

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: (*SOUND OF GAVEL*) Good evening ladies and gentlemen, ah...before we begin I want to welcome ah...the young people from Ulster. It's a pleasure to have you tonight. We will ah...be talking with you later. Also, um...I want to ah say that Don Casar's wife is going to go into the hospital tomorrow for surgery and I know that Don appreciates all our thoughts and prayers with Rita. Finally um...as all of you know a great event occurred in the United States on July 4th, it was not the Declaration of Independence however, it was Mary Cirelli's birthday. (*Laughter*)

CLERK TIMBERLAKE: She didn't even get it.

(*Applause*)

PRESIDENT SCHULMAN: So we would like wish Mary a Happy Birthday and many and happy more.

(*Applause*)

PRESIDENT SCHULMAN: And again...ah, welcome all in the audience. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

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

CLERK TIMBERLAKE: Twelve present Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. We'll have the invocation given tonight by Councilmember Richard Hart. If you'll all remain standing for the pledge of allegiance.

The regular meeting of Canton City Council was held on Monday, July 9, 2007 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council Cynthia Timberlake. The invocation was given by Ward 7 Councilmember Richard Hart, followed by the Pledge of Allegiance led by President Schulman.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: We're now under agenda corrections and changes. Members of Council, you're going to be asked to suspend Rule 22A to add the second reading of Ordinances 12 through and including #18. Member Casar, the Chair will recognize that motion.

MEMBER CASAR: Mr. President, I move we suspend Rule 22A and add Ordinances 2 and including #18 on this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to add second reading Ordinances 12 through and including 18 to this evening's agenda. Are there any remarks? If not, Madame

MINUTES OF THE MEETING JULY 9, 2007

Clerk, roll call vote please

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

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

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We're now under Public Hearings. We have 1 public hearing scheduled this evening for 7:30 pm. It's an Ordinance adopting the City of Canton's Proposed Tax Budget for the Fiscal Year ending December 31, 2008; and declaring the same to be an emergency. Is there anyone in the audience wishing to speak for or against this ordinance, will you please come forward. I have to say this twice. Is there anyone in the audience wishing to speak for or against this ordinance, please step forward. No one has stepped 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.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We're now under Public Speaks on Ordinances and Resolutions for adoption. We have no speakers signed up to speak tonight.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We're now under Informal Resolutions. Madame Clerk, please read Resolution 55 by title.

#55. COUNCIL AS A WHOLE: COMMENDING BRIANNA REICHENBACH FOR 13-YR PERFECT SCHOOL ATTENDANCE. - ADOPTED

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Yes, I would like to ask the Clerk if she would read the ah...Resolution.

PRESIDENT SCHULMAN: If you would, Madame Clerk.

CLERK TIMBERLAKE: Brianna Reichenbach graduated from McKinley High School in 2007 as the senior with a 13-year perfect attendance record. On Graduation Day, 18 year old Brianna made Canton the only one of Ohio's eight urban school districts able to report a graduating senior with a perfect school attendance record for 13 years and; Whereas, While growing up, Brianna attended Belle Stone Elementary and Crenshaw Middle School in the Canton City School District. Brianna was a member of the National Honor Society and her 3.9 GPA proves that she is an extraordinary student. She plans on attending Akron University this fall, and; Whereas McKinley Principal, Mark Thauvette, proclaimed Brianna as "truly an exceptional child." Her friends describe her as good-natured, hard working, fun to be around and a really good student and; Whereas, As a baseball lover, Brianna was the only female in the northeast end of Canton to play baseball in both the minor and major leagues of Mighty Mites. On the human side of Brianna's nature, she voluntarily took on the task of helping her mother

MINUTES OF THE MEETING JULY 9, 2007

care for her uncle and also taught him sign language; and Now, Therefore, Be It Resolved: That we, the members of Council of the City of Canton, Ohio along with her family do hereby go on public record as saluting and commending Brianna Reichenbach for her academic achievements and above all for her 13 year perfect attendance record in the Canton City School District. Congratulations on a job well done and best wishes in all your future endeavors!

(APPLAUSE)

PRESIDENT SCHULMAN: Wow, that's terrific. Is there a motion to adopt Resolution 55?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Resolution #55.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution 55. By voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #55 ADOPTED BY UNANIMOUS VOICE VOTE

PRESIDENT SCHULMAN: The Resolution carries, Member Prater.

(APPLAUSE)

MEMBER PRATER: Is this on? Is this working? I guess so. It's my privilege this evening to stand here before you, uh...members of Council, members of the Administration and members in the audience and to say a few words. First of all it's quite an accomplishment to graduate high school, maintain a high grade point average and have ambitions to go to college. That in itself deserves a round of applause for that can accomplish that. (Applause) But coupled with that, this young lady went through 13 years of school and didn't miss a single day, not 1 day. I would like us all to take just a moment to reflect what an accomplishment that is. So it is with great pride that City Council, Members of the Administration and I'm sure the audience will join me in saying "congratulations and good luck" and we would like to present you with this plaque.

(APPLAUSE)

PRESIDENT SCHULMAN: Congratulations Brianna, that is an incredible accomplishment but as Member Prater said, I think we're probably more impressed with what you've done with your life, aside from not missing school. Congratulations and all the best to you in your future endeavors. Thank you. Madame Clerk, would you please read ah...Resolution 56 by title.

#56. COUNCIL AS A WHOLE: COMMENDING ALL THOSE INVOLVED IN THE USLTER PROJECT. - ADOPTED

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Mr. President, will you have the Clerk please read the Resolution.

PRESIDENT SCHULMAN: Yes. Will you please read the Resolution Madame Clerk?

CLERK TIMBERLAKE: The Massillon/Canton Ulster Project is an inter-denominational organization working to promote peace in the turbulent region of Northern Ireland. Each year, the Ulster Project brings teenagers from the Greater Belfast area to Stark County to live, work and play with American counterparts for the month of July. This year, 24 teenagers have spent the month in the United States. Local families having a child of similar age, play host to these admirable children. Together, these teens spend a life-changing month learning to see beyond differences in nationality and religion; and Whereas for the past 23 years, the Massillon/Canton Ulster Project has afforded the opportunity to hundreds of Northern Irish youth, the opportunity to make friends from the opposing sides of the existing conflict in their country. Through the generosity of Stark County citizens, these future leaders get a first-hand glimpse of America, the values of freedom, equality, and brotherhood that we, as Americans live by; and Whereas The existing hope is that friendships made and lessons learned in America will make their way back to Northern Ireland, helping to bring harmony and healing to their people in a troubled land. It is our hope that together, we can change history. Ulster Project teens experience opposite faiths here in America in the hope that these experiences will help them relay to their people that hatred is so fruitless. Now, Therefore, Be It Resolved that we, the Members of the Council of the City of Canton, Ohio do hereby go on public record as commending all those involved in the Ulster Project including the Executive Committee, their American host families and the host teens for their endless hard work and dedicated efforts to help building an understanding and friendship between Catholic and Protestant teenagers from Northern Ireland. We further commend our Northern Ireland guests for their vision of a peaceful and democratic nation.

PRESIDENT SCHULMAN: Thank you Member Clerk. Ah... is there a motion to adopt Resolution #56?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Resolution #56.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution #56. Are there any remarks? If not, by voice vote all those in favor signify by saying aye. Those opposed no. Memb...The Resolution passes.

