

MINUTES OF THE MEETING DECEMBER 10, 2007

PRESIDENT SCHULMAN: Before we begin tonight's meeting....where's Pat Barton? Where did Pat go? Did he leave?....Pat Barton.

CLERK TIMBERLAKE: Oh, he's out in the hall...he's in the hall, sorry. Pat Barton, he's in the hall.

PRESIDENT SCHULMAN: Thank you ah...Councilmember to be ah...Barton. I was looking for you. (*Laughter*) Member to be, Barton's birthday was ah...December 7th. Congratulations and Happy Birthday, many healthy and happy ones on Pearl Harbor Day. I wonder.... (*Applause*) And saving the best ah...for last, tomorrow, Member Joe Carbenia will be 39 years old. (*Applause*)

MEMBER CARBENIA: Add another 30.

(*Laughter*)

PRESIDENT SCHULMAN: Happy Birthday Joe and many healthy and happy ones.

MEMBER CARBENIA: Thank you.

PRESIDENT SCHULMAN: And we'll celebrate it Thursday.

MEMBER CARBENIA: Thank you very much.

PRESIDENT SCHULMAN: And with that said, with a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call vote please, Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

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

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: All present, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk and in honor of ah...Member Carbenia's birthday, he will give us our invocation tonight. So if you'll all stand and please remain standing for the pledge of allegiance.

The regular meeting of Canton City Council was held on Monday, December 10, 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 Assistant Majority Leader Carbenia, followed by the Pledge of Allegiance led by President Schulman.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: We are now under Agenda corrections and changes. Members of Council, you're being asked to suspend Rule 22A to add the second reading of Ordinances 9 through and including 13, excluding

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Ordinance 10, which has been held in committee. Member Casar, the Chair will recognize that motion.

MEMBER CASAR: Mr. President. I move we suspend Rule 22A and add Ordinances 9, 11, 12, 13 to this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend ah...Rule 22A. 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, we're now under Publ.....I'm sorry, the motion carries and ah...Rule 22A is suspended.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We're now under Public Hearings. There are no public hearings this evening.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We are now under public speaks on Ordinances & Resolutions for adoption. We have no speakers signed up.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We're now under Informal Resolutions. Madame Clerk, please read Resolution #78 by title.

#78 SALUTING & COMMENDING CANTON EX NEWSBOYS' ASSOC FOR THEIR GENEROSITY & DEDICATION. - ADOPTED

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President I move we adopt Ordinance....Resolution #78.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution #78. Are there any remarks?

MEMBER KRAUS: Mr....Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: On behalf of the Canton Ex Newsboys, I want to thank the Council and the Mayor's Office. We'll be delivering both those proclamations Wednesday night at our kick-off banquet. I have tickets available

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if anybody is interested. They're \$20 a piece and ah Friday, we'll be out selling the newspapers. Please donate. Thank you.

PRESIDENT SCHULMAN: And thank you. And thank you Member Kraus for all your hard work, I know you've done ah...terrific job on that. Ah...any other remarks? If not by voice vote, all those in favor, of Resolution 78, signify by saying aye, those opposed, no.

NO REMARKS

RESOLUTION #78 ADOPTED BY UNANIMOUS VOICE VOTE

PRESIDENT SCHULMAN: Resolution 78 has been adopted. Resolution 79 please Madame Clerk.

#79 COMMENDING BETH SMITH FOR HER DEDICATION TO CANTON YOUTH CITY COUNCIL. - ADOPTED

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Resolution #79.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution 79. Are there any remarks?

MEMBER HART: Mr. President.

PRESIDENT SCHULMAN: Member Hart.

MEMBER HART: Could have that read please?

PRESIDENT SCHULMAN: You certainly can. Madame Clerk, please.

CLERK TIMBERLAKE: An Informal Resolution Respectfully Submitted by Richard Hart, Ward 7 Councilmember on this 10th day of December, 2007. WHEREAS: In June of 2006, the members of Canton City Council initiated the development and establishment of Canton Youth City Council; and WHEREAS: At that time Council asked Canton Youth City Council to advise and make recommendations to City Council regarding policies, programs, opportunities and other matters relating to the quality of life for area youth; and WHEREAS: One such member of Canton Youth City Council, Beth Smith took Council up on their offer. Beth came to Council proposing a web page to connect young citizens of Canton to Service Learning providers in the greater Canton Community; and WHEREAS: Beth Smith collaborated with Councilmembers, faculty advisors and community service organizations from the Canton community to develop a school based service learning web page to promote opportunities of civic engagement and service learning for Canton youth and; WHEREAS: Beth Smith is an exceptional student who will seize an opportunity to see where it can lead, promotes exemplary scholarship for all students to model, is an active citizen of her neighborhood ward and demonstrates fundamental aspects of citizenship. NOW THEREFORE BE IT RESOLVED: we, the members of Canton City Council do hereby go on record commending **BETH SMITH** for her dedication to Canton Youth City Council and for making a difference in the lives of the youth in her community.

