

**MINUTES OF THE MEETING DECEMBER 17, 2007**

PRESIDENT SCHULMAN: With a quorum being present, the Chair calls this meeting, the last meeting of 2007 Canton City Council to order. Roll call vote please, Madame Clerk.

*ROLL CALL TAKEN BY CLERK TIMBERLAKE:*

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

NO REMARKS      ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven present, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, it's my understanding that ah...Member Smuckler will be here. We will have the ah...invocation tonight given by Councilmember Mary Cirelli. If you'll please remain standing for the pledge of allegiance.

*The regular meeting of Canton City Council was held on Monday, December 17, 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 Mary Cirelli, 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 going to be asked to suspend Rule 22A to add the second reading of Ordinances 3 through and including 9; Ordinance #10 has been Retained in Committee. Member Casar, the Chair will recognize that motion.

MEMBER CASAR: Mr. President. Mr. President.

PRESIDENT SCHULMAN: Yes, Member Casar.

MEMBER CASAR: I move we suspend Rule 22A and add Ordinances 3 through and including #9 to this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to add the Ordinances ah...to your agenda. Are there any remarks?... If not, Madame Clerk, roll call vote please.

NO REMARKS      ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven 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**

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PRESIDENT SCHULMAN: We are now under public Ordinances (*President Schulman meant Public Hearings*). There are no....there are no public Ordinances this evening.

**PUBLIC SPEAKS**

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

**INFORMAL RESOLUTIONS**

PRESIDENT SCHULMAN: We're now under Informal Resolutions. Ah...Madame Clerk, please read Resolution 82 by title.

#82 COMMENDING RICHARD HART: FOR HIS YEARS OF SERVICE AS CANTON CITY COUNCILMAN. - ADOPTED

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Resolution #82.

MEMBER CARBENIA: Seconded, I guess.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #82. Are there any remarks? Member Casar.

MEMBER CASAR: Mr. President, ah...I would just like to present this to Member Hart and before I do so, I would like to thank him for his 12 years of service to the City of Canton. He's ah...been ah...I've had the opportunity to serve with him for quite a few years. Member Hart has been always ah...there for his constituency. He...ah...has been very involved as we all know on his Recycling. He is...he is now recycling is around the corner. I feel bad that perhaps he won't be here to ah...continue that but I think the new member of Council, Member Barton, will ah...take up the torch and....and...and continue to do the job that Member Hart started. And I want to thank him ah...for all his years and especially ah...his ah...his attitude...ah...he had to take a lot as be hell of us Democrats in here. But he took it and he ah...he was very gracious and ah...I just want to thank him for all his years and I'm sure I thank him for his citizens in the 7<sup>th</sup> Ward also. Thank you Member Hart.

*(APPLAUSE)*

PRESIDENT SCHULMAN: Are there any other remarks? Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. Uh...Member Hart, you and I first served when ever your hair was a different color.

MEMBER HART: My hair or yours?

*(LAUGHTER)*

MEMBER CIRELLI: Good one. Member Smuckler said I deserved that.

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MEMBER HART: And Bill had more hair.

*(LAUGHTER)*

MEMBER CIRELLI: Whoa...I opened a can of worms there.

MEMBER CASAR: I thought the writers were on strike.

*(LAUGHTER)*

MEMBER CIRELLI: As Recycle Councilmember, myself, I can actually say, Richard, it's been a pleasure serving in the City Council with you on and off over the years and I'll always remember you as a spearhead for the Recycling that will be a new venture that Canton will really need and you'll have left a big footprint there sir. We thank you very much because of your progressive thinking that that will occur and generations to come will always remember you for that. So thank you very much and you're a fine person, even though we shoot back and forth comments, it's all in jest. Thank you Mr. President.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Member Hawk.

MEMBER HAWK: Member Hart, thank you for your service. We will always remember you in the City of Canton for your dedication to the educational system as well as your service to the public. And I especially appreciate the math lessons. Thank you.

PRESIDENT SCHULMAN: Thank you Member Hawk. Member West.

MEMBER WEST: Mr. President. Member Hart, as an advocate um....for children, you know I'm definitely going to miss you over there...um...as an ally. But also I want to say, you know, coming on to Council, I really couldn't tell if you was a Republican or a Democrat...ah...cause the reality is, when it comes down to serving the community, you didn't care. So...I...I definitely want to thank you for....you know, some of your guidance, some of your wisdom and knowledge and ..um...you'll be missed but at the same time, I'm certain you won't stop and we can ah...meet at breakfast on Fulton Road anytime, alright?

PRESIDENT SCHULMAN: Thank you Member West.

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Yes, I'd like to ah..take a minute to ah...tell a little known story about Member Hart, especially to the Members on the other side of the ah...Chamber here. Every week when I would come in and sit down...ah... Richard Hart would mumble something like "Terry, why don't you say this...." He would try his darndest to get me in trouble. *(Laughter)* Now fortunately, I never fell for it, but it wasn't for lack of effort on his part, so I would just like to say to Member Hart and his family, Have a Happy Holiday, I wish you health and good luck and happiness in all that you do.

PRESIDENT SCHULMAN: Thank you Member Prater. Member Dougherty.

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MEMBER DOUGHERTY: Yeah, Member Hart, I really had a hard time here for the last 12 years, it was my job to keep you in line and make sure that you wouldn't talk so long in Miscellaneous Business. I failed several times but ah...I sure tried. But um...I'm going to miss you. I...I ah...respect you dearly.

PRESIDENT SCHULMAN: Thank you Member Dougherty. Mr. Kraus.

MEMBER KRAUS: Thank you Mr. President. On a serious note Richard, I...it's been a pleasure serving with you these 2 years. I sat in the audience many years as Union President and as an observer and you always were very professional um....to your wife Teresa who I've known, a very lovely lady and your family is very nice. On a lighter note, every week you switch chairs and I always got the one that hit the floor and also 2 years ago when I took this office over here next to you, you became the Minority Leader. Now your leaving us, we got no Minority Leader. Thank you, it's been a pleasure.

PRESIDENT SCHULMAN: Thank you Member Kraus. Member Griffin.....

MEMBER ZACHARY: Mr. President.

PRESIDENT SCHULMAN: I'm sorry, Member Griffin.

MEMBER GRIFFIN: Richard, it's been a pleasure being with you. Goodluck.

PRESIDENT SCHULMAN: Thanks Member Griffin. Member Zachary.