NO REMARKS

RESOLUTION #56 ADOPTED BY UNANIMOUS VOICE VOTE

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Mr. President is Diane McCleary in the audience? Would you please come forward? Mr. President, Members of the Honorable City Council, Madame Mayor um...all the other elected officials that are here

MINUTES OF THE MEETING JULY 9, 2007

tonight and the people serving in Government, uh...it's my honor to be giving this to Diane for the group that's here tonight. After I get done speaking I'd like you to stand up and ah...everyone can recognize you. I see this out of two sets of eyes, my own and my through my son, Donald, whose been involved in the organization on and off for 20 some years. I welcome you all to the United States. For anybody's interest, this group is a wonderful endeavor when these 12 kids all come over here and their greeted and what have you. My son does everything on the filming of it all. They finish up their month, their strangers, they come together, they make friendships that last forever and whenever they finish up they have our traditional Thanksgiving Dinner of which they don't have over in Ireland. Ah... my son and my deceased husband and my grandsons went several years ago and we visited some of the young people that were involved in the Ulster Program for over a number of years. My son's been back and forth for several times, so it is indeed a pleasure to be here again tonight. Diane, you've done a remarkable job with this group and please continue on because you really are making a difference. We see in the newspaper headlines where over in Ireland, the...we are making a big difference between the public ah...the Protestants and the Catholic organizations and that does the world a wonderful good for all of this going on. So God Bless you all to continue your endeavors and I want to give this to you as my honor. God Bless you.

(APPLAUSE)

MEMBER CIRELLI: Now if all the people from the Ulster Program would please stand so we can applaud you.

(APPLAUSE)

MEMBER CIRELLI: Have fun while you're here young people. It's truly an enjoyment, something that will last your entire lives. God Bless you all.

PRESIDENT SCHULMAN: Thank you Member Cirelli. And thank you folks, I hope ah...all of you had a wonderful time in the United States. Did you? Yes, no? You know as we look around the world today, I guess there is no place which represents the healing of sectarian and religious differences then Northern Ireland. You are all to be commended as ah...are your families. And I can say that our Government could take a lesson in what you have done in your Country and God Bless you and have a very safe trip home and we wish you the very best for the future. Thank you.

(APPLAUSE)

PRESIDENT SCHULMAN: And now we are on to Resolution ah...#57...ah...Madame Clerk, would you read Resolution #57 by title please.

#57. PERSONNEL COMMITTEE: REQUEST APPROVAL TO REAPPOINT NEIL LIBSTER TO THE FAIR HOUSING BD EFF: 7/1/07 THRU 12/31/12. - ADOPTED

PRESIDENT SCHULMAN: The Chair will recognize a motion to adopt Resolution.....

MEMBER CASAR: Mr. President, I move we adopt Resolution #57.

MEMBER CARBENIA: Seconded.

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution #57.

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Kraus.

MEMBER KRAUS: Mr. Libster is a resident in my Ward and also presently on this Commission and it does a fine job and I would like to see approval for his re-election. Thank you.

PRESIDENT SCHULMAN: Thank you Member Kraus, any other remarks? If not, by voice vote, all those in favor of Resolution #57 signify by saying aye. Those opposed no. Resolution 57 has been adopted.

NO REMARKS

RESOLUTION #57 UNANIMOUSLY PASSED BY VOICE VOTE

COMMUNICATIONS

PRESIDENT SCHULMAN: 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 JULY 9, 2007.

388. AUDITOR MALLONN (CITY): SUBMIT MO. RPT. BY FUND THRU 06/29/07. - RECEIVED & FILED
389. AUDITOR MALLONN (CITY): SUBMIT YRLY RPT. BY FUND THRU 06/29/07. - RECEIVED & FILED
390. AUDITOR MARY TAYLOR, CPA (STATE): SUB RPT. OF CANTON'S FINANCIAL STATEMENTS PURSUANT TO *GOVT AUDITING STANDARDS* YEAR ENDING 12/31/06. - RECEIVED & FILED
391. C&ED DIRECTOR POORMAN: REQ AUTHORIZATION FOR MAYOR &/OR SERV DIR TO ENTER INTO \$50,000.00 CONTRACT W/DOMESTIC VIOLENCE PROJ, INC. FR: 1/1/07 - 12/31/07 UTILIZING EMERGENCY SHELTER GRANT FUNDS FOR EXPENSES RE: SHORT TERM HSG FOR DOMESTIC VIOLENCE VICTIMS. - COMMUNITY & ECON DEV COMMITTEE
392. C&ED DIRECTOR POORMAN: REQ AUTHORIZATION FOR MAYOR &/OR SERV DIR TO ENTER INTO \$32,500.00 CONTRACT W/YMCA OF CENTRAL STARK COUNTY FR: 1/1/07 - 12/31/07 UTILIZING EMERGENCY SHELTER GRANT FUNDS RE: ESSENTIAL SVCS FOR HOMELESS MEN IN CANTON. - COMMUNITY & ECON DEV COMMITTEE
393. C&ED DIRECTOR POORMAN: REQ AUTHORIZATION FOR MAYOR &/OR SERV DIR TO ENTER INTO \$500,00.00 CONTRACT W/CCIC PROVIDING CDBG FUNDS FOR GRANTS, LOANS & ADMIN COSTS. - COMMUNITY & ECON DEV COMMITTEE
394. C&ED DIRECTOR POORMAN: REQ AUTHORIZATION FOR MAYOR &/OR SERV DIR TO

MINUTES OF THE MEETING JULY 9, 2007

ENTER INTO \$175,000.00 CONTRACT W/CANTON REGIONAL CHAMBER OF COMMERCE FR: 1/1/07 - 12/31/07 PROVIDING CDBG FUNDS FOR COMPREHENSIVE ECONOMIC & DOWNTOWN DEV PROG. - COMMUNITY & ECON DEV COMMITTEE

395. C&ED DIRECTOR POORMAN: REQ AUTHORIZATION FOR MAYOR TO ENTER INTO \$775,000.00 AGMT W/STARK CO OUT POVERTY PARTNER. FR: 1/1/07 - 12/31/07 PROV \$50,000.00 CDBG FUNDS TO ADMIN & IMPLEMENT CANTON HSG PROG BENEFITTING LOW & MODERATE INCOME FAMILIES. - COMMUNITY & ECON DEV COMMITTEE
396. C&ED DIRECTOR POORMAN: REQ FOR MAYOR OR SERV DIR TO ENTER INTO NEW ECONOMIC GROWTH INITIATIVE PURSUANT TO O#2/2006 RE: PARK POULTRY INC. INVOLVEMENT W/JOB CREATION INCENTIVE PROGRAM FOR 5 YR. TERM. - COMMUNITY & ECON DEV COMMITTEE
397. C&ED DIRECTOR POORMAN: REQ FOR MAYOR &/OR SERV DIR TO CONVEY OL#1118, 1119 & 1132 LOCATED ON GEORGETOWN RD. TO THE CCIC FOR \$1.00 EA. - COMMUNITY & ECON DEV COMMITTEE
398. C&ED DIRECTOR POORMAN: REQ TO ESTABLISH FAIR REUSE VALUE OF PARCEL #02-84919 LOCATED ON 5TH ST NE & CONVEY TO HABITAT FOR HUMANITY FOR \$1.00 TO BE USED FOR NEW CONSTRUCTION . - COMMUNITY & ECON DEV COMMITTEE
399. DEPT. OF MENTAL RETARD. & DEV DISABILITIES (OHIO): ADVISING OF APP FOR LICENSING FOUR (4) MENTALLY RETARDED &/OR DEVELOPMENTAL DISABILITIES PERSONS TO RESIDE @ 3916 ARNOLD AVE., NW AS REQUIRED BY ORC, SEC 5123.19. - RECEIVED & FILED
400. HEALTH BENEFITS ADMIN., BRESSON: JUN 2007, MONTHLY COMPARATIVE REPORT OF INSURANCE CLAIMS & JAN - JUN 2007 PAID CLAIMS & COMPARATIVE REPORT. - RECEIVED & FILED
401. LAW DIRECTOR MARTUCCIO: REQ TO ADOPT LEGISLATION FOR OHIO EPA REQUIREMENTS RE: CANTON'S NPDES PHASE II STORM WATER PERMIT RE: STORM RUNOFF CONTROLS. - ENVIRON & PUB UTIL COMMITTEE
402. LIQUOR CONTROL DEPT (OHIO): REQ NEW C1, C2, LIQ PERMIT FOR MORAN FOODS INC DBA SAVE A LOT 612 @ 906 W. TUSC. STREET. - RECEIVED & FILED
403. LIQUOR CONTROL DEPT (OHIO): REQ NEW C1, C2, LIQ PERMIT FOR MORAN FOODS INC DBA SAVE A LOT 627 @ 2905 MAHONING RD NE. - RECEIVED & FILED
404. LIQUOR CONTROL DEPT (OHIO): ADVISING OF COUNCIL'S OBJECTION W/DRAWAL TO TRANSFER STOCK APP FOR A H N, INC. DBA STORE @ 1105 W. TUSC. - RECEIVED & FILED
405. LIQUOR CONTROL DEPT (OHIO): ADVISING OF STATE'S DENIAL & REJECTION OF 2007-08 LIQ PERMIT RENEWAL FOR J. E. & A. T. JOHNSON DBA CAROUSEL LOUNGE @ 3012