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(APPLAUSE)

PRESIDENT SCHULMAN: Member Hart.

(Inaudible)

PRESIDENT SCHULMAN: Oh...you want to vote, I'm sorry. Um...it's been moved and seconded to adopt Ordinance #70...or I'm sorry, Resolution #79. Are there any remarks...any further remarks? If not, by voice vote. All those in favor, signify by saying aye. Those opposed no. Now Member Hart. Thank you.

NO REMARKS

RESOLUTION #79 ADOPTED BY UNANIMOUS VOICE VOTE

MEMBER HART: You know, we've had the opportunity to have a lot of kids come down here, students, and many times we talked about...and I always here kids talking about what they want to see happen and Beth is an example of a student who takes charge and makes things happen. She walks the walk and talks she talks the talk and again, I just want to say congratulations for a job well done. She's laid the foundation for a lot of students to come out and ah...do further service in the community. And congratulations.

(APPLAUSE)

BETH SMITH: I really want to thank the Council...um...you were all very supportive the first time I came here and you really helped me to be motivated enough to come and go through everything I've done and I really want to thank you. You've made the City great and now you're helping to make the youth great.

(APPLAUSE)

PRESIDENT SCHULMAN: Thank you and thank you Member Hart. Ah...Resolution 80 please Madame Clerk.

#80 EXTENDING SUPPORT TO THE PROPOSED ABCD HOMES V. - ADOPTED

MEMBER CASAR: Mr. President, I move we adopt Ord....Resolution #80.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution 80. Are there any remarks? If not, by voice vote, all those in favor signify by saying aye. Those opposed, no. Ah...Resolutio 80 has been adopted.

NO REMARKS

RESOLUTION #80 ADOPTED BY UNANIMOUS VOICE VOTE

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

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MEMBER CASAR: I move we suspend Rule 22A and add Resolution #81 to this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded...ah...to suspend rule 22A to add Resolution 81 to this evening's agenda. Are there any remarks? If not...ah...voice vote? Roll call? Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Ah...the motion to suspend Rule 22A to add Resolution 81 is ah...approved.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I'd like to have that Resolution read please.

PRESIDENT SCHULMAN: Yes, Madame Clerk, would you read Resolution 81 please?

CLERK TIMBERLAKE: An Informal Resolution Respectfully Submitted By Council as a Whole on this 10th day of December, 2007 for her contribution as Mayor of the City of Canton WHEREAS: Janet Creighton served the citizens of Stark County as Recorder from 1985 through 1991 and as Stark County Auditor from 1991 to 2003; and WHEREAS: In 2004 Janet Creighton was the first female elected Mayor of the City of Canton, after having fought a hard, but respectable campaign against Canton City Councilman Bill Smuckler; and WHEREAS: Mayor Janet Creighton was born and raised in Canton, Ohio and a graduate of Canton Lincoln High School; and WHEREAS: Mayor Creighton's highly supportive family consists of husband William L. Turnbow and two children, John D. Creighton and Jennifer Creighton Kling; and WHEREAS: Mayor Creighton has received many honors during her term as Mayor such as Soroptimist Community Women of Distinction, Goodwill Ambassador of the Year, Parents Anonymous Inc. Outstanding Leadership Award, Canton Negro Old-Timers Community Service Award, Westminster Community Church Hector Olivera Artistic Achievement Award, YWCA Stark County Women's Hall of Fame Inductee and the Rotary Club's Paula Harris Award; and WHEREAS: Mayor Creighton has championed many programs resurrecting downtown Canton including, but not limited to the Farmers Market, grants and low interest loans for downtown small businesses and the popular First Friday program which brings thousands of residents downtown the first Friday of every month sampling entertainment, food and the arts. NOW THEREFORE BE IT RESOLVED THAT: Canton City Council go on record recognizing **Mayor Janet Creighton's** love for the City of Canton and always cheerleading her hometown wherever she went and continues to go. And be it further resolved Canton City Council recognize Mayor Creighton's achievements during the years 2004 through 2007 and commending her for a job well done.

(APPLAUSE)

PRESIDENT SCHULMAN: Member Casar.

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MEMBER CASAR: Mr. President, it was to be a surprise but the Mayor isn't here so ah...ah, I would just...just like to say that ah...and...and I think I..I.. said it many times that this Administration...we ah...was very cooperative...ah...informed us of what was going on, meaning Council. Ah...this four years, there's peaks and valleys but I'd have to say mostly peaks. Ah...I...I...really appreciate the Administration, the Service Director, the Safety Director and all the Department Heads that we have had the opportunity to work with. And I think ah...that's why the City, in my opinion has moved forward. I think ah...she did a good job and ah..you know, things ah...come to an end and hopefully ah...her future will be bright and with ah...health and ah...have a good ah....retirement if that's what she chooses, I know that ah....we agreed on almost everything in this Council. Ah...we..we had ironed some things out, I think the only thing she didn't agree with was my position of water but then that's another matter but ah...I...I just want to say ah...publicly that ah...The Creighton Administration has been nothing but professional in the four years that I've had a pleasure to work with...with this Administration and I wish them all ah...Godspeed.