MEMBER ZACHARY: Richard Hart, I just want to echo something that Tom said, and I think your...your last name, they said whatever someone is named generally speaks for their character and you have the biggest heart of anyone I've ever met. And I want to say that I do appreciate ah...4 years ago, you coming to me and being one of the few people who kind of gave me some guidance and it was helpful to me and I appreciate it. I'm going to miss you next year but ah...I have a feeling I'm going to see you around. So best of luck to all you do. But your wife gets her husband back and ah...that's a blessing. It...it truly is so, enjoy.

PRESIDENT SCHULMAN: Thank you Member Zachary. Member Smuckler.

MEMBER SMUCKLER: I'm saving the best for later and, yes ladies, I did write it. Um....when I did have hair back in, what was that Richard? 1980...no, it was after that, '86, '87. Richard ran against me for Ward Councilman, and um...I'll never forget election....the night before election, as all candidates are crazed out of their mind and it was pouring buckets that night and Richard and I were standing at the polling place pounding signs and it was pouring all over us. And he looked up at the sky and he says "Well Smuckler, it looks like a Republican day tomorrow." I won, he lost. *(Laughter)* But the thing that I did learn, I always said that ah...even though this isn't a swan song for you David, that Dave Dougherty is the best Ward Councilman down here, that Richard, based on your occupation and based on what I've always seen out of you, you are the most caring individual down here. And I consider you my friend and I will always appreciate everything you've done for the this community and I'm sure the Community will too. Thank you Richard.

*(APPLAUSE)*

PRESIDENT SCHULMAN: Thank you Member Smuckler. Member Carbenia.

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MEMBER CARBENIA: Yes, ah...Mr. Hart, I too enjoyed your company. I've had breakfast with and your wife a few times on Fulton Road. And you always struck me as a person that was up front and for the City. I know that this was a hard thing for you to take but I know that you have the heart to do it and to continue on and keep teaching in our schools and taking care of our students and making them to grow up and be good people. God Bless you and have ah....good retirement.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Member Dougherty.

MEMBER DOUGHERTY: And I think we've said a lot tonight but one thing Richard does too is volunteer his time and um....a variety of different organizations and that's very commendable. And yes, you will continue to volunteer at The Feed the Needy, so.....

*(LAUGHTER)*

PRESIDENT SCHULMAN: I would ask that ah...our Clerk read the...

MEMBER CASAR: Mr. President,

PRESIDENT SCHULMAN: Resolution.

MEMBER CASAR: Yeah, that was ah....I was just gonna.....Thank you.

PRESIDENT SCHULMAN: Thank you.

CLERK TIMBERLAKE: An Informal Resolution Respectfully Submitted By Council as a Whole on this 17<sup>th</sup> day of December, 2007 Commending Richard Hart for his years of service as Canton City Councilman. WHEREAS: Richard Hart has served the citizens of Canton as Ward Councilman for 12 years; and WHEREAS: Richard is a dedicated husband to Teresa of whom he has been married to for over 31 years and father of David and Richard. Anyone that knows Richard knows that he is very proud of his wife and sons; and WHEREAS: Richard graduated from Lehman High School in 1972 and Ohio State University with a B.S. in Education in 1975. Richard went on to receive his Masters Degree in Education Administration from the University of Akron; and WHEREAS: Richard is employed as a Special Education Teacher at Harter Elementary School in the Canton City Schools. He has also taught Special Education at Lathrop and Crenshaw. Richard has a big heart and endless compassion for his students. He has touched many of those that have walked into his life; and WHEREAS: Richard Hart has served his community in many other capacities as an elder at Grace United Methodist Church, as a Board Member of the Canton Preservation Society, the Canton Ex-Newsboys, as a Board Member of the Canton Professional Educators Association, Past President of the Ridgewood Neighborhood Association, a Mason and Harter PTA member, Assistant Scout Leader for Troop 244, member of the Ohio Historical Society, Tri-County Aids Coalition, Tri-County Waste District Policy Committee, the Rowland Cemetery Board, Lehman High School, Ohio State Alumni Association and volunteer for Feed the Needy. WHEREAS: Richard Hart has been committed to recycling in the City of Canton by implementing a Curbside Recycling Program to begin in 2008. NOW THEREFORE BE IT RESOLVED: that we, the members of Canton City Council do hereby go on record recognizing **RICHARD HART**: for his commitment and service to the City of Canton as Ward Councilman.

*(STANDING OVATION)*

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PRESIDENT SCHULMAN: I think, I understand that ah...Member Hart is going to reserve his comments for the miscellaneous business.

MEMBER HART: I'll...I'll keep it short.

*(LAUGHTER)*

PRESIDENT SCHULMAN: I know we're commending a number of people tonight. Ah...we're not commending their souls however. Ah..this is not a wake...ah...I'd just like to say that this is a very bittersweet moment for all of us...ah...with you Member Hart and Member Zachary and the Administration. Ah...I think we should all be aware though that public service takes many roads and perhaps this road has ended but there is certainly other roads that I know each of you will travel and I know that you are not giving up public service. You will be here. And we need your help and we need your support and we need your progressive vision. So, with that...um this Resolution by voice vote, all those in favor, signify by saying aye, those opposed, no.

NO REMARKS      RESOLUTION #82 ADOPTED BY UNANIMOUS VOICE VOTE

PRESIDENT SCHULMAN: Resolution 82 has been adopted. Madame Clerk, Resolution 83 please.

#83      COMMENDING KELLY ZACHARY FOR HER YEARS OF SERVICE AS CANTON CITY COUNCILWOMAN. - ADOPTED

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Resolution #83.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution 83. Are there any remarks?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Yes...ah...Member Casar.

MEMBER CASAR: Could have the Clerk read Resolution #83.

PRESIDENT SCHULMAN: If you will Madame Clerk.

CLERK TIMBERLAKE: An Informal Resolution Respectfully Submitted By Council as a Whole on this 17<sup>th</sup> day of December, 2007 WHEREAS: Councilwoman Kelly Zachary of the 4<sup>th</sup> Ward served the citizens of Canton and her constituency with commitment and leadership. Because the City of Canton has a rich history in recognizing it's pioneers and community leaders it is most appropriate to present this commendation to Kelly Zachary for her uncompromising determination to serve the citizens of the 4<sup>th</sup> Ward; and WHEREAS:

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Kelly Zachary, a graduate of Walsh University, completed her MBA Degree at the University of Akron during her first term in office. She is the Human Resource Director at Stark Area Regional Transit Authority (SARTA) and a Certified Arbitration Advocate for the State of Ohio; and WHEREAS: She is a member of Deliverance Christian Church, Pro Football Hall of Fame Hostess Committee, NAACP, Fraternal Order of Police Associates, Stark County Black Caucus, Pay Day Social Network, Community Links Magazine and Founder and Secretary of the Georgeview Estates Neighborhood Association; and WHEREAS: During her two terms in Council she served as Chairman of the Personnel Committee and the Intergovernmental and Public Service Committee, she was a member of the Annexation and Public Safety and Thoroughfare Committees; and WHEREAS: She displayed her leadership by advocating for a balanced budget, the historic Jackson Pool, the fire station, the restoration of neighborhoods, the development of new homes and the elimination of abandoned homes; and WHEREAS: Her advocacy and assistance in the implementation of building a healthy community played a key role in fostering community pride by empowering residents to volunteer through mentoring, self policing, and the on-going maintenance of their neighborhoods; and WHEREAS: By promoting neighborhood walks and talks, Kelly has advocated, promoted and effectively managed the 4<sup>th</sup> Ward as a legislator from January 2004 to December 31, 2007; and NOW THEREFORE BE IT RESOLVED: that we, the members of Canton City Council do hereby go on record to recognize, give special tribute to, and commend most highly **KELLY ZACHARY** for her years of outstanding advocacy and service to the City of Canton.

*(STANDING OVATION)*

PRESIDENT SCHULMAN: I believe it's been moved and seconded ...ah....are there any remarks?

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Um...should I say this before or after the vote?

PRESIDENT SCHULMAN: Why don't you say it now.

MEMBER WEST: Let me say it now. Actually when I came into Council, I wanted this....Me and Kelly, having Wards 2 and Wards 4, historically, has had a connection because we share a lot of the same constituency and when we came in, everybody thought that we were going to be the Ace kaboom, that we were going to take over the world. Well we didn't hit it off too well in the beginning, you know, although we were shooting for the same goal, we had both different ah...ideals. But I must say that through it all, we have worked pretty harmoniously this last couple years and have done some major things in the community. Kelly did not want, as you guys can see her face and really watch her when she goes through this reign. Um...she did not want this recognition but the Bible says to give honor where honor is due. And I believe that Kelly was a pit bull for the 4<sup>th</sup> Ward, and I say that in a good way. Uh...when advocacy comes down, sometimes you have to bite some people to make some things happen in your Ward and I...I call her the pit bull...ah...in these Chambers. Um....but I'm going to miss you Kelly on...on this...across the ah...way here. And, but, I'm certain that you are not going to be far away. And as Allen Schulman said, you know, I think public service goes in many paths and I look forward to seeing you here in the future. Thank you.

PRESIDENT SCHULMAN: Thank you Member West.

MEMBER DOUGHERTY: Mr. President.

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PRESIDENT SCHULMAN: Member Dougherty.

MEMBER DOUGHERTY: Thank you. Ah...Kelly, ah...good luck to you. Um...Ward 4 has a special place in my heart, I grew up there, so I'm always concerned about that. We...we worked on several projects...um...one in particular, The Monroe Center. And did some good things, so I just wish you the best and ah...I'm going to miss you.

PRESIDENT SCHULMAN: Thank you Member Dougherty.

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Yes, I...I would like to commend ah...Member Zachary for her ah...service to City Council. Her and I came on board at the same time and over the past 2 years it's....it's been a pleasure, Kelly to sit beside you and work beside you. And on several occasions my wife and I have had the opportunity to sit with you and your husband and enjoy company. So, I'd like to ah...take a moment and wish you health, happiness, Merry Christmas and good luck in all that you do.

PRESIDENT SCHULMAN: Thank you Member Prater. Member Griffin.

MEMBER GRIFFIN: Mr. President. Kelly, good things happen to good people and you're a good person, so. And I'm going to miss sitting beside you. So good luck.

PRESIDENT SCHULMAN: Thank you Member Griffin. Member Hart.

MEMBER HART: Speaking as the Minority....*(Laughter)* Sorry, I pressed the button...*(Laughter)* She's got scissors....*(Laughter)* Speaking as the Minority...um...and again, you know, you served well and as it was discussed, things happen for whatever reason. We don't always ah...realize the good Lords work but ah...you have always had class and I thank you for the support you've given me.

PRESIDENT SCHULMAN: Thank you Member Hart.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I'd like to thank Kelly for her 4 years of service for the citizens of Canton, especially the 4<sup>th</sup> Ward. She was very instrumental on...in...ah...on the Annexation for the ah...ah... Quarry Golf Course, which is part of the 4<sup>th</sup> Ward. Ah...she's always done her homework in regards to her constituencies. She has been a very good ah...Councilperson. Ah...we've had some disagreements over the years but I think those have been, I think rectified to a degree ah...but Kelly, you know I think we've grown in this position. It was the first 2 years here and I think she's come along way. And I wish her and her husband the best and I'm sure she will move forward and ah...achieve whatever she ah...plans on doing for the rest of her career and I'm sure it'll be ah...a bright one. So congratulations very much Kelly and ah...I certainly welcome the opportunity anytime that you want to come back here to give somebody advice, we'd certainly like to have it. Thank you.



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PRESIDENT SCHULMAN: Thank you Member Casar. Member Carbenia.

MEMBER CARBENIA: Yes ah...Kelly, I also would like to thank you for ah...serving on City Council because you were an intricate part. You held your ground. You fought many battles. Ah...I think that I helped you in some of your area and your Ward because as you say, I grew up in...right down the street from the fire station, Monroe Center and um...I believe that ah...at least you held to your ideals and you fought hard. Ah...I think you overcome a lot of it. Um...and you were a part of this Council and for that I hope that you have ah...you and your husband enjoy and good Christmas and New Years and you.....don't stay away.

PRESIDENT SCHULMAN: Thank you Member Carbenia. Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. Kelly, ah....the two of us are a minority because we're the women...but we've...we've done a real good job putting up with these men I think (*Laughter*)....and kind of held their feet to the fire. Uh...but I want to thank you very much for serving the Community. Um...I met your lovely husband for the first time last Thursday night at President Schulman had a nice gathering there. And now I know why you said to Richard that his lovely wife will get her...her husband back because your husband will get his wife back and it was pretty evident the way went on that that's what he was really looking forward to. But the one thing that I will miss an awful lot, and I hear over there about...talking about chairs is, I'll miss that "Move Mary, move!" (*Laughter*) And that's in our Caucus because there is a thing between Kelly and I...uh...and I hear it when I go home at night. "Move Mary, move." It's like she needs to have ah...a larger space or something. (*Laughter*) And it's become ah...a one on one thing but I really will miss that because we've had ah....developed a ah....a really fun friendship in many ways and what have you. And I know you're going to have a fine future ahead of you so God Bless you and I wish you a Happy Holiday with your fine husband and your family. Thank you.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Member Hawk.