MINUTES OF THE MEETING JULY 9, 2007

ATLANTIC BLVD NE. - RECEIVED & FILED

406. MAYOR CREIGHTON: REQ AUTHORIZATION TO RE-APPOINT MR. JOHN PICARD TO HSG ADVISORY BD RETRO. 3/1/07 - 2/28/09. - PERSONNEL COMMITTEE
407. MAYOR CREIGHTON: REQ AUTHORIZATION TO RE-APPOINT MR. JOEL OWENS TO HSG ADVISORY BD RETRO. 3/1/07 - 2/28/09. - PERSONNEL COMMITTEE
408. MAYOR CREIGHTON: REQ AUTHORIZATION TO RE-APPOINT REV. RONALD KLINGLER TO HSG ADVISORY BD RETRO. 3/1/07 - 2/28/09. - PERSONNEL COMMITTEE
409. MAYOR CREIGHTON: REQ AUTHORIZATION TO RE-APPOINT MR. JOE RACE TO HSG ADVISORY BD RETRO. 3/1/07 - 2/28/09. - PERSONNEL COMMITTEE
410. MAYOR CREIGHTON: REQ AUTHORIZATION TO RE-APPOINT MR. MIKE WILLIAMS TO HSG ADVISORY BD RETRO. 3/1/07 - 2/28/09. - PERSONNEL COMMITTEE
411. MAYOR CREIGHTON: REQ AUTHORIZATION TO RE-APPOINT REV. DAVID MORGAN TO HSG ADVISORY BD RETRO. TO 3/1/07 - 2/28/09. - PERSONNEL COMMITTEE
412. RUKAVINA, MICHAEL, APPLICANT: REQ ZONE CH @ 3315 HARMONT ST. NE FR: B-3 TO: B-4 (SELF SERVE CAR WASH). - PLANNING COMMISSION
413. SAFETY DIRECTOR HUNT: REQ POLICE DEPT CO-APPLY FOR \$57,554.00 BYRNE MEMORIAL JUSTICE ASSIST GRANT AS CITY'S SHARE BETW CTY COMM & MAYOR; REQ \$57,554.00 SUPP APPROP FR: UNAPPROP BAL OF 2773 BYRNE MEM JUSTICE ASST. GRANT. - FINANCE COMMITTEE
414. SAFETY DIRECTOR HUNT: REQ \$4,030.00 SUPP APPROP FR: UNAPPROP BAL OF 4502 MV PURCH FUND FOR FIRE DEPT. - FINANCE COMMITTEE
415. SAFETY DIRECTOR HUNT: REQ \$5,712.87 SUPP APPROP FR: UNAPPROP BAL OF 2111 STR MAINT FUND FOR ENG. DEPT TO REPAIR DAMAGED SIGNAL POLE. - FINANCE COMMITTEE
416. SERVICE DIRECTOR CONCATTO: AMENDING CANTON COD ORD CHAP 943.13 (b) (2) RE: CONTENTS OF DISCHARGING INTO SAN SEWERS TO WPCC. - JUDICIARY COMMITTEE
417. SERVICE DIRECTOR CONCATTO: REQ \$200,000.00 APPROP FR: 4506 201001 - 2006 INFRASTRUCTURE BOND FUND TO: 4506 202074 - GP 1093, WEST SIDE PARK TRAIL & BRIDGES & \$445,000.00 APPROP FR: 4501 202001 - CAP ENG ADMIN TO: 4501 202074 - GP 1093, W SIDE PK TRAIL & BRIDGES. - FINANCE COMMITTEE
418. TREASURER, SCHIRACK: REPORT OF TREAS OFC BANK RECONCILIATION & CITY'S OUTSTANDING INVESTMENTS AS OF 6/29/07. - RECEIVED & FILED
419. TREASURER, SCHIRACK: JUN 2007 PKING MTR REVENUE. - RECEIVED & FILED

MINUTES OF THE MEETING JULY 9, 2007

420. TREASURER, SCHIRACK: JUN 2007 DEPOSITS & PAY INS FOR AMBULANCE LOCK BOX ACCT. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: We're now under Ordinances and Formal Resolutions for the first reading. Let the journal show that all ordinances are being given their reading as required by State Law. Madame Clerk, please read the first reading ordinance by title please.

NOTE: PRESENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #11 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS:

#1 (1ST RDG) **ADOPTED AS ORDINANCE #123/2007** AN ORDINANCE AMENDING SECTION 505.18 DANGEROUS OR VICIOUS ANIMALS OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON.
Referred to Judiciary Committee

PRESIDENT SCHULMAN: At this time, the Chair would declare an in-house recess for the Judiciary Committee to meet in regard to Ordinance #1 on your agenda this evening. We're now in recess. (*COUNCIL RECESSED @ 7:48 PM TO DISCUSS ORDINANCE #1. COUNCIL RECONVENED @ 7:53 PM*)

PRESIDENT SCHULMAN: Let the record show then that Council is reconvening after the recess. Member Casar.

MEMBER CASAR: Mr. President. I move that we suspend Rule 22A and put Ordinance #1 back on this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been 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

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, the motion carries. Ordinance 1 is a legal part of your agenda. Member Casar.

MEMBER CASAR: Mr. President. I move we suspend the Statutory rules on Ordinance #1.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory rules on Ordinance #1. Are there any remarks?.. If not, roll call vote please.

MINUTES OF THE MEETING JULY 9, 2007

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, you've heard the 3 readings. Member Casar.

MEMBER CASAR: Mr. President. I move we adopt Ordinance #1.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #1. Are there any remarks?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I'd just like to commend ah...Councilman Carbenia for his ah...quick action that he was able to get this piece of legislation that was obviously well needed to protect our citizens against these ah...type of vicious animals and I just hope that ah...the Law Department would move a little quicker on the one that I've been trying to get through since December. I am going to ask Joe, my good buddy how he did it. Thank you.

PRESIDENT SCHULMAN: Thank you Member Casar. Any other remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Ordinance #1 is adopted. Ordinance #2 please.