PRESIDENT SCHULMAN: Thank you Leader Casar. Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. I just wanted to state that ah...it's been a delight working with Mayor Creighton. She will be infamous for several things. One being the first woman Mayor of the City of Canton. Nobody can take that away from her no matter what. And secondly, it took a woman and this Council to put the City in the black and I respect that highly. Ah...and generally behind every good man, which are mostly in offices, is a woman, behind this one was a good woman and of course her husband. But ah...none the less, she was her own woman and we can't take that away from that either. Thank you sir.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Member Smuckler.

MEMBER SMUCKLER: I came back ah...two years ago and there's always the um...worry of what things are going to be like. I think some people expected me to throw bombs and grenades and whatever else I could find. But I do have to tell you that um...from the long walk I made election night to the walk that I make here tonight that I have the most respect and admiration that she did for this City. Um...I think in Council Committee Meetings, it was said best by Mr. Cooper that she's always championing this City wherever you go and she's very proud of her hometown and I wish her the best of luck in all her future endeavors also.

PRESIDENT SCHULMAN: Thank you Member Smuckler.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes Member Dougherty.

MEMBER DOUGHERTY: Yeah, I want to thank the Mayor too, she always supported um....projects in my ward 100% and I'll never forget that. Thank you.

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: I'd like to thank the Mayor but I...I would really like to thank Joe because he's here tonight.

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We have really...this is my first...end of my first term and I'm lucky enough to come back and Joe had a monthly meeting every month with all the Councilman that wanted to come and we went over projects and I hope that that continues because, not only have we moved the City forward in two years or four years but we've done things that should have been done in Ward 8 and every other Ward and I hope that continues because we...we really did do some good drainage and street issues. Thank you.

PRESIDENT SCHULMAN: Thank you Member Kraus. Any other remarks?

MEMBER CARBENIA: Mr. President.

PRESIDENT SCHULMAN: Member Carbenia.

MEMBER CARBENIA: I would also like to say uh...I met with the Mayor when she first come into office and told her that I would support her as long as she would do things for this City and not for herself. And she did do quite a bit for this City. She and...I other thing, she made her cabinet very reachable to all Council people and they treated us pretty well. And I know why Dave says he was ah...happy supported....he got everything he wanted. (*Laughter*) But anyway uh....she did ah...she did a great job ah...Iah...I know that in her heart she'll always remember that she was the Mayor of this fair City and she did a good job. Thank you.

PRESIDENT SCHULMAN: Thank you Member Carbenia. Member Hawk.

MEMBER HAWK: Mr. President, I've had the good fortune of knowing Mayor Creighton since we were 15 or 16 years old, along with Mr. Conde down there, so, we've all been together quite a good number of years. She's always been a person of extreme drive with very good character and she's always been very pro-Canton. I thank her for the time she served as our Mayor.

PRESIDENT SCHULMAN: Thank you Member Hawk. Any other remarks? Director Concatto.

SERVICE DIRECTOR CONCATTO: Mr. President. I...I won't speak for the Mayor and ah...why she's not here. Sometimes it's ah....harder to take accolades or compliments than you think. And I think this is a difficult time and...and um...again, I won't speak for her. But ah...it's hard ah...it's hard for that to happen. It's hard for me..ah...and if you promise you won't say one more thing next week, I'll come back. (*Laughter*) But...if...but we really...I really appreciate everything that you have all done here and I'll say this now so we don't have to say it next week because I need to come back next week. But um...we always felt that your constituents were ours, so you're complaints were our complaints. And I think that the Mayor felt that same way and she answered them the same way. Um...she did a great job these last four years. Her cabinet is very proud of her and what she's accomplished these last four years. We're just happy to be a part of it. And I can tell you that you will be well served by this new Administration if they involve you as much as Janet has involved you in the last four years. We have never come down here, that I know of that we hit the front page. There was no controversy because we settled that controversy before we came down here. And if there is a controversy it's one that we both joined in, like the pool (*laughter*)...that's one we both joined in. But ah...ah...again, it's hard to sit here, I mean we don't want to sit here and....and...ah...we appreciate all your positive comments. I mean we're used to sitting here and getting a lot of negative comments from that thing over there (*pointing to the podium*) ah...so hearing the positive things is a great thing but it...it's somewhat um...it's tough on us too so again, thank you all...ah...promise, no comments next week and I'll come back.

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PRESIDENT SCHULMAN: Any other remarks?

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Prater.