MEMBER HAWK: Yes, Kelly thank you for your service. It's been very...I've really enjoyed working with you. You again, coming from a family that's dedicated to service and I see Gerald out there in the audience tonight and I'd also like to thank him for all the time that your family has spent serving the City of Canton. It's been a pleasure and I'll miss you. And also, you're very...it's very nice to look at you sitting over there among that garden variety...(Laughter)...that whole crew you got sitting on that side. But Chris will take your place and we'll also appreciate looking at her, so thank you.

MEMBER KRAUS: You got a big hand, you shouldn't say too much.

(LAUGHTER)

PRESIDENT SCHULMAN: Thank you Member Hawk. Are there any other remarks?

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Yes Member Kraus.

MEMBER KRAUS: Kelly, I only had the pleasure of serving 2 years with you but I do know this. We served on a Committee together and we both can say things that we really mean and back ourselves and take what we believe to the hilt and that's what this job is all about. Win, loose or draw, you learn, you learn to forgive, you

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learn to forget and you learn a lot of things and I think I'm still learning and...and I take what you gave me to heart and I wish you and your family a great life.

PRESIDENT SCHULMAN: Thank you Member Kraus. Are there any...any other remarks? If not, then by voice vote. All those in favor of....to adopt Resolution 83, say aye. Those opposed no. Resolution 83 has been adopted and I would assume ah...Member Zachary, you'd prefer to wait until Miscellaneous to express ah...your remarks.

NO REMARKS          RESOLUTION #83 ADOPTED BY UNANIMOUS VOICE VOTE

**COMMUNICATIONS**

PRESIDENT SCHULMAN: 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 17, 2007.***

622. CLERK OF COUNCIL, TIMBERLAKE: REQUEST LAW DEPT. TO PREPARE RESOLUTION FOR THE 2008 LIQUOR RENEWAL OBJECTIONS. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

623. CLERK OF COUNCIL, TIMBERLAKE: ADVISING ALL COUNCILMEMBERS & ORIGINATORS OF 2006-2007 TERM LEGISLATION THAT PURSUANT TO COUNCIL RULE 29 ANY ORDINANCE REMAINING UNREPORTED OUT OF COMMITTEE AT THE CONCLUSION OF A TERM SHALL BE RESUBMITTED TO THE NEXT TERM OF COUNCIL. - RECEIVED & FILED

624. HEALTH BENEFITS ADMIN, BRESSON: NOV 2007 MO COMPARATIVE RPT OF INSUR CLAIMS & JAN - NOV 2007 PAID CLAIMS & COMPARATIVE RPT. - RECEIVED & FILED

625. LIQUOR CONTROL DIVISION (OHIO): NOTICE OF HRG ON 1/11/08 @ 2:00 P.M. RE: TRANSFER OF OWNERSHIP APP FOR FULTON 12<sup>TH</sup> ST DRIVE THRU, DBA FULTON DRIVE THRU LLC @ 1133 FULTON RD. - RECEIVED & FILED

626. SERVICE DIRECTOR CONCATTO: NOTICE OF 8% INCREASE OF CITY WATER RATE EFF 12/21/07. - RECEIVED & FILED

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING**

PRESIDENT SCHULMAN: We're now under Ordinances ah....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, would you please read the first reading Ordinance by title.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 AND #2 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS.***

#1 (1<sup>ST</sup> RDG)          **ADOPTED AS ORDINANCE #242/2007** AN ORDINANCE AMENDING SECTIONS 1313.06, LICENSING REQUIREMENTS FOR JOURNEYMAN ELECTRICIAN, AND

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1315.09, LICENSING REQUIREMENTS FOR JOURNEYMAN PLUMBER, OF THE CODIFIED ORDINANCES

Referred to Judiciary Committee

PRESIDENT SCHULMAN: At this time the Chair will 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 @ 8:00 PM AND RECONVENED @ 8:03 PM TO DISCUSS THE PASSAGE OF ORDINANCE #1)*

PRESIDENT SCHULMAN: Council will then reconvene after the recess. Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the statutory....move we suspend Rule 22A and replace O#1 back on this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to place Ordinance 1 back on this evening's agenda. 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 #1 then 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, 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, ah...Member Casar, you've heard the 3 readings.

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 under this Ordinance?... If not, Madame Clerk, roll call vote please.

NO REMARKS      ROLL CALL: 12 YEAS, 0 NAYS

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CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #1 is adopted. Ordinance #2 please, Madame Clerk.

**ORDINANCE #1 ADOPTED AS ORDINANCE #242/2007**

#2 (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE # 243/2007** A RESOLUTION OBJECTING TO THE RENEWAL OF THREE LIQUOR PERMITS LOCATED WITHIN THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

**Referred Intergovernmental & Public Service Committee**

PRESIDENT SCHULMAN: And at this time the Chair would declare an in-house recess for that Committee to meet in regards to Ordinance # 2 on your agenda this evening. We're now in recess.

*(COUNCIL RECESSED @ 8:05 PM AND RECONVENED @ 8:06 PM TO DISCUSS THE PASSAGE OF ORDINANCE #2)*

PRESIDENT SCHULMAN: Council will then reconvene after the recess. Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to add Ordinance 2 back on this evening's agenda. 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 #2 then is a legal part of your agenda. Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #2.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Statutory Rules on Ordinance #2. 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, Member Casar, you've ah....heard the 3 readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #2.

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MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #2. 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 #2 ah...is adopted.

**ORDINANCE #2 ADOPTED AS ORDINANCE #243/2007****ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SCHULMAN: We're now under Ordinances for their second reading. Madame Clerk will you please read Ordinance 3 through 9.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #3 THROUGH AND INCLUDING #9 BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS; ORDINANCE #10 RETAINED IN COMMITTEE***

#3 (2<sup>ND</sup> RDG)      **ADOPTED AS ORDINANCE #244/2007** 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

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #3.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Statutory Rules on Ordinance #3. 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 is carried. Member Casar, you've heard the 3 readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #3.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #3. 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.

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PRESIDENT SCHULMAN: Ordinance #3 is adopted. Ordinance #4 please Madame Clerk.

**ORDINANCE #3 ADOPTED AS ORDINANCE #244/2007**

#4 (2<sup>ND</sup> RDG) **ADOPTED AS ORDINANCE #245/2007** 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

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #4.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Statutory Rule for Ordinance #4. 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 3 readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #4.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #4. 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 #4 is adopted. Ordinance #5 please Madame Clerk.