ORDINANCE #1 ADOPTED AS ORDINANCE 123/2007

- #2. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY (LTS #32534, 32535, 32536 & 32537 ON NW CORNER OF MARKET AVE. N & 30th ST NW)
Referred to Judiciary Committee **PUB HRG 8/6/07 @ 7:30 PM**
- #3. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY (LTS 42465 THRU 42479 ON HANNAH CIR NW)
Referred to Judiciary Committee **PUB HRG 8/6/07 @ 7:31 PM**
- #4. (1ST RDG) AN ORDINANCE APPROVING & ACCEPTING THE REPLATTING OF OUTLOTS 1188 & 1189; AND DECLARING THE SAME TO BE AN EMERGENCY (JAMES REED)
Referred to Public Safety & Thoroughfares Committee

MINUTES OF THE MEETING JULY 9, 2007

- #5. (1ST RDG) AN ORDINANCE APPROVING & ACCEPTING THE FINAL RECORD PLAT FOR THE QUEEN ESTHER'S SUBDIVISION IN THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- #6. (1ST RDG) AN ORDINANCE APPROVING & ACCEPTING THE REPLATTING OF ALL OF LOTS 23352 THRU 23354; APPROVING & ACCEPTING THE DEDICATION OF ADDITIONAL RIGHT OF WAY TO THE SOUTH SIDE OF 25TH STREET NE; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- #7. (1ST RDG) AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$21,000.00 TO BITZEL EXCAVATING, INC.; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #8. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT IN AN AMOUNT NOT TO EXCEED \$200,000.00 FOR REPAIR OF BRICK STREETS IN THE CITY OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #9. (1ST RDG) AN ORDINANCE AMENDING SECTION 971.02 SCHEDULE OF RENTAL RATES AND OTHERS CHARGES OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON.
Referred to Personnel & Judiciary Committees
- #10. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT IN AN AMOUNT NOT TO EXCEED \$1,800,000.00 FOR WPCC TERTIARY FILTER PROJECT; AMENDING APPROPRIATION ORDINANCE NO 241/2006, AS AMENDED BY MAKING A SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #11. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO 241/2006, AS AMENDED BY MAKING THE SUPPLEMENTAL APPROPRIATIONS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: We're now under Ordinances for their second reading. Madame Clerk will you please read Ordinances 12 through and 18 by title.

MINUTES OF THE MEETING JULY 9, 2007

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #12 THROUGH #18 FOR THEIR SECOND TIME BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

#12 (2ND RDG) **ADOPTED AS ORDINANCE #124/2007** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH THE CANTON COMMUNITY IMPROVEMENT CORPORATION TO PROVIDE A GRANT IN AN AMOUNT NOT TO EXCEED \$125,000.00 FOR ECONOMIC DEVELOPMENT PROJECTS; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move the statutory rules be suspended on Ordinance #12.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the statutory rule for Ordinance #12....Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: The motion carries. Member Casar, you've heard the three readings....

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #12...Are there any remarks under this Ordinance? If not Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Ordinance #12 is adopted. Ordinance #13 please.

ORDINANCE #12 ADOPTED AS ORDINANCE 124/2007

#13 (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO FILE AN APPLICATION FOR AND ACCEPT A GRANT FROM THE DEPARTMENT OF HOUSING & URBAN DEVELOPMENT FOR THE CONSTRUCTION OF A HANDICAP ACCESSIBLE PARK; AUTHORIZING THE AUDITOR TO ESTABLISH THE 2529 NEW HORIZONS PARK FUND; AMENDING APPROPRIATION ORDINANCE NO 241/2006; AND DECLARING THE SAME TO BE AN EMERGENCY

MINUTES OF THE MEETING JULY 9, 2007

#14 (2ND RDG) AN ORDINANCE NAMING AN UNNAMED ALLEY IN THE CITY OF CANTON, TAYLOR COURT

#15 (2ND RDG) **ADOPTED AS ORDINANCE # 125/2007** AN ORDINANCE AUTHORIZING THE LAW DIRECTOR TO ENTER INTO PROFESSIONAL SERVICES CONTRACTS WITH MEDICAL SPECIALISTS TO ASSIST IN THE PREPARATION OF THE DEFENSE OF THE CASE CAPTIONED TROY PIROLOZZI V. ERIC STANBRO, ET AL; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move the statutory rules be suspended on Ordinance #15.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the statutory rule for Ordinance #15....Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: The motion carries. You've heard the three readings, Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #15...Are there any remarks under this Ordinance? If not Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Ordinance #15 is adopted. Ordinance #16 please.

ORDINANCE #15 ADOPTED AS ORDINANCE 125/2007

#16 (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO EXECUTE AND DELIVER TO DOMINION EAST OHIO GAS COMPANY AN EASEMENT ON PROPERTY OWNED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

#17 (2ND RDG) **ADOPTED AS ORDINANCE #126/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER

MINUTES OF THE MEETING JULY 9, 2007

INTO CONTRACT FOR THE EXTERIOR FACADE REPAIRS AT THE SEARS BUILDING; AMENDING APPROPRIATION ORDINANCE NO. 241/2006, AS AMENDED, BY MAKING THE APPROPRIATION TRANSFER HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move the statutory rules be suspended on Ordinance #17.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the statutory rule for Ordinance #17....Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: You've heard the three readings, Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #17...Are there any remarks? If not Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 10 YEAS, 2 NAYS

CLERK TIMBERLAKE: Ten yeas, two nays Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #17 is adopted. Ordinance #18 please.

ORDINANCE #17 ADOPTED AS ORDINANCE 126/2007

#18 (2ND RDG) AN ORDINANCE AMENDING ORDINANCE NO. 241/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: We're now under Ordinances for their third and final reading. Madame Clerk, please read Ordinance #19 by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #19 THROUGH #23 FOR THEIR THIRD AND FINAL READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

MINUTES OF THE MEETING JULY 9, 2007

#19 (3RD RDG) **ADOPTED AS ORDINANCE #127/2007 AS AMENDED** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH HEXAGRAM INC. IN AN AMOUNT NOT TO EXCEED \$171,600.00 FOR THE UPGRADE OF THE AUTOMATED METER READING SYSTEM; AMENDING APPROPRIATION ORDINANCE NO. 241/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #19...Are there any remarks?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Ah...per the Amendment that all Council....ah...persons have in front of them, I move we adopt Ordinance #...Amend Ordinance #19.

MEMBER CARBENIA: Seconded.

AMENDMENT: Pursuant to Rule 36, I move to amend Agenda Item No. 19 as follows: (a) Substitute the figure of \$171,600.00 with the figure \$175,032.00 in the Caption and Section 1; and (b) Substitute the figures of \$85,800.00 in Section 3 with the figures of \$87,516.00.

PRESIDENT SCHULMAN: It's been moved and seconded to amend the Ordinance #19 per the copy before each of you. Are there any remarks?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Yes Member Casar.

MEMBER CASAR: Mr. President, I'd like to ask the Service Director a question if I may.

PRESIDENT SCHULMAN: Certainly.

MEMBER CASAR: In our Democratic Caucus, we asked ah...the Law Department on this, they didn't ...really wasn't sure. Could you please fill us in on what this amendment is?

SERVICE DIRECTOR CONCATTO: Mr. President.

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: Mr. Service Director.

SERVICE DIRECTOR CONCATTO: When Hexagram realized that was ah...this had to be a bid...ah that they still had to go through a performance bond and bid bond procedure ah... that's what increased the price. It's typically ah...a company will include that in their bid, they didn't realize that that had to be included in their bid and so that's what would be the cost of that.

PRESIDENT SCHULMAN: Any other remarks?

MEMBER CARBENIA: Mr. President.

PRESIDENT SCHULMAN: Member Carbenia.

MEMBER CARBENIA: Ah...did they bid against other people on this ah...on this project?

SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Mr. Service Director.

SERVICE DIRECTOR CONCATTO: This is considered a sole provider. Ah...It's ah...typical...ah.. The same as like our Motorola. We have a Motorola system ah...and we, only Motorola can bid on that because their the onl...they have the product already in place. Hexagram has this computer project...product in place..ah there for it's realist... I mean there....they become the sole provider to go from analog to digital, was what this bid is about.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Ah...this is, Service Director again, if I may. This is the same that we ah.. Spoke in...couple weeks ago in regards to the ah...this is for our automatic reading service or whatever. And remember I asked you a question two weeks ago ah...in Caucus, "How much did we pay for that system when ah..ah.. put it in to service the City of Canton?"

SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Director Concatto.

