acknowledge that there are holidays that go outside of those that are celebrated by most Christians. As an organization that holds as its primary mission the need to bring different cultures and people together, the Board of Coming Together Stark County, and I as the executive director of that organization, thank you Mayor and your Administration for acknowledging the other holidays that occur within the month of December and we find that in reaching out a hand of friendship and understanding, that it is most appropriate that it come from those in charge. Those charged with representing the community as a whole. So from Coming Together Stark County and I as the executive director, Mayor, I thank you for that acknowledgment. Thank you.

MISCELLANEOUS BUSINESS

PRESIDENT DENCZAK: We're now under Miscellaneous Business. Is there any miscellaneous business?..

MEMBER CASAR: Mr. President, in regards to committee meetings for next week, I think...in fact these are all for first reading, so really there won't be any committee meeting except for the Personnel, who will have the informal resolutions for the reappointment of different positions from the Mayor....on the 23rd, I'm sorry.

PRESIDENT DENCZAK: Any other Miscellaneous Business?

MEMBER HART: Mr. President, you know this morning I was having breakfast with the postman before he was at work, and you know he informed and I had asked him to you know let the Mayor know too, and I don't know whether you had received the e-mail, but evidently the US Postal Service is conducting an area processing study. And in this study I guess what they're looking at is having all the mail sent up to Akron to be cancelled, which they're doing nationwide in 42 cities, so it's just not effecting our area. But I guess again, you know, my worry is with everybody else, would be losing those jobs up to Summit County. So hopefully you know the post office will look at not moving those jobs and it won't be a matter of, you know, efficiency.

MAYOR CREIGHTON: Mr. President, I just received that information today, Rich, I think it was...I actually received it from a woman that I happen to know that works for the post office. So if this gentleman...he has not contacted me yet; I just received this this afternoon.

MEMBER CARBENIA: Mr. President, I hope that, Mayor, I hope that we can all get together and stop them from moving this because if you remember this, we tried to stop the gas company from moving out of the City 'cause we needed a place to call and go to when we had problems--that's why I was on the phone for an hour and 10 minutes today waiting for them to answer me at the gas company, or Dominion. So I hope we can stop this. Thank you.

PRESIDENT DENCZAK: Is there any other Miscellaneous Business?

MEMBER ZACHARY: Mr. President, I would just like to comment to the Mayor's Administration and especially give a really big thank you to Bernie Hunt and the Chief of Police who is not here. I have gotten a number of positive response feed-back calls to the camera that was placed in the Sherrick and Cherry Avenue area. People have noticed an increased Police presence, the loitering has pretty much diminished to a significant extent. And I travel up and down that street about 3 or 4 times a day going back and forth and I haven't remarked or noticed anyone standing outside selling drugs at this point. And it's just been a big, positive impact and the residents who

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have called me to thank me, want to thank you as well, and they do notice a difference.

PRESIDENT DENCZAK: Is there any other Miscellaneous Business?

MEMBER KRAUS: Mr. President, I'd like to thank the Safety Director for our meeting that we had. I've had calls from 3 of my neighborhood associations and they're seeing a more visibility of police cruisers. And I got 2 calls tonight, so thank you. And the other question I have for Service Director, Mr. Concatto. Joe, I've been working a lot with the departments since I took office and I've had very good feedback with Street, Sewer, Park and the Engineers. Please convey that to them and if you would do me one favor. Can you get me from the Water Department their procedure on installation or re-installing of current waterlines. Their procedure on how they would consider replacing them. I have a couple of streets where there was maybe 9, 10 water breaks on them. The other one, I'd like to, because I'm sure they're going to come through our committees, is on the installation of new waterlines, how much pressure and structure stress is that putting on our older lines. Whatever you can get me for Council from the Water Department on their installation of new procedure for requesting old, I'd appreciate it. Thank you very much.

PRESIDENT DENCZAK: Any other Miscellaneous Business?