**ORDINANCE #4 ADOPTED AS ORDINANCE #245/2007**

#5 (2<sup>ND</sup> RDG) **ADOPTED AS ORDINANCE #246/2007** 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

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #5.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Statutory Rules for Ordinance #5. Are

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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 3 readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #5.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #5. 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 #5 is adopted. Ordinance #6 please Madame Clerk.

**ORDINANCE #5 ADOPTED AS ORDINANCE #246/2007**

#6 (2<sup>ND</sup> RDG) **ADOPTED AS AMENDED AS ORDINANCE #247/2007** 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

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #6.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Statutory Rules for Ordinance #6. 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 3 readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #6.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #6. Are there any remarks under this Ordinance? Member Casar.

MEMBER CASAR: Mr. President, I'd like to amend Ordinance #6 per the copy that all Councilmembers have in front of them.

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MEMBER CARBENIA: Seconded.

**AMENDMENT**

*Pursuant to Rule 36, I move to amend Agenda Item No. 6 as follows:*

*Paragraph (a) of both Sections 1 and 2 is amended by the substitution of the phrase "who previously qualified" for the phrase "who qualifies."*

*Paragraph (b) of Section 1 is amended as follows:*

*(b) Proof of ownership of the parcel of real estate being served by City sanitary sewer services and that the applicant is entitled to county real estate tax homestead exemption status based upon age and/or disability; and proof of low-income as defined by meeting an income-based index which approximates the criteria formerly incorporated in the Stark County Homestead exemption, shall be established by documentary evidence promulgated by the Director of Public Service and approved by Council. Eligibility criteria shall be administered by the Utility Billing and Collection Office, where the criteria shall be made available to the public. The property owner shall provide the documentary evidence of County homestead owner shall provide the documentary evidence of County homestead exemption status annually. The City may at any time review County records with regard to any applicant's County homestead exemption and income; and, if it is determined that the applicant's County homestead exemption and low-income status no longer exist, the homestead discount provided by this chapter shall be discontinued.*

*Paragraph (b) of Section 2 is amended as follows:*

*(b) Proof of ownership of the parcel of real estate being served by City solid waste collection services and that the applicant is entitled to county real estate tax homestead exemption status based upon age and/or disability; and proof of low-income as defined by meeting an income-based index which approximates the criteria formerly incorporated in the Stark County Homestead exemption, shall be established by documentary evidence promulgated by the Director of Public Service and approved by Council. Eligibility criteria shall be administered by the Utility Billing and Collection Office, where the criteria shall be made available to the public. The property owner shall provide the documentary evidence of County homestead exemption and income status annually. The City may at any time review County records with regard to any applicant's County homestead exemption; and, if it is determined that the applicant's County homestead and low-income exemption status no longer exist, the homestead discount provided by this chapter shall be discontinued.*

PRESIDENT SCHULMAN: It's been moved and seconded to amend Ordinance #6 per the copy before each Member. 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 #6 as amended.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: The question you're now voting on is Ordinance #6 as amended. Are there any



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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 #6 as amended is adopted. Member Cas...or Ordinance #7 please.

**ORDINANCE #6 ADOPTED AS AMENDED AS ORDINANCE #247/2007**

#7 (2<sup>ND</sup> RDG) **ADOPTED AS AMENDED AS ORDINANCE #248/2007** 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

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #7.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Statutory Rules for Ordinance #7. 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 3 readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #7.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #7. Are there any remarks under this Ordinance? Member Casar.

MEMBER CASAR: Mr. President, I'd like to adopt.....amend Ordinance #7 as per the copy that all Councilpersons have in front of them.

MEMBER CARBENIA: Seconded.

**AMENDMENT**

*Pursuant to Rule 36, I move to amend Agenda Item No. 7 by substituting the Exhibits A, B and C attached to this Amendment for the Exhibits A, B and C attached to the ordinance currently pending before Council*

PRESIDENT SCHULMAN: It's been moved and seconded to amend the Ordinance #7 per the copy before each Member. 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

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PRESIDENT SCHULMAN: The motion carries. Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #7 as amended.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: The question you're now voting on is Ordinance #7 as amended. 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 #7 as amended is adopted. Ordinance #8 please Madame Clerk.

**ORDINANCE #7 ADOPTED AS AMENDED AS ORDINANCE #248/2007**

#8 (2<sup>ND</sup> RDG) **ADOPTED AS ORDINANCE #249/2007** 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

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move the Statutory Rules be suspended on Ordinance #8.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Statutory Rule for Ordinance #8. 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 3 readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #8.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #8. 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 #8 is adopted. Ordinance #9 please Madame Clerk.

**ORDINANCE #8 ADOPTED AS ORDINANCE #249/2007**

#9 (2<sup>ND</sup> RDG) **ADOPTED AS ORDINANCE #250/2007** AN ORDINANCE AUTHORIZING THE

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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

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 Statutory Rule for 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: The motion carries. You've heard the 3 readings, 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: Thank you Madame Clerk, Ordinance #9 is adopted.

**ORDINANCE #9 ADOPTED AS ORDINANCE #250/2007**

#10 (2<sup>ND</sup> RDG)      **RETAINED IN COMMITTEE**

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

PRESIDENT SCHULMAN: We're now under Ordinances for their third reading and final reading. There are no Third Readings this evening.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

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

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President...ah...the 2008 Council will convene on New Year's Day, January 1<sup>st</sup> for the swearing-in ceremonies at 11:00A.M. and the Council Meeting will immediately follow.

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PRESIDENT SCHULMAN: Thank you Member Casar.

MEMBER HAWK: Mr. President,

PRESIDENT SCHULMAN: Member Hawk

MEMBER HAWK: There will be a Finance meeting on January 1<sup>st</sup> when Council commences right after the swearing in and we will be passing the temporary transitional budget.

PRESIDENT SCHULMAN: Thank you Member Hawk. Any other announcements? Okay.

**PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)**

PRESIDENT SCHULMAN: We're now under Public Speaks, open forum. We have one speaker signed up this evening. And again, welcome everyone who has not been here, although I see so many familiar faces. Our first speaker is Patricia Kirk. Ms. Kirk, good evening. If you'll come up and give us your name and your address, we would appreciate it.

PATRICIA KIRK: Alright. Thank you very much and I hope everyone has a good Christmas and a good Holiday season.

PRESIDENT SCHULMAN: Thank you.