MEMBER PRATER: I guess that means I have to speak this week then. (*Laughter*) I'd like to extend a personal thank you to ah...all the cabinet members...ah...they were always there when I needed them. They always returned my calls. They helped me solve many problems and I'd like to extend ah....my best wishes to them and a personal thank you to Mayor Creighton, ah...she's been a friend and she helped me solve a lot of problems and I wish her the best of luck.

PRESIDENT SCHULMAN: Thank you Member Prater. Any other remarks? Member West.

MEMBER WEST: I will have remarks next week....um...too sick to talk tonight, so.

PRESIDENT SCHULMAN: Well we hope you feel better. I think we passed that ah...Resolution...

CLERK TIMBERLAKE: Yep.

PRESIDENT SCHULMAN: I can't remember now. All those in favor, say aye. Those opposed, no. Ah...Resolution 81 is adopted with our deep thanks.

NO REMARKS

RESOLUTION #81 ADOPTED BY UNANIMOUS VOICE VOTE

COMMUNICATIONS

PRESIDENT SCHULMAN: Now we are 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 DECEMBER 10, 2007.

611. AUDITOR MALLONN (CITY): SUBMIT MO. RPT. BY FUND THRU 11/30/07. - RECEIVED & FILED
612. AUDITOR MALLONN (CITY): SUBMIT YRLY. RPT. BY FUND THRU 11/30/07. - RECEIVED & FILED
613. CARBENIA, J., WARD 9 COUNCILMBR: REQ TO AMEND CODIFIED O#1313.06, SEC (a), (c) & (g) & #1315.09 SEC (a), (d) & (h) TO PERMIT THE CANTON CONSTRUCTION BD TO ADMINISTER JOURNEYMAN ELECTRICIAN & JOURNEYMAN PLUMBERS TESTING. - JUDICIARY COMMITTEE
614. HART, R., WARD 7 COUNCILMBR: REQ RESEARCH FOR CITY TO HAVE ACCESS TO INTERPRETER OR SOMEONE ON CALL TO ASST POLICE DEPT IN PROCESS OF INFORMING NON ENGLISH SPEAKING RESIDENTS OF THEIR RIGHTS. - PERSONNEL COMMITTEE

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615. LIQUOR CONTROL DIVISION (OHIO): ADVISING THAT ALL PERMITS TO SELL ALCOHOLIC BEVERAGES WILL EXPIRE ON 2/1/08. - RECEIVED & FILED
616. MAYOR CREIGHTON: REQ TO RE-APPT MR. ROD MEADOWS TO ARCHITECTURAL REVIEW BD. EFF. 1/01/08 - 12/31/11. - PERSONNEL COMMITTEE
617. MAYOR CREIGHTON: REQ TO RE-APPT MS. SUE ROSS TO BD OF ZONING APPEALS, EFF. 1/01/08 - 12/31/10. - PERSONNEL COMMITTEE
618. TREASURER, SCHIRACK: NOV 2007 DEPOSITS & PAY INS FOR AMBULANCE LOCK BOX ACT. - RECEIVED & FILED
619. TREASURER, SCHIRACK: NOV 2007 PARKING METER REVENUE. - RECEIVED & FILED
620. TREASURER, SCHIRACK: 10/31/07 COMPARATIVE RPT OF CASH RECEIPTS. - RECEIVED & FILED
621. TREASURER, SCHIRACK: 11/30/07 COMPARATIVE RPT OF CASH RECEIPTS. - 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 Ordinances by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #8 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS.

- #1 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO FILE AN APPLICATION FOR AND ACCEPT A GRANT FROM WALMART FOR IDENTIFICATION KITS FOR THE IDENTIKID PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #2 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED ENTERPRISE ZONE AGREEMENT WITH HYDRODEC NORTH AMERICA, INC.; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee
- #3 (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO. 17/89, AS AMENDED, AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED CONTRACT WITH THE CANTON COMMUNITY IMPROVEMENT CORPORATION TO ADMINISTER ADDITIONAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$500,000.00; AND DECLARING THE SAME TO BE AN EMERGENCY

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- #4 (1ST RDG) AN ORDINANCE AMENDING SECTIONS 947.19 AND 975.081 OF PART NINE - STREETS, UTILITIES AND PUBLIC SERVICES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON

Referred to Environmental & Public Utilities & Judiciary Committees

- #5 (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO. 241/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS, APPROPRIATION TRANSFERS AND INTERFUND TRANSFERS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

- #6 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE AGREEMENT WITH HUNTINGTON BANK FOR THE LEASE OF PARKING SPACES IN THE CORNERSTONE PARKING DECK; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

- #7 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH THE LAW FIRM OF SQUIRE, SANDERS & DEMPSEY, LLP TO ASSIST THE CITY OF CANTON IN PARTICIPATION IN THE OHIO EPA'S DEVELOPMENT OF THE TMDL FOR NIMISHILLEN CREEK WATERSHED; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