SERVICE DIRECTOR CONCATTO: The entire system in a whole was \$10,622,185.50 and that was done in April of 1998. The network system for which Hexagram was a part of, it was divided up into 4 systems, the project management, meter installation, water meters and the network system. The network system was valued at \$4,680,639.50. That again was provided, part of that contract was provided by Hexagram. That system..ah...included...ah...ah...data collection units and meter transport units. So another words, we now, as you know, we read meters through this system. It sends a signal to a data collection unit which then over a cell phone ah...tells us what the meter reading is. It is presently done in analog and the new system now must be done in digital and that's the cost, that is Hexagram's cost for changing from analog to digital. If I may add ah... Mr. Casar, you did ask about um...problems. Ah...the..in the initial stage of this project, there was some problems

MINUTES OF THE MEETING JULY 9, 2007

because Hexagram apparently wasn't given the right information but after everything was done after like the first year...um...Then there has been no problem ah..with this system since the first ah... since the first year.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Per usual, Service Director Concatto, you've done a good job in research and answering the question but one other question I'd like to ask you maybe at this particular time. Have we saved the taxpayers any money that you might know by going to this system or is costing the taxpayers to basically get the same work done?

PRESIDENT SCHULMAN: Director Concatto.

SERVICE DIRECTOR CONCATTO: Yes...ah...I believe we have saved in meter readers. We don't have as many meter readers, um....and also one of the other savings that we've had, before we had this system, in our society today where we have both people working, it was very hard to get in homes. We were probably only getting in to 50% of the homes because of that. So we were able to reduce the number of meter readers we had and we were also able to get a better reading by doing this without having to get into the house since those homes were hard to get into in the first place.

MEMBER CASAR: I... Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I understand this but we also had ah...the digital outside that we could read the meters where they didn't have to go inside and that was in place just like the gas company has and the electric companies, course theirs is always outside. So that was something that we could have accomplished for a lot less fee and we would have maintained our....our...ah..ah..our ah...persons that walk and read the meter, which is always good. You see people walking around and when they're doing that, they're also providing some type of security for the neighborhood because, you know they see things that are not...that are unusual. And in my opinion, this is my opinion, I think we spent \$10,000,000.00 of taxpayers money that I don't think we could really justify it.

PRESIDENT SCHULMAN: Director Concatto.

SERVICE DIRECTOR CONCATTO: Mr. President, um...I can only say that, if you're asking me did we ah..did we pay back the \$10,000,000.00 by a savings, I can't quantify that to say that we have...ah..again, this project has been in place for 10 years. Hopefully maybe over the next 10 or 15 or 20 years that it will. Um... none of us, well I wasn't here when this was put in place. I'm not sure if you were Mr. Casar.

MEMBER CASAR: I wasn't either.

SERVICE DIRECTOR CONCATTO: I'm almost assuming that but the fact still remains that we do have a...a..\$10,000,000.00 project out there, whether we think it's valuable or not, I...I...it's still in place and I believe this is wise money to spend to keep it in place ah...since we already have the investment.

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: Are there any other remarks on the motion to amend the Ordinance?

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: I...I just have two questions, I..if Service Director will answer these, he may not be able to since he wasn't here. Joe, how did they find out that they needed to bid on the procedure if it wasn't put out for a bid and then I mean...how...was...there no other comp...competitive bids went out or there wasn't a bid procedure where they would have needed to know at the time that this money would have been needed?

SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Director Concatto.

SERVICE DIRECTOR CONCATTO: Ah...if you're talking about how the bid took place 10 years ago, I'm not sure I'm gonna think that it went out competitively. I am speaking about now that Hexagram has already been awarded that contract 10 years ago and they have that system, that's when I'm talking about being a sole provided. I am going to assume that it was bid out 10 years ago.

MEMBER KRAUS: Then there was no additional bidding or anything for the additional money? It was just needed to be as part of the original to...ah to update, the extra money?

SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Director.

SERVICE DIRECTOR CONCATTO: The...the..what you're voting on this evening is the additional cost to go from an analog to digital system with Hexagram who already put this \$ 4.7 million in the network system in place.

PRESIDENT SCHULMAN: Are there any other remarks?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: We're going to go from analog to digital and you know that digital ah...is probably going to be out there for a couple years and they be coming back with whatever it is and we're going to be spending another couple hundred thousand dollars.

PRESIDENT SCHULMAN: Is that a question Member Casar?

SERVICE DIRECTOR CONCATTO: Mr. President. I can only say yes, I mean, technology in today's world, today ah...digital, tomorrow we don't know. That's technology.

MEMBER WEST: Mr. President.

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: So the amendment, if we decided not to pass the amendment, would the bid still be \$171,600.00?

PRESIDENT SCHULMAN: And \$85,800.00, I think there's two isn't there?

SERVICE DIRECTOR CONCATTO: Well Mr. President.

PRESIDENT SCHULMAN: Yes, Director Concatto.

SERVICE DIRECTOR CONCATTO: The ah...there's only...there's two sections of the amendment. The true amendment is going from \$171,600.00 to \$175,320.00. Section B is just showing you how were going to take the unencumbered balances before it was \$85,000.00 now to get to the extra money, it went to \$85...it went to \$87,500.00. So that's, that's because it's coming out of the unappropriated fund for both water and sewer. To answer your other question, if...it is my position that we need the \$175,000.00. If you don't agree with that, I would vote the main ordinance down but I...I would hope that the amendment would pass and then the main ordinance would be ah..based on how you feel.

MEMBER WEST: My underst..... Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: My understanding is, they bid on this at \$171,600.00 and \$85,800.00, correct? And since they bid on that shouldn't that not be the.....

SERVICE DIRECTOR CONCATTO: I'm sorry. The..the \$85,800.00 is being changed to \$87,516.00 to equal and it's coming out of two funds so it's done twice. It's coming out of the water billing fund and the sewer billing fund. Those two numbers will equal the \$175,032.00. Prior to this in the Ordinance it was \$85,800.00 from the two, the water billing and sewer billing which equaled the \$171,600.00.

MEMBER WEST: And in your opinion, is this a necessity or a convenience?

SERVICE DIRECTOR CONCATTO: In my opinion, it's a necessity.

PRESIDENT SCHULMAN: Are there any other remarks? All those in favor of the motion to amend the Ordinance per the copy before each of you, signify by saying aye. All those opposed...

NO REMARKS

AMENDMENT ADOPTED BY UNANIMOUS VOICE VOTE

PRESIDENT SCHULMAN: The... Member Casar...no, I know, I'm ah...we've....(laughter)..the motion...the motion has carried.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Yes.

MINUTES OF THE MEETING JULY 9, 2007

MEMBER CASAR: I move we amend, I mean adopt Ordinance #19 as amended.

PRESIDENT SCHULMAN: Thank you.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #19 as amended. The question you are now voting on is the Ordinance as amended. Are there any remarks? Hearing none, roll call vote please Madame Clerk.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #19 is adopted. Ordinance #20 please.

ORDINANCE #19 ADOPTED AS ORDINANCE AS AMENDED 127/2007

#20 (3RD RDG) **ADOPTED AS ORDINANCE #128/2007** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 241/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #20.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #20. Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #20 is adopted. Ordinance #21 please.

ORDINANCE #20 ADOPTED AS ORDINANCE 128/2007

#21 (3RD RDG) **ADOPTED AS ORDINANCE #129/2007** AN ORDINANCE ADOPTING THE CITY OF CANTON'S PROPOSED TAX BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2008; AND DECLARING THE SAME TO BE AN EMERGENCY

PUBLIC HRG 7/9/07 @ 7:30 PM

PRESIDENT SCHULMAN: Member Casar

MINUTES OF THE MEETING JULY 9, 2007

MEMBER CASAR: Mr. President I move we adopt Ordinance #21.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #21. Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

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

ORDINANCE #21 ADOPTED AS ORDINANCE 129/2007

#22 (3RD RDG) **ADOPTED AS ORDINANCE #130/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT WITH WARREN FIRE EQUIPMENT, INC. IN AN AMOUNT NOT TO EXCEED \$30,479.42 FOR THE PURCHASE OF TURNOUT GEAR PURSUANT TO O.R.C. SECTION 125.04; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar

MEMBER CASAR: Mr. President I move we adopt Ordinance #22.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #22. Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #22 is adopted. Ordinance #23 please.