PATRICIA KIRK: Um...I wanted to let you know that the fire station at 25<sup>th</sup> and Cleveland, the oak trees there, I really appreciate all the work that everybody has already gone and done for this project because it's complicated. But I want you to know, the oaks can be saved, not all of them, I'm realistic. But they need care and they've survived this long because they were part of a park. And all of the rest of the trees in the City of Canton, the big ones are being attacked, or will be soon. Um...I did see the plans of Mr. Meadows and it has two small additions on the small ah...fire station and a large one that covers the soccer field with a paved road that goes around the trees. There was another tree expert from the Davey Tree ah...company that saw the oaks and he will send his opinion later this week and there is a way. The Cleveland Green Building Coalition is starting a new program for new construction and review and their first program will be March the 27<sup>th</sup>. Now they are experts and they do not have an ulterior motive. I can give you their phone number and their ah...fax and their website if you want it. Ah...their phone is (216)961-8850, the website is [www.clevelandgbh.org](http://www.clevelandgbh.org) and their fax is (216)961-8851 and they are very familiar with lead certification, because you can't just say something is lead certified, it must meet certain standards. I do hope that Canton takes this as an opportunity to show others what can actually be done. Thank you.

PRESIDENT SCHULMAN: Thank you Ms. Kirk. And thank you for your dedication to this, we appreciate it. That concludes the public speaks tonight.

**MISCELLANEOUS BUSINESS**

PRESIDENT SCHULMAN: We're now under Miscellaneous Business.

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: Before Richard and Kelly get their whacks at us, I would like to thank a lot of the people

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in this audience that have come. Many of these people come ever week um...I have a couple of neighborhood groups that come, the Sarvers from our neighborhood and my daughter and her group from Plain Center and I know Dave Ash from out in the Northeast but....I...I...just, it's nice to go out and...and look out and see citizens that come every week whether they have a gripe or...or complaint and...and their interested in Government.

PRESIDENT SCHULMAN: Thank you Member Kraus. Member Prater.

MEMBER PRATER: Mr. President, ah...yes, in regards to Communication 626 on this evenings agenda...ah...I know a lot of the residents in my Ward seem to pay close attention to sewer and water rates. So as soon as this hits the paper, I'm sure my email or my phone will be buzzing. An 8% increase to me seems excessive. We had a similar conversation last year, where we discussed possibly raising the percentage for outside City residents' water higher than inside City residents' water. I know that Council doesn't get a vote on this and I know that we've had conversations about Homeland Security, maybe mandating certain security procedures that we may have to pay for. But to me, I just think an 8% increase is too much to ask and I just want to go on record as saying, I'm not in favor of this. I know it's the Service Director's decision and...and he obviously made it but ah...I'm just not in favor of this. Thank you.

PRESIDENT SCHULMAN: Thank you Member Prater. Member Griffin.

MEMBER GRIFFIN: Mr. President, um...on behalf of the people....Members of Council and the gallery, if you haven't had a chance to get your souvenir copy of the Ex Newsboys Paper to help kids...ah...I have some here today. Thank you.

PRESIDENT SCHULMAN: Thank you Member Griffin.

LAW DIRECTOR MARTUCCIO: Mr. President.

PRESIDENT SCHULMAN: Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: Thank you Mr. President. On behalf of the Law Department and our Criminal and Civil Divisions, I would like to extend our thanks and congratulations to our two Departing Councilmembers and the Members of the Administration. Each of you will be leaving a legacy or many of them to your Wards or your City as a whole. We all want to wish you luck and....and a Happy and prosperous New Year with your families. Although Richard, I'm not sure that Kelly's remark that your going home to your wife will be a blessing, I think we'll have to ask her. *(Laughter)*

MEMBER HART: Ask her...ask her now. *(Laughter)*

LAW DIRECTOR MARTUCCIO: Um...Mr. Hart, I agree with Kelly Zachary about you being appellee named and it's time to come out of the closet Richard. Come out and be the Liberal Democrat that you know you are. *(Laughter)* I will miss your tapping at the door at 4:30 everyday to come and see me about various ideas and Ordinances that we would talk over. You did care and you are appellee named and good luck to you and Teresa. Ms. Zachary, you brought a great sense of style and grace with your knowledge and you were a...a formidable person to discuss issues with. You knew your homework and you will benefit your new and continuing employment and projects in the public and private sector. Best of luck to you and your husband. The Administration...um...to Bernie, who is not present, ah...obviously a good friend who used to work with us in the Law Department. I always appreciated his constant sense of humor despite the many difficult issues

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that he's had to endure since leaving the luxury of the Law Department for the stress of the 8<sup>th</sup> floor. Ah...and the Mayor...ah...I want to convey to her that I have learned that her reputation for energy, devotion, work ethic...ah...passion are all true. Chip, I appreciated the sense of humor and the calmness you brought to a very difficult position and I want to say: Usted es un hombre mas bueno (translation: You are a good man).... Vio con Dios, amigo (translation: go with God, friend).....Ah...now the last one, I feel like Dorothy in the Wizard of Oz saying goodbye to all the different characters that she's leaving....um...Joe, I think I'll miss you most because we've worked together the longest but in terms of time we spent together and years together. And um...aside from losing the second most musical name here in Council, with all the vowels in it, um....I want to express my appreciation, not of our office for all the many hats that you've worn sooooo professionally. Um...you are a born leader in our opinion, a consummate professional in every capacity we've worked with you with. Ah...obviously we haven't always been in total agreement but we've always, always held civilized discussions and conversations and again we find you to be a consummate professional and I want to wish you and your colleagues...um...Happy Trails in wherever life takes you.

*(APPLAUSE)*

PRESIDENT SCHULMAN: Thank you Law Director Martuccio.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

MEMBER HAWK: I'd like to thank the Administration and I'd like to thank all the members of this Council for doing something that most Cities cannot do, we have operated under a revenue balanced budget. Folks that something to be very proud of and something we can always say that we did. And again, thank you doing that for....for our constituents and for all of our citizens.

PRESIDENT SCHULMAN: Thank you Member Hawk.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I'd like to say to Service Director Concatto and Chief of Staff Conde that ah...they were always professional, they've done...they did their job ah...with ah...the greatest ah...concern for the citizens of Canton. They cooperated, they communicated with this Council and I feel that's why this City has moved forward in the last four years, thanks to these gentlemen, especially Service Director Concatto, Safety Director Concatto, Chief of Staff Concatto, or whatever other titles you had over the last four years. You held them all very well. You served ah...that capacity, whatever it was ah...very...very well. And I want to say that ah...that's why City Council and the Administration has done our deed in regards to ah...what we've accomplished in four years and I am going to thank this Council for all their work they've done also this past term and...and wish them...ah..that we continue...that we will continue to work with the new Administration and hopefully the work we do with the next Administration will be as fruitful as what we've done in the past with this past Administration. And I thank you very much gentleman.

PRESIDENT SCHULMAN: Thank you Member Casar. Ah...Member Carbenia.