- #8 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT A GRANT FROM ASHLAND, INC.; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR SAID WATER MAIN EXTENSION; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SCHULMAN: So Councilmembers, I've been in trial all day and I am as goofy as they get. Um...we're now under Ordinances for their second reading. Madame Clerk will you please read Ordinance 9 through #13 by title excluding ah...Ordinance 10.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #9 THROUGH AND INCLUDING #13 BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

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MEMBER CASAR: I'd like to request ah...Ordinances 9, 11, 12 and 13, I'd like to ask the Council, if they wouldn't mind ah...suspending the for these ah...three....four Ordinances, that would be ah...less we'd have to do next week because we're gonna have ah....eight of them. Is there any ah...objections to the Councilmembers to suspend the rules and vote on Ordinances 9, 11, 12 and 13? If not, I'll ask to suspend the rule on Ordinance #9.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the rules.

MEMBER CASAR: Statutory Rule.

PRESIDENT SCHULMAN: Pardon me?

MEMBER CASAR: Move the Statutory Rule be suspended on Ordinance #9.

PRESIDENT SCHULMAN: Moved and seconded to suspend the Statutory Rule for Ordinances 9, 11, 12 and 13.

MEMBER CASAR: Mr. President, I don't think you can do them all together, you have to do them individually.

PRESIDENT SCHULMAN: Oh, I'm sorry. Thank you. Ah...it's been moved and seconded to suspend the Statutory Rules for Ordinance #9. Madame Clerk...any discussion? 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.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #9.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #9. 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: Ordinance #9 is adopted. Ordinance #11, it's been moved and seconded to suspend the Statutory Rules on Ordinance #11. Any remarks?

MEMBER CASAR: Mr. President I move we suspend the Statutory Rules on Ordinance #11.

MEMBER CARBENIA: Seconded.

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PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance 11. Any remarks? Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Motion carries. Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #11. Are there any remarks under this Ordinance? If not, Madame Clerk, roll call vote please.

MEMBER DOUGHERTY: Mr. President. Mr. President, point of order.

PRESIDENT SCHULMAN: Yes, Member Dougherty.

MEMBER DOUGHERTY: Are we going to read these or not?

PRESIDENT SCHULMAN: That's what we were just talking about. Thank you.

#11 (2ND RDG) **ADOPTED AS ORDINANCE #228/2007** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO JOB CREATION TAX INCENTIVE AND NET PROFITS INCENTIVE AGREEMENTS WITH COOPER FIREARMS OF MONTANA, INC. PURSUANT TO THE CITY'S ECONOMIC GROWTH INITIATIVE PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Are there any remarks or do we do this again?

MEMBER CASAR: I guess we do it again.

PRESIDENT SCHULMAN: Alright. Member Casar.

MEMBER CASAR: I move the Statutory Rules be suspended on Ordinance #11 and I think we have to do it for 9 too because we didn't do it on 9 either.

MEMBER CARBENIA: Seconded on #11.

PRESIDENT SCHULMAN: Let's do this, let's do this, let's go back to 9....we've read...alright, let's just stick with 11. Um...it's been moved and seconded to suspend the Statutory Rules for Ordinance 11. Are there any remarks? Uh...Madame Clerk, roll call vote please.

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NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: The motion carries. Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #11. Are there any remarks? If not Madame Clerk....

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Cirelli.

MEMBER CIRELLI: Thank you, and I don't know who to direct this to but maybe one of the gentlemen that's sitting there. Ah..what I heard in Committee Meetings was there were going to be 45 new jobs brought with this ah..company. So, to me that's new jobs not transfers, am I correct in that?

SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Director Concatto.

SERVICE DIRECTOR CONCATTO: It's a new company, yes, it's new jobs, new company.

MEMBER CIRELLI: Thank you very much. Thank you Mr. President.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Member Carbenia.

MEMBER CARBENIA: Yes..ah... Mr. President, that company is coming from Montana, that's why it's a firearms company and their bringing all the jobs and doing all the repairs right here.

SERVICE DIRECTOR CONCATTO: They're coming for the weather.

PRESIDENT SCHULMAN: Are there any other remarks? If not, Madame Clerk, roll call vote please.

MEMBER WEST: Oh... Mr. President, just real quick.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: I think it also is important to let everyone know these are riffles, not semi-automatic, not the rifles that we see everyday on the streets. Because I know tomorrow people will be asking "Well, what are you doing bringing fac.....manufacturing company here." This is for rifles. Um...does anybody have any information on that? Joe, can you just clarify that real quick for me?

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SERVICE DIRECTOR CONCATTO: Right now their production...Mr. President.

PRESIDENT SCHULMAN: Director.

SERVICE DIRECTOR CONCATTO: Right now their production is ah...I believe their single...single shot, high end types of ah...rifles. They're not uh....

PRESIDENT SCHULMAN: Okay.

MEMBER HART: Mr. President.

PRESIDENT SCHULMAN: Member Hart.