ORDINANCE #22 ADOPTED AS ORDINANCE 130/2007

#23 (3RD RDG) **ADOPTED AS ORDINANCE #131/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE REMOVAL OF ALL TRASH AND DEBRIS ON THE PROPERTY LOCATED AT 9TH STREET SW AND SCHROYER AVENUE SW; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar

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

MINUTES OF THE MEETING JULY 9, 2007

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #23. Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #23 has been adopted.

ORDINANCE #23 ADOPTED AS ORDINANCE 131/2007

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We're now under Announcement of Committee Meetings.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

MEMBER HAWK: Finance Committee will meet at 6:15 on Monday, July 23rd.

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Personnel Committee will meet at 6:15 Monday the 23rd.

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: Public Safety and Thoroughfares will meet at 6:15 on the 23rd.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Judiciary will meet at 6:15 on the 23rd.

PRESIDENT SCHULMAN: Thank you.

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT SCHULMAN: We're now under Public Speaks, Open Forum. We have...7 speakers signed up to speak tonight. For those of you who have not spoken, we appreciate your coming down and giving us ah..your opinions or complaints or comments. I would just like to remind all the speakers that City Council has adopted a rule limiting the public speaks to 3 minutes and ah...I don't mean to cut you off, I will try to give you a heads

MINUTES OF THE MEETING JULY 9, 2007

up when you get close to the 3 minutes but if you would follow that rule, we'd be most appreciative. Our first speaker, and again, I apologize ah... sometimes I am unable to read the handwriting, it's not your fault, it's mine. David Marxmiller. Mr. Marxmiller. Mr. Marxmiller? The next speaker is Walter Hood, Mr. Hood. And Mr. Hood would you give us your name please and your residential address?

WALTER HOOD: Walter L. Hood, 316 Freedom Avenue, NE, Canton, Ohio 44704, in the great City of Canton, Ohio. Thank you.

PRESIDENT SCHULMAN: Good evening Mr. Hood.

WALTER HOOD: I was here a few weeks ago about parking on both sides of the street that I live on from 3rd Street NE to 4th Street NE and then June the 15th, there was a terrible accident on that same street. Coming from 4th Street, heading toward East Tusc., cars parked on the one side going south was good but as the gentleman got to the crest of the hill, there was cars parked on the east side of the street also and he couldn't straighten his little pick-up truck up, he crashed into 1 car, 1 truck, tore half of my yard up and tore up my son's car sitting in my driveway. And it's like this: cars were here, he's had a good shot...he was drinking, true enough but when you got down here, you have cars here, cars here and the street was smaller and he couldn't control his vehicle. And if he wouldn't have hit my son's automobile parked in my driveway, my neighbor, his truck probably would be in my neighbor's, imbedded in the back of his house by now. That's all I got to say. But I would like to know if they gonna be anything can be done about that.

PRESIDENT SCHULMAN: Thank you Mr. Hood. And as I've always said, if you want to discuss anything with the Administration, Members of Council, myself, feel free to stay until after the meeting and we'll try to answer those questions. Thank you. Our next speaker is Katherine Baylock. Ms. Baylock, good evening, if you would give us your name please and your residential address, we'd appreciate it.

KATHERINE BAYLOCK: Live it ah...my name is Kathy Baylock, I live at 325 Cornelia Ave NE, Canton, Ohio.

PRESIDENT SCHULMAN: Good Evening.

KATHERINE BAYLOCK: And I came in to speak our street once again. Um...Freedom, Henre...Freedom, Cornelia, Henrietta, I mean on down the road here, parallel to each other, northeast. Ah..we were here over 2 years ago and those streets have not been touched and we have pictures of the streets with the craters and the cracks in 'em, as deep as coming to your ankle in the middle of the street. And I'm here because I want to know why aren't anybody doing anything about it. That's what I would really like to know. I mean, I almost laughed that I had to come up here again because of the neighbors where I live at but nothings been done, it's like we're not even coming here addressing the issue with you about the streets. And they look terrible and I'm sure where everybody lives in here their street doesn't look like those streets. We have pictures of the streets, you should see 'em their terrible. And we would like them to be fixed. I mean, that's not asking much, to fix our streets. We live in America, we live in the City of the Pro Football Hall of Fame City on the other side of the tracks and the streets need to be fixed. They're terrible. So I'm comin' here again with some of my other neighbors asking you to look at our streets and fix 'em.

PRESIDENT SCHULMAN: Thank you very much and as I told Mr. Hood, if you ah...would stick around afterwards and talk to the Administration and talk to Councilmembers, I'm sure we can try to help you as much as we can. Thank you Ms. Baylock. Our next speaker is either Ms. or Mr. Bodnar and I apol...oh I know, I'm

MINUTES OF THE MEETING JULY 9, 2007

sorry, did you make a mistake here on your first name? Who wrote that? Oh see that's the problem. Good evening, I'm sorry.

PAT BODNAR: She just calls me sweetie. My name is Pat Bodnar, I live at 824 High Ave SW, across the street from the Pastime Inn. I live with Susan, who you've become familiar with in the last couple meetings and she also gained a little bit of notoriety this weekend with an article that was in the paper. If you watched the video, you'll probably see one of the reasons why I truly love that woman. I truly do. I passed out a DVD that I put together of incidents that have happened outside this bar. Okay, there's probably 14 or 15 of them. All but 1 of them has happened since this place has got it's license revoked, okay. Four of them have happened since the last meeting that we've had here, okay. All of them are after midnight, most of them are after closing. I don't understand how this blood sucker from Bolivar cannot be held accountable for the animals that he throws out on our street. I don't understand it, okay. The other things is why we have to wait for some nameless, faceless bureaucrat from Columbus to clean up a situation that's happening 10 blocks from here. It's at 9th and High, 10 blocks. Thanks.

PRESIDENT SCHULMAN: Thank you, sir. And believe me, we hear you loud and clear. Ah...our next speaker is Susan Seiler and Susan, you've spoken before. Good evening, would you give us your name and your residential address just for our record here.

SUSAN SEILER: It's Susan Seiler, I live at 824 High SW. I want to thank Ed Balint for putting our story out there but I think you guys all know our story and President Schulman, this is my farewell address because hopefully, we looked at a beautiful property in Canton Township tonight. If the financing goes through, we'll cross our fingers, we'll be moving soon. So Mayor, I want you to think of us next time you say, you don't have to move to live in a better neighborhood because yes you do. That bar was clo...it's liquor license was pulled over a year and a half ago. Um...under the nuisance abatement law it could, you could go in and get a temporary restraining order, which would close it during the appeal process. Um...it has been progressively getting worse, ah...on the CD, and those were Patty's favorites that he put on there and there's only about 10 but those are from the last um...month and a half of our life. Um...a week and..a week ago, there's three of 'em peeing on my house and it took every bit of restrain I had not to take my mace out and put it out the window and mace those people. One of 'em pees on my... on the stump of my flowers and two of 'em laugh as they pass a joint and he says "Wait a minute, don't pass me the joint, I'm pissin' on somebodies house." This is what they do. Saturday night, the story ran Saturday and we thought we could tell that there was something in the air. There was people waiting outside the Pastime at 2:00, we called the police about 2:10 a riot erupted. And we thought, how vain of us, we thought that they were coming to get us. We were scared. There was a huge fight inside the bar, which 50 people spilled out into the street, okay. We called the police again and they were there within about 4 minutes. Um...it's just...it's just unbelievable that nothing can be done. That this can't be closed down. A week before, the police department has started helping us out by ticketing cars on the sidewalk. That night they found 2 of the cars that were on the sidewalk, they had warrants out for 'em. And they caught a 17 year old in the bar drinking. Oh no, they didn't catch her drinking, they weren't quick enough. They caught her in the bar unsupervised. Satu....or Friday night, this last Friday night there was a 19 year old standing outside bragging because she likes drinking at that bar because they don't check her I.D. That's all it would take to shut 'em down. Underage drinking and they can have that place closed in 10 day, that's proof what they need to shut that place down and get a restraining order. But I'm done, I've done everything the Mayor has told us to do, we've called the drug task force, we've called the tip line, we've video taped, we've done everything that we possibly can. So we are moving to a better neighborhood and um, you're done with me, I'm done with you guys. But um...I'm sure you're probably going whew...thank goodness. But it had over 4,000 hits on the national website, blog did, Ed Balint, did you see that? That was wonderful. So now the media is out there so I'm not the only one with a black eye anymore. Shame on you guys, you guys now have

MINUTES OF THE MEETING JULY 9, 2007

a black eye too.