MEMBER CARBENIA: Yes sir, um...Chip, I enjoyed ah...your company and your smiling face at all times

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and your demeanor, and what you brought forth to the table. I think that you did a very admirable job. Now, the other guy....*(Laughter)* Joe, who has the same initials as me J.J.C., I've know Joe for more years than I like to remember or he likes to remember. Being a fire fighter, Captain, Assistant Chief, Chief, of course I only got to Captain but ah...Joe rose to the top. Joe always had an open door. We might not have agreed in a lot of things. But I was the Union President and we got along pretty good. But, in all things, I think that Joe Concatto was a better Safety...Service Director than a Safety Director. I told him that before and, I'm not trying to make light of what he did do as a Safety Director. But I think that he..he doubled and tripled what he could do as a Service Director. I think as far as I'm concerned, he ran that floor. This guy, you ask him a question and I guarantee ya he has the answer, he will get you the answer if he don't but 90% of the time he had the answer and he had the direction for us to go to get things. I've had a lot of dealings with him and I was very happy, my Ward is very happy that we did work with Joe. So at that Joe, chow.

PRESIDENT SCHULMAN: Thank you Member Carbenia. Ah...Member Dougherty, did you have something? I'm sorry.

MEMBER DOUGHERTY: Yeah, thank you. I just wanted to wish you the best, um...Chip, I met you on the Bicentennial Commission, that was ah...a lot of fun and um...I think you did an excellent job up there and I appreciate that. Same with Service Director Bernie, always got back to me, always tried to solve the problems. Joe, I really appreciate what you did for me. I know it was a lot...*(Laughter)*...and I know you never thought you got it done just quite quick enough but you really did try and very honest and sincere. And...and...I...I wish the best for all of you.

PRESIDENT SCHULMAN: Thank you Member Dougherty.

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: Like Mr. Carbenia, I was lucky enough to serve with Joe in many capacities, as the Union President, I dealt with Joe, very fair, very honest and Chip, this whole Administration and Council has done some great things. Accolades need to be put where they need to be put. I wish you guys the best in everything you endeavor. My Ward and myself and...convey to you that everything that you have done for us we appreciate and anything that we can do for you, don't hesitate to ask. Good luck guys.

PRESIDENT SCHULMAN: Ah...before ah...anyone else?

SERVICE DIRECTOR CONCATTO: Mr. President.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Ah...Member West.

MEMBER WEST: Yes, I also want to thank um...the Administration for the last four years. Um..when I first came on and I had a meeting with the Mayor over lunch, um...she said politics drops at the door and now it's time to serve. Um...and I found that to be true in a lot of cases, you know working with Joe, you're a very knowledgeable person. Ah...very knowledgeable. I mean, you could ask him anything about anything, he'd have an answer or get back with you. Ah...so I do appreciate that. I appreciate you. Chip, serving on the Special Improvement District downtown...ah...I appreciate your efforts and your strengths and I look forward

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to working with you in the future on different committees. Thank you.

PRESIDENT SCHULMAN: Before we hear from the recipients of all this love....*(Laughter)* I just want to say ah...a few words if I might. Politics and politicians have received such bad press in the public's mind. Ah...leadership...leadership is a rare quality in today's world. We've been blessed to have two outstanding leaders serving their respective Wards in the City, in Kelly and Richard. Ah...it has been, and I have said this since I have been privileged to assume this position, that it...you are an extraordinary group and...and I really truly mean that, all of you. Um...and I said this when I started, you bring such ah...diverse backgrounds to this job and you see things in a different way and that helps us all. And your leadership and your vision has been ah...it has been a blessing to this City. Richard, I just want to say that you were on the green train long before anybody knew it had left the station and your work and your achievements will, and I mean this, ah...this will be a tribute to, in my judgment, your many years of service in the community. And Kelly, I know you've struggled diligently for the members of your Ward and it's not always easy. There are alot...that's leadership, that's what I just said, leadership is a rare commodity in this world and you've displayed it with dignity and ah...I just want to compliment both of you for your service. As far as ah...the Administration is concerned, I make ah...no bones about my feelings about this Administration. I think they have served this community ah...well and ah...and..and..frankly may have deserved to have another term. That's my judgment but that wasn't the voters judgment. Um...I'm a lifelong Democrat but it seems to me that in this world we need to...as Joe and Don and everyone has expressed, we need to work together whether we're Democrats, Republicans, Independents or nothing. Um..I just hope that the new Mayor-Elect and our City will attract the kinds of people that you have been. The public servants that...that...the kind of public service that you've displayed, with the caliber of skill and dedication and class. You are a class act, all of you in this Administration and it has been a privilege serving with you on behalf of the City of Canton. And frankly, I'm going to miss both of you, um..this was kind of a bittersweet day when I came here tonight. I'm going to miss hearing you, I'm going to miss seeing you. I know you'll be back, we're not sending you out ah..you know into the waters forever. But ah...we're going to miss you. And I want to thank you again ah...for your commitment to the people of this City. They were well served. Thank you.

*(APPLAUSE)*

CHIEF OF STAFF CONDE: Mr. President.

PRESIDENT SCHULMAN: Chief of Staff.

CHIEF OF STAFF CONDE: Ah...as most of you know, I'm the 4<sup>th</sup> person up on the 8<sup>th</sup> floor. Ah...I'm not as eloquent as the Mayor, I'm not as knowledgeable as Director Concatto, I'm probably not as compassionate as Director Hunt but I do want to thank you all for what you've shown to me and what you've given to me over this last 2 years. Um...I...I...am a student of life, I enjoy learning and you've all, each and everyone of you have taught me something along the way. Butch, you've taught me something about friendship. Dave, you've taught me something about being tenacious...*(Laughter)* Terry, you've taught me humility. Greg, you've taught me cooperation. Don, you've taught me something about loyalty and focus. President Schulman, you've taught me something about being gracious just for graciousness sake. And most of all, Joe, you've taught me about dignity, you've taught me about patience, you've taught me about decorum. And each of you have done something for me. I'm not trying to single anyone out but, thank you all very much, I wish you all the best. Good luck, good health, Merry Christmas, Happy New Year, Happy Holidays, whatever it will be. I appreciate everything you've done. Thank you all very much and have a great 2008.

*(APPLAUSE)*



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SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Service Director Concatto.