MEMBER HART: Just...just...I guess just a point to make um...you know, as a member of the N.R.A.....um...I just want to state, whatever kind of weapon you have, whether it's a rifle or a automatic, assault riffle, it's...it's in the hands of the...the person that makes it dangerous. One shot is just as dangerous and lethal as ah...a clip with 30 or 40 in it.

PRESIDENT SCHULMAN: Okay, thank you Member Hart. Any other remarks? Madame Clerk, roll call vote please on Ordinance 11.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Ordinance #11 is adopted. Ah...Madame Clerk, would you please read Ordinance #9.

#11 ADOPTED AS ORDINANCE #228/2007

#9 (2ND RDG) **ADOPTED AS ORDINANCE #227/2007** AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; 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 #9.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance #9. 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.

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PRESIDENT SCHULMAN: Ordinance #9 is adopted. Ordinance #12 please Madame Clerk.

#9 ADOPTED AS ORDINANCE #227/2007

#12 (2ND RDG) **ADOPTED AS ORDINANCE #229/2007** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #12.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules 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: Motion carries. Member Casar.

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: Thank you Madame Clerk, Ordinance #12 is adopted. Ordinance #13 please.

#12 ADOPTED AS ORDINANCE #229/2007

#13 (2ND RDG) **ADOPTED AS ORDINANCE #230/2007** AN ORDINANCE AMENDING SECTIONS 921.01, PURPOSE, AND 921.02, ELIGIBILITY, OF CHAPTER NINE, STREETS, UTILITIES & PUBLIC SERVICES, OF THE CODIFIED ORDINANCES

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move the Statutory Rules be suspended on Ordinance #13.

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MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance #13. 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.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #13. 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: Ordinance #13 is now adopted.

#13 ADOPTED AS ORDINANCE #230/2007

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: And we are now under Ordinances for their third reading and final reading. Madame Clerk would you please read Ordinance 20 by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #14 THROUGH #24 FOR THEIR THIRD AND FINAL READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

#14 (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE #231/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AMENDED PRESCRIPTION BENEFIT SERVICES AGREEMENT WITH CAREMARK LLC FKA CAREMARK INC. THROUGH THE EMPLOYERS HEALTH PURCHASING CORP OF OHIO, INC FOR ADMINISTRATION OF THE PRESCRIPTION DRUG PROGRAM FOR CITY EMPLOYEES AND THEIR DEPENDENTS; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

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PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #14. Are there any remarks? Member Casar.

MEMBER CASAR: Mr. President, I move we amend Ordinance #14 per the copy ah...per the copy that all ah...councilpersons have in front of them and...and Law Director Martuccio explained to us in ah...Caucus this evening.

MEMBER CARBENIA: Seconded.

AMENDMENT: Pursuant to Rule 36, I move to amend Item No. 14 by the insertion of a new Section 2 to read as follows:

Section 2. The attached Benefit Change Approval, incorporated as Exhibit A, which no longer requires plan members to use mail order effective February 1, 2008, shall be effective for the duration of the City of Canton's Plan Design Document and Prescription Benefit Services Agreement authorized by this ordinance.

Sections 2 and 3 shall be renumbered to Sections 3 and 4.

PRESIDENT SCHULMAN: It's been moved and seconded to amend the Ordinance ah...14 per the copy of each....ah...before each of you. Are there any remarks? If not by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT ADOPTED BY UNANIMOUS VOICE VOTE

PRESIDENT SCHULMAN: The motion carries. Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #14 as amended.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #14 as amended. 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: Ordinance #14 is adopted. Ordinance #15 please.

#14 ADOPTED AS AMENDED AS ORDINANCE #231/2007

#15 (3RD RDG) **ADOPTED AS ORDINANCE #232/2007** AN ORDINANCE AMENDING SECTION 1 (P) OF ORDINANCE NO. 177/2006; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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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? 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.

#15 ADOPTED AS ORDINANCE #232/2007

#16 (3RD RDG) **ADOPTED AS ORDINANCE #233/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH THE STARK COUNTY PUBLIC DEFENDER'S COMMISSION FOR THE PROVISION OF LEGAL SERVICES TO INDIGENTS; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #16. 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: Ordinance #16 is adopted. Ordinance #17 please.

#16 ADOPTED AS ORDINANCE #233/2007

#17 (3RD RDG) **ADOPTED AS ORDINANCE #234/2007** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOTS 250, 251, 252 AND A PORTION OF MCKINLEY AVENUE N.W.; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

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

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NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

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

#17 ADOPTED AS ORDINANCE #234/2007

#18 (3RD RDG) **ADOPTED AS ORDINANCE #235/2007** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF ALL OF LOTS 5250 AND 5251 AND A 10 FOOT WIDE ALLEY; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #18. 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: Ordinance #18 is adopted. Ordinance #19 please.