PRESIDENT SCHULMAN: Thank you very much.

(APPLAUSE)

PRESIDENT SCHULMAN: And I'm sure if you stick around, there'll probably be some comments in the miscellaneous, if you would. Well we appreciate by the way, you're coming down all these times. Our next speaker is Henry Mack. Mr. Mack, if you'll give us ah...your name and residential address sir. And good evening.

HENRY MACK: My name is Henry Mack. I live at 2430 4th St NE. Proud neighbor there. I've been in Canton all my life and I've been at that address for 45 years. I came here to talk to the board, maybe somebody can tell me, give me advise. We have been up about our streets in that neighborhood. When I say those streets, I mean from Freedom Avenue, Cornelia, Henrietta and Fenton, from 3rd Street to Georgetown. We're running the streets...ah north and south. Now the City of Canton just placed, 2 years ago, 1.3 million on 4th St, new drains and everything. They did a beautiful job. I don't know whose responsible but whoever it is, I salute. But the streets going the other way, we've been promised for the last 3 years that some things going to be done, It's gonna be paved. There's a Chinese philosopher said that a picture is worth a thousand words. I brought some pictures here and I don't know how you want me to do this. Do you want me to present them to you sir?

PRESIDENT SCHULMAN: Sure that would be fine and then we'll pass them out. Absolutely. Thank you sir. Thanks Mr. Mack.

HENRY MACK: Those pictures will give you an idea of what we're facing. The group here with me present, the group in that neighborhood. We love our property, we love our neighborhood. We love our town. We have noticed that, I don't know, here in the past that we've been overlooked on the streets. Just found out last week that we were overlooked again on them streets being repaired. And we hope that the Mayor, Mr. Hunt, Safety Director, or whoever has pro...that can direct us to getting these streets repaired and repaired correctly. I understand from some of the old timers, in which I'm considered one of the old timers, it's been over 40 years since these streets been paved. The asphalts coming up, the wholes are deep, they've been patched on top of patches on top patches on top of patches. Ah...the street department was out there Fri...Thursday and Friday and they only put a little asphalt in part of the holes, not the whole complete hole and never came back to repair. Today is Monday. Um...that's 1 concern, the other concern is signs. We have ss...we used to have a lot of signs out, speed limit signs. They're gone. Uh...we had ah...no parking so many feet from East Tusc., they're gone. We had signs, we're right on the border of the City Limits where you come into Canton on East Tusc. We used to have signs up there saying how great Canton is, they're gone.

PRESIDENT SCHULMAN: You have about 10 seconds.

HENRY MACK: So we...those are our concerns out there. Anybody on this board can help us, talk to us or ah...direct us to the correct person or persons, we would be very glad.

PRESIDENT SCHULMAN: Great thank you sir very much.

HENRY MACK: Again, I thank you.

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: And Mr. Mack, as I've told everyone, we will stick around after Council and I know the Mayor and her Administration will be here for you. Thank you very much for coming.

(APPLAUSE)

PRESIDENT SCHULMAN: Our last speaker tonight is ah...Preston Young. Preston Young, good evening sir. Would step forward to the microphone and give us your name and residential address please.

PRESTON YOUNG: My name is Preston Young. I live at 361 Freedom Avenue NE in Canton. Ah...I'm sure you remember me being here a couple meetings or so ago on the same item. I won't take up a lot of time because I gotta meet with somebody after. But I would like to say ah...what we have here is ah...(inaudible)...or it's ah...one of those things that maybe they try to satisfy you by coming out and half patch and go. See what happened the last time was we had problems so they just showed up a couple days ago to kinda sweep the street which is a waste I told ya's onest you see those pictures. When you sweep all your sweeping up is the ah... the gravel and the slag outta the asphalt. Ah...that stuff when it get hot (inaudible)... And ah...it's so much to be done out there, we need to send somebody out there and we walk it with ya and show you where the problems are. It's been a ongoing problem for years because ah...when..I..I..been there since 1960, we build in 1960. That section of ah...Freedom Ave wasn't developed. It was just developed to the crest of the hill to the south with the little bungalow. And there a couple a 1, 2, 3 older homes on the ah...east side but the west side (inaudible) wasn't developed. Just...just a wooded area (inaudible) and all that whole area was developed with new homes. I had a problem at the crest of the hill with a...with a water problem. Once they came out, I was there 2 years, '60, '61, '62, they came out and resurfaced. Well what they did, they raised it too high so I get water on my front lawn. When...in the winter it would freeze, snow (inaudible). So I was spending money year around one way or the other ya know, trying to keep it going. Though, they finally came out, put a small asphalt oval like curb along the (inaudible) water. But on a real downpour see on my side, on the west side, where the east side houses elevated so it runs down from driveways over there, right across my property. So what I did, I got tired of that so I went ahead and raised my lawn up..up front, you know, raised it up to slop down to the curb side. So that put a little...that gave me a break. But they, every winter the guy would come around with the snow plow because they just ran it just past my driveway. Every winter you come along with the snow plow and you plow that curb up in that section of the driveway. So they did that 3 times, I got sick a that so I ah...(inaudible) it in and had a guy come out and asphalt (inaudible) you know like the little bump type things. That's right across my driveway now. I put that in, so I been concerned about gettin' the resurface, because I'm gonna have to do somethin' with that. But I'll meet with the group here. Those are the kinda concerns we have and we was promised by the Council...the Council Representative that we would be resurfaced in '07 but understand we're not.

PRESIDENT SCHULMAN: Very good. Thank you very much Mr. Young and thank you all for ah..coming down. Is there ah...a Dave Marxmiller here? Alright. That concludes ah...the public speaks portion of the Council meeting.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: Ah, we're now under Miscellaneous Business, is there any miscellaneous business?

MEMBER ZACHARY: Mr. President.

PRESIDENT SCHULMAN: Member Zachary.