SERVICE DIRECTOR CONCATTO: Mr. President, just for information about West Tusc and Route 77. I've had a little conflicting information today and I told Member Hawk that West Tusc would close on January 23rd. I have a little late this afternoon from ODOT that says it will close on January 30th. But for everybody's information, and I'll clear that up, but we can pretty much assume that West Tusc will be closed if not January 23rd, January 30th. I have given this information to the Chamber who has a list of West Tusc businesses that we've been meeting with, to pass that on to them. Just for your information, the West Tusc bridge is slated to close the 30th and open back up October 20th of 2006. This originally was going to be an 18-month closing. We worked very hard with ODOT to eliminate the time element here. There will be a large fine against the contractor if he goes past October 20th of 2006. But that West Tusc road will be closed from January 30th to October 20th of 2006. Unfortunately the other street that we're talking about is 4th Street. It's not used a lot. We do have a company on 4th Street that we've been working with, Lang Monument. That street will also close on January 30th. However, it will not reopen until August 31st of 2008. That's a long time, we understand that. But that's without our control. Now when I say 4th Street, that'll be from, 4th Street from Harrison to Lawn, just the bridge going over Route 77. Again, that'll be, my note here is the anticipated opening date is August 31st of 2008, which is probably the anticipated date for the final leg of I77, which is from 6th Street SW to approximately 13th Street north. The final leg of I77 going to 3 lanes. We'll all be happy when that's done. If you have any questions, I'll do my best to answer them.

MEMBER CIRELLI: Mr. President, question for the Service Director. Do you have any idea what the detours possibly will be or when you can inform us of that and the general public sir?

SERVICE DIRECTOR CONCATTO: Mr. President, the detours for West Tusc will be Harrison Avenue to 6th Street to Dueber, or Dueber to 6th Street to Harrison Avenue. Probably the good news on this closing is the detours are quite convenient. You're only really going to go a block out of your way. Although a lot of residents will just bypass that area. The detour will not be extreme. I am not sure of the detour on 4th Street. Harrison Avenue will be open, so that shouldn't be a problem. We will be doing a new Harrison Avenue off ramp that will come right on to West Tusc. That'll be done very soon. The 6th Street off ramp going southbound will remain open until West Tusc overpass is completed. Once it is completed and the Harrison Avenue off ramp from 77 going south gets to West Tusc, 6th Street will close and that new ramp to get on West Tusc going southbound will

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open up. And if it's not confusing to you, it is to me. But those are all in the plans, we, again, in our conversations with ODOT, Mr. Darwish, we have, we were the ones that emphasized that we needed to keep the 6th Street SW off ramp open until the West Tusc project was completed. I am not sure, again, what the detour of Lawn is but I will get that for the next meeting.

PRESIDENT DENCZAK: Service Director, the, does ODOT realize the burden they're going to put on the traffic pattern on West Tusc and 12th Street NW?...for those that use 4th Street?

SERVICE DIRECTOR CONCATTO: Mr. President, we have been meeting with ODOT probably for a year and a half concerning the West Tusc project. In order for them to widen I77, they must tear down the overpass, the West Tusc overpass. In order to do that, I call it an overpass, but the West Tusc road that does overpass 77. They are aware of that, again, when they first initiated this plan, it was going to be closed for 18 months. We were fortunate to get them down to what looks look 8 or 9 months.

PRESIDENT DENCZAK: Is there any other Miscellaneous Business?

LAW DIRECTOR MARTUCCIO: Mr. President, thank you. Many of you are aware of the various commemoration events and services this coming week for the Martin Luther King holiday, including the Mayor's annual breakfast this Wednesday and the Sabbath service on Friday evening at the Temple. There is one that Vince Watts omitted I think out of modesty. Some of you know there is a production going on at the Players Guild in collaboration with Coming Together. There are 2 performances of a particularly dramatic, uplifting, wonderful but sad, in part, play. Vince Watts, to his credit and his Board of Coming Together, have assembled a terrific cast. They have, Vince himself has built sets, marketed it, secured sponsors and helped make it happen. There'll be one more performance Sunday evening at the Players Guild at 8:00 p.m. and another one on Martin Luther King Day, Monday, at 4:00 p.m. at the Players Guild. It was reviewed in yesterday's Repository if anyone cares to consult that. I highly recommend it was a cultural, entertaining and meaningful way to celebrate the holiday and commemorate his memory.

PRESIDENT DENCZAK: Is there any other Miscellaneous Business?

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

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

PRESIDENT DENCZAK: This meeting is adjourned.

ADJOURNMENT TIME: 7:55 P.M.

ATTEST:

APPROVED:

DEBRA VANCKUNAS
CLERK OF COUNCIL

RAY DENCZAK
PRESIDENT OF COUNCIL