#18 ADOPTED AS ORDINANCE #235/2007

#19 (3RD RDG) **ADOPTED AS ORDINANCE #236/2007** AN ORDINANCE AMENDING SECTIONS 1513.01 AND 1513.02 OF CHAPTER 1513, RECREATIONAL FIRES, OF THE CANTON CODIFIED ORDINANCES

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 to adopt Ordinance #19. 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: Ordinance #19 is adopted. Ordinance...Ordinance #20 please.

#19 ADOPTED AS ORDINANCE #236/2007

#20 (3RD RDG) **ADOPTED AS ORDINANCE #237/2007** AN ORDINANCE AUTHORIZING THE

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DIRECTOR OF PUBLIC SERVICE TO FILE AN APPLICATION FOR AND ACCEPT A GRANT FROM THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE SAFE ROUTES TO SCHOOL PROGRAM AND TO ENTER INTO COOPERATIVE AGREEMENTS WITH ODOT AND AKRON METRO RAILROAD FOR THE CONSTRUCTION OF RESULTING PROJECTS; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, 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: Ordinance #20 is adopted. Ordinance #21 please Madame Clerk.

#20 ADOPTED AS ORDINANCE #237/2007

#21 (3RD RDG) **ADOPTED AS ORDINANCE #238/2007** AN ORDINANCE AMENDING 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 #21.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to 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: Ordinance #21 is adopted. Ordinance #22 please.

#21 ADOPTED AS ORDINANCE #238/2007

#22 (3RD RDG) **ADOPTED AS ORDINANCE #239/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION; AND DECLARING THE SAME TO BE AN EMERGENCY

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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 to 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: Ordinance #22 is adopted. Ordinance #23 please.

#22 ADOPTED AS ORDINANCE #239/2007

#23 (3RD RDG) **ADOPTED AS ORDINANCE #240/2007** AN ORDINANCE AUTHORIZING AND CONSENTING TO THE CONSTRUCTION AND SYSTEM INTEGRATION OF A FREEWAY MANAGEMENT SYSTEM ON INTERSTATE ROUTE 77; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #23. 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 is adopted. Ordinance #24.

#23 ADOPTED AS ORDINANCE #240/2007

#24 (3RD RDG) **ADOPTED AS ORDINANCE #241/2007** AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$4,603.42 TO COUNTYWIDE LANDFILL; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

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PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #24. 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 #24 is adopted.

#24 ADOPTED AS ORDINANCE #241/2007

ANNOUNCEMENT OF COMMITTEE MEETINGS

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

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Ah...Member West.

MEMBER WEST: Judiciary will meet on December 17, 2007 at 6:00 P.M.

PRESIDENT SCHULMAN: Thank you.

MEMBER CARBENIA: Mr. President.

PRESIDENT SCHULMAN: Member Carbenia.

MEMBER CARBENIA: Community & Economic Development will meet at 6:00 P.M. on ah.. December 17th.

PRESIDENT SCHULMAN: Thank you. Member Hawk.

MEMBER HAWK: Mr. President, Finance Committee will meet December 17th at 6:00 P.M.

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Personnel Committee will meet same day at 6:00.

MEMBER GRIFFIN: Mr. President.

PRESIDENT SCHULMAN: Member Griffin.

MEMBER GRIFFIN: Environmental & Public Utilities will meet on December 17th at 6:00 P.M.

PRESIDENT SCHULMAN: Thank you.

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT SCHULMAN: We're now under Public Speaks, open forum. We have one speaker signed up to speak this evening. Our first speaker is Mr. Dick Deitrick. Mr. Deitrick, good evening sir. If you would step forward and give us your name and your address please and...

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DICK DEITRICK: Is this working?

PRESIDENT SCHULMAN: It is....and

DICK DEITRICK: Yeah, my name is Richard Deitrick, I live at 144 Park and...

PRESIDENT SCHULMAN: Good evening.

DICK DEITRICK: Ah...good evening sir.

PRESIDENT SCHULMAN: And you have 3 minutes ah...sir.

DICK DEITRICK: 3 minutes, okay.

PRESIDENT SCHULMAN: Right, thank you.

DICK DEITRICK: I just wanted to complain about something but it's....I came here months ago when this happened and I couldn't get here on time to...so I didn't....Now that I'm...Now that it's all over with, I'm not mad anymore so.....I don't know why I'm here. (*Laughter*)

PRESIDENT SCHULMAN: Well, we like to hear that.