MINUTES OF THE MEETING JULY 9, 2007

MEMBER ZACHARY: I am going to take the liberty tonight to go on record, on public record to say is it any wonder why the residents of the 4th Ward feel that they are under served? For the past 3 ½ years, I've fought, I've screamed, I've pulled my hair out and I've gained a whole bunch of new gray hairs to prove it about the very issues that they are here talking about tonight. Pat, it's been more than a couple of months that you guys have been coming down. I've been working with them for 3 years to get the Pastime Inn closed. Through Affairs of Community Group for 3 ½ years to get streets paved or to even have someone say "This street deserves to be paved." I am very upset about the fact that people still have to come to Council to complain about the same things when I have passed their concerns along and it seems like they're not a priority. Ward 4 never seems to be a priority in the City of Canton for some reason. I do have great news which I will share with you in a minute. However, I would like to have a meeting, whether it's with Joe, the Chief of Staff, the Safety Director and the Mayor to help the people who are here tonight and I know that interest reins and...and it comes and goes and they're here tonight so we need to address the concerns because they're not just concerns that popped up over night. They've been coming down here for quite sometime. And they deserve the respect that every other constituent in this City gets. *(Applause)* On another note, you may recall um...ah...Ms. Betz who came down, she unfortunately, her house was broken into and her 80/90 year old mother was hit and they were robbed with quite a substantial sum of money and the guy was stuck in the house. She called and left me a message the other day and said "Kelly, praise God, they caught him." And they caught this mental giant because he robbed someone else and beat them up and happened to leave DNA at the scene and stole a guys car, so I want to commend our police department for doing a great job...ah...Ms. Beck certainly feels a lot safer as well as her mother and ah... we got one nasty guy whose gonna go away for a long time. So I thought I'd share that because I know there's a lot of complaints that come from my area but we also like to give credit where credit is due as well. Thank you. *(Applause)*

PRESIDENT SCHULMAN: Thank you Member Zachary.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Ah thank you Mr. President. Um...I have comments over the 4th of July, the fact that it was my birthday, I'm not really looking forward to any more of them because of the fact I have with me as evidence, it started in my area on the 3rd, 4th, 5th, and 6th of July with fireworks. Now I know the State, and I see someone in the audience tonight that's with the State Legislature, they say that they can sell the fireworks but they have to sign a paper that says they have to take them out of State when everybody knows that when they purchase those fireworks, when you look at all the cars, they have Ohio plates on them. And then they leave it to Ohio communities to enforce a law that is unenforceable. My son was a 911 dispatcher and as he said "Mom, it's like trying to control the weather." Because he knows what those calls are like. On the same note, I have to compliment the Mayor, I had already spoke with Chief McKimm and um...Mr. Hunt. I want to compliment them on what the officers who had to come to a, what everybody thought was a nice neighborhood because of one rental property that is a duplex. The people living on the one side were held hostage, they're an older couple by a ah...group of two-legged animals, vicious animals that had a group of other vicious animals with them. The one gentleman had the nerve as the officers were pulling up to even kneel down and light it right in front of the truck, ah...the lights of the police car. The officers were very professional. You couldn't have asked for a nicer response. But they had to put up with was absolutely disgusting. They were demeaned, they were talked down to, there was an arrest happening that ah...just because one of the people was so arrogant and wouldn't even divulge his name or give them any form of identification. So I have to compliment the Mayor and I did already speak with the Chief

MINUTES OF THE MEETING JULY 9, 2007

on that because those men really took a lot of kicks in the head and um...I have to applaud our officers for what they tolerated. And it was happening all over because then the next day, my phone, phones....my cell phone and my other phone...ah...people that tried to get to me that were in the family could not get through to me because my lines were busy from people all over the City of Canton because of these fireworks. So you if the Legislator is going to pass a law, they better put the bucks with the money. I've been down there and I know at that time we were in the minority and my party is still in the minority but with the Governor there, I would think they would have some clout. So I hope that particular Legislator will take this back to the Administration there and ask them to...if you're going to have a law look at the effect it's going to have on the local communities and like I said, I have evidence that just what I cleaned up in my area. And this is also one of these rocket things, whatever...that burnt the house in Massillon and it was very dry. I was out there with my garden hose, trying to prevent as much as I possibly could. One of the neighbors came home, asked the gentleman if he would stop until she could get her baby and her little girl in the house. He fired one right at her and that's when I went in the house and called the police because that was assault. But it was a God awful mess and it ah...I don't know what we can do but like I said to the Mayor, our officers have to be commended for what they put up with. So I do want to thank them for that and just apprise everybody of the situation. It was absolutely horrendous all over the City. So thank you very much.

PRESIDENT SCHULMAN: Thank you Member Cirelli.

MAYOR CREIGHTON: Mr. President.

PRESIDENT SCHULMAN: Mayor Creighton.

MAYOR CREIGHTON: Um..I have several things, first of all, Councilman Zachary, we'll be glad to meet with you and you can assemble your team and give us the dates and we're on. Number two, I met with the Law Department today about the fireworks because I too had calls. Um...we have some ideas um...so we're already on that. Number three, Councilman Prater, congratulations to your daughter on being on the front page of the Canton Quarterly in case you hadn't noticed that that was Terry's daughter. (*Applause*) And number four, we were all so proud when the Quarry came into the City of Canton and they've brought a great addition to Ward 4 to add to an even greater Ward but coming on board, when the Quarry opened, they called and asked um...if we had any suggestions on different organizations that they could make a donation. On their first weekend of being opened, they collected their greens fees and since I'm not a golfer, I don't know how much it is um...but they gave a portion....too much??? No...They gave a portion of each of their green fees to two organization that tonight, with your permission Mr. President I would like them to come forward...uh..the two that I'm recognizing tonight, there is a third one, but the two that they've ask me to present the checks to tonight would be Hammer and Nails of Stark County, represented tonight by Darlene Leghart (*Applause*), Chet Werren, representing Primetime Basketball (*Applause*) the third donation went to the First Tee and I'm happy to share that each organization got \$1,600.00.

(*APPLAUSE*)

PRESIDENT SCHULMAN: Any other miscellaneous remarks?

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: I'm sorry, Member Kraus.

MINUTES OF THE MEETING JULY 9, 2007

MEMBER KRAUS: I would like for um... Communication #399 to be distributed to all the Councilman, though it's in Ward 8 and to the Law Department, Mr. Labriola...um...this is something I think that we need to take a look at...um...get some kind of handle on we're not against the type but as it is we....we can't answer a lot of questions on these things when we get them, so I'd like for ah...Building, Zoning and Law Department and all the Councilmen to get a copy of this so we can get some type of handle on it.

PRESIDENT SCHULMAN: Thank you Member Kraus. Anything else? Member Kraus? Nothing else? Any other miscellaneous remarks?

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Just a brief ah thing. I wanted to thank the City of Canton, the Joyfest was held this weekend and it was a marvelous event. A lot of kids had a lot of fun, especially with the free time that they had on the carnival rides and largely because of the sponsors. So we want to thank the City of Canton for their participation. Um...although it was very, very, very hot, it was...everybody was out there and everybody enjoyed themselves. So again, thanks..ah...thanks to the City of Canton for that.

PRESIDENT SCHULMAN: I'd like to just say one thing if I might. I'd like to thank the Mayor and ah...Greg Hawk and Robb Hankins, Arts in Stark...ah...you know, I listened to your story Pete about ah...the Pastime Inn and I do have a comment about that but the dinosaur is up...um...all I know is there are people actually stopping in the street to take pictures of it. Kids were around it. It looks great, it means something to the City. I want to thank the Repository and Ed Balint ah...for their coverage. It's nice every now and then, not to paper over the ah...tragedies that occur often times in Canton, but it's...it's a pleasure every now and then to see something that is actually accomplished, people enjoy it or don't enjoy it but it creates a little stir and a buzz downtown which I think is a doing a remarkable job. Finally I think um...with regard to the Pastime Inn, I've heard this story now for about a month and a half and particularly what you folks have been going through and it seems to me that ah...one of the answers lies with State Government. There shouldn't be no reason that a liquor license revocation can be continually appealed without a place being closed up. That makes no sense to me. There are also civil areas that could be taken, I'm sorry I didn't think about that three weeks ago. But the problem is...is getting an injunction to close places is an extremely difficult thing. We're sorry, believe me, I can tell you, I live in the City of Canton, I'm sorry your going to Canton Township, I'm sorry you can't live here. Um...if we could do anything more than I think we're trying to do, we'd do it. But I just wanted you to know personally that's the way I feel. Ah...Member Casar.

MEMBER CASAR: Mr. President I move we adjourn.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: Ah...roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

MINUTES OF THE MEETING JULY 9, 2007

PRESIDENT SCHULMAN: The meeting is adjourned. (*Gavel falls*)

ADJOURNMENT TIME: 8:50 P.M.

ATTEST:

APPROVED:

CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

ALLEN SCHULMAN
PRESIDENT