DICK DEITRICK: Okay, well what happened was ah...I love Canton. I've lived here my whole life and a couple years I went in the....joined the Marines and...and I came right back and....they had a thing at the radio station ah...in Cleveland, they said...in Canton...they said "What's your favorite thing about Cleveland" and people say "The Rock and Roll Hall of Fame" "The Gund Arena"...my favorite thing about Cleveland is the sign that says 77 South. Get me...get me out of there. (*Laughter*) I love this town, I really love this town. Anyway, my story is so stupid I can't believe I'm telling it. (*Laughter*) But ah...I was ah...I had a V.A. Clinic appointment up in Cleveland, I use the V.A. for healthcare now a days. And ah... I had to be there in Cleveland and I was running late and I was in the middle, I was right passed Grant Street on 77 and I was going pretty fast and the cops stopped me in Cleveland and I hate Cleveland. (*Laughter*) And ah...anyway he...he said ah...I had Vietnam Veteran plates on my car and he said "Are you a Vietnam Veteran?" I said "Yeah." He said "No, were you really in Vietnam?" He said "Some guys have them plates and they weren't really..." I said "I was in the jungle for 13 months." I said "I was on the DMZ." So he said "You know what, I don't give tickets to Vietnam Veterans." I thought, wow that's really nice. "Thank you very much." I shook hands with him and I went to my appointment and come back home to my beloved Canton and my car is not in front of my house. I'm the only one in my neighborhood that..that works. I'm the only one in my neighborhood that's not on crack. (*Laughter*) And ah...the crack people couldn't wait to come over and tell me that "The police towed your car, Deit." And I said "What they tow my car for?" They said "Your plates are expired." I was just really mad about that. I said "Yeah, I am ah...John Dillinger of the neighborhood now and I broke the law by letting my plates be expired." And they towed my car. It cost me a fortune...ah..a hundred and some bucks to get it out of the thing...I was really mad and now that it's....we got a new Mayor and all this other stuff and you guys are having this love fest tonight, I feel really bad that I'm even here. (*Laughter*) So thank you very much.

(*APPLAUSE*)

PRESIDENT SCHULMAN: Good job. Well happy holidays sir. (*Laughter*) And a healthy and happy new year. And that concludes our public speaks session. With one more meeting left in 2007. Thank you Mr. Deitrick.

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PRESIDENT SCHULMAN: Ah....we're now under Miscellaneous Business.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. Um...this is a comment to um...to Mr. Martuccio, the Law Director. I had spoke with um...Commissioner Tom Harmon on the issue of our Ordinance 14 that we had tonight that had been postponed so many times for the um....uh...trying to get the people, our employees being permitted to get locally their drugs and not have to sending them away. And the County, as being a former Commissioner, I know they have that same thing that we have had and he said if you would please contact him, he would be interested in possibly looking at that and maybe have that happen that for the County employees as well. Thus helping the local Pharmacists and keeping more business here in...in our local areas. Thank you very much.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: Thank you Mr. President. Thank you Member Cirelli, I have made a note to contact him. Um...as many of you are aware, this coalition that we're a part of , also includes the County as you pointed out and the City Schools and some large corporations. That amount of covered people allows for quantity and discounts um....along with the major bids that come through it. Um...when I believe Mr. Concatto had that meeting last week with the representatives of the local Pharmacists and the other folks involved in the contracting procedure, it was pointed out that um...our locals should be contacting the other entities as well about making these kinds of suggested changes. So I'll pass that along to Commissioner Harmon as well. Thank you.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Thank you Law Director. Any other comments?

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member West, I thought you had a cold tonight.

MEMBER WEST: I do but I gotta do this because ah....Beth, I think Beth Smith is here tonight and I commend her. I wanted to say that earlier but it was pretty rushed. But Beth is a...a prime example of young adults that we gotta get involved with Youth City Council as well as all of the young programs that we have in the City of Canton. Um...and I want to commend Hart for recognizing her because far too often, young adults do positive things and we do not recognize them. Um...I also want to say um...Mike Freeland, who is in the house tonight, from Canton City Schools ah...is starting Youth City Council back up here and they're starting meetings this week so if you know energetic young people, please have them see Mike Freeland at The Canton City Schools. Um...the second thing I wanted to say is each one of you guys got...or the third thing....each one of you guys got a ah....notice in your mailbox in reference to the Grant Administrator. Please review that and back comments to me. The fourth thing, earlier this year, I know I wasn't supposed to speak but earlier this year, the sign Ordinance changes, I didn't receive anything from any Councilmembers but if you could get that to me, if there's any things that you would like to see in that sign Ordinance, let me know right away because I have to send this back to the Planning Commission. Thank you.

PRESIDENT SCHULMAN: I'd like to follow up on ah....what Member West said about Beth Smith...I'm sorry, are you done Member West? Um...and that is behind every ah...great young woman is a great family and I'd like to commend Mr. and Mrs. Smith tonight, you have a great daughter, I'm sure you have a great family, you should

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be very proud and we're very proud of you. Thank you.

(APPLAUSE)

PRESIDENT SCHULMAN: And you can step up and you can present a story like Mr. Deitrick if you'd like. *(Laughter)* Just kidding. Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adjourn. Roll call vote please Madame Clerk.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Meeting is adjourned. Thank you. *(GAVEL FALLS)*

ADJOURNMENT TIME: 8:28 P.M.

ATTEST:

APPROVED:

CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

ALLEN SCHULMAN
PRESIDENT