SERVICE DIRECTOR CONCATTO: I've been fortunate to serve 39 years for the City of Canton. 33 years on the Fire Department, which is the greatest profession that any person can ever have and Joe you can tell them that that's the truth. 33 years in the Fire Department, there was a lot of mixed emotions. There was those times that I did not save a life, and there was those times when I did save a life. There was those times when I carried a burnt child out of a building and there was those time when in the back of an ambulance I seen a newborn be born. There was those times when I made decisions that the outcomes weren't always that great and there were those times when I made decisions when the outcomes were good. For the most part, the good always out weighted the bad. And I'll never forget the 33 years that I served as a Fire Fighter and went up through the ranks. Let us not forget, or me not forget, in those 39 years that I served these ah...this City, that the City served me. You've provided for me a good income for my family and we should never forget that. We should never think that we only gave and didn't get anything in return. As far as Council, I won't go around the table but I've always said we've always served the same constituents. Your complaints were the complaints of ours, Republican, Democrat, didn't matter. We always had the same people that we served. So when you called me and you asked for something, I didn't really take it as if it was from you, I took it as from somebody that I was loyal to and that was the City, the citizens of this City. Just a couple people and that's Joe, many years Joe and most of the time we were on opposite sides but we learned to respect each other and I appreciate that. I appreciate those years that we spent together. And just one other person..ah..Dave, um...many times you called....*(Laughter)* But let me say this, Dave Dougherty never asked for anything for himself, he only asked for those things for those people that lived in his Ward. Allen, you've been a blessing, you're a new friend and I appreciate the kind words you've said. I've had the privilege of serving with Mayor Creighton for four years. She is a great Mayor, she deserved another four years but that didn't happen. So be it, we'll abide by what the voters said. But let me tell you this, the cup is always half full, this is not a bad City. We are not going down, we are going forward. This is a positive City, there are good citizens here and all of you will need to serve them the best you can. I thank you for the service that you've given me and I thank God for the 39 years that he has been able to give me to serve this City. Thank you.

*(STANDING OVATION)*

PRESIDENT SCHULMAN: Member Zachary.

MEMBER ZACHARY: Mr. President, I...thank you for calling me first because I know Richard is going to be awhile....*(Laughter)*.. He's got like ah...10 pages of handwritten material over there. I ah...I do want to say that being the person down here who probably has the biggest mouth, I'm probably also the shyest person and many people don't know that. I am more modest and more of a worker bee than someone who wants to be on the front lines but when you have a passion to do something, when you have a desire to serve, you kind of put your neck on the chopping block and that's what we all do being public servants. Before I...I really get started, I want to say to the Administration and to Law Director Martuccio, thank you so much. Thank you so much for all the help that you've given me. Um...serving Ward 4 has not been easy, I won't lie about that and ah...I think, you know that my constituent base probably represents a very diverse part of the City, believe it or not. It encompasses a lot, the southwest, the...part of the northeast, all of the southeast and it's huge. So the needs and concerns of the Ward are very varied and ah..you guys have been there for me and I really appreciate that. Um.....I remember four years ago Greg Hawk told me, and he was going into his 2<sup>nd</sup> term "Kelly, when I started this, my hair was brown." I didn't believe him, I thought he was pulling my leg but I

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bought my first box of hair dye this past weekend....*(Laughter)* and I must say that I am not naturally black and I do have some grays but their gone now. So think I'm getting out just in the nick of time. *(Laughter)* Tom, to you I will say that ah...when I first ran..ah...former Councilmember of the 4<sup>th</sup> Ward told me "Kelly, there's no such thing as a permanent friend or permanent enemy in politics." You've never been an enemy but I'm glad to say that you are one of my dearest friends now. Um...having said that, I will be as brief as I possibly can. I am honored, humbled and privileged to have served Ward 4 for two terms. Um...it's not something that I entered into lightly. It was never done to be an important person and I will tell every member of the audience, there's no one on this side of this podium that is more important than the people who are sitting in the audience. It is the residents, the constituents or whatever you want to call them who make up this fine City that are the important people. I have said that from day one, I will continue to say it. I appreciate your presence at Council, some people come week after week no matter what the weather. They come week after week, sometimes not to complain, that's a good thing. It shows us that you support us in our efforts in what we do and we appreciate that believe it or not. So continue to have an interest in what goes on in the City of Canton because I can say that having experienced both sides of the podium. And I will say that ah...it's a little easier on that side than it is on this side. But um...it's been well worth it. It's all been for the good of the community and not for anyone individual. To my fellow Members of Council, I will say that we've had fun, we've fought, and we've made up and we've all done it in the name of doing something good for the City of Canton. And I do believe that every person down here, no matter how they go about doing it, does have a genuine concern for the City of Canton at heart and that's important. In conclusion, I want to thank my wonderful husband for allowing the City of Canton to have me for four years because it has been a struggle. There have been times where I've spent birthdays and other special Holidays away from my family. I've lost some things but we're not going to ah...lament those things because it has all been worth it. But I want to thank you from the bottom of my heart for being there to support me and pushing me out there. And I will say this ah...I am actually looking forward to being Officer Zachary's wife again and not Councilwoman Zachary and I would hope that the Council that's coming in for 2008 will show me the same....will show the same support to Chris Smith as you did for me. Be there for her, help her, support her because we do want to see Ward 4 continue to move forward. I will miss you guys. I...I've had a little longer time to digest this than some people but ah....we're good with it, trust me and when one door closes another one opens. And I'm going to be involved because there are things that I do care about in the community. So, I thank you all for the bottom of my heart and wish everyone a happy, blessed holiday.

*(APPLAUSE)*

PRESIDENT SCHULMAN: Member Casar, are we ready to adjourn? Oh, I'm sorry...I'm sorry, excuse me.

*(LAUGHTER)*

MEMBER CASAR: Yes ah..we... we are...we are.

PRESIDENT SCHULMAN: Member Hart.

MEMBER HART: I promised Don and Joe that I would not read a poem like I did last year at this time...*(Laughter)*...um...and I have to say Don said...you know.. "Are you going to need any Kleenex?" and I said.... You know, it's comical in that I've never overcome the anxiety of speaking in front of adults. So I think I may have to treat you like some on my kids. So Bill and Mary, please pay attention....*(Laughter)*. You know, I...I...guess that being the minority member here and as I said, I'm 53 years a white male and I'm in the minority. Um...you know I really thought long and hard about what to say and I guess my thoughts are more about celebrations, ideas, ideals and opportunities. I left Ward 7 a better place to live. I solved problems and I

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did my

best to meet individuals residents needs. Um...while some have said.....uh..you know, as ah...my job as a teacher, I've always tried to plant the seeds of knowledge, learning and thinking. And while some say my major achievement will be curbside recycling for the City of Canton, I hope that there are some other seeds of ideas that grow. Uh...I think the last one will be probably the fund for those kids that don't have the money just for application fees if that would carry through. Um...you know we can never pay back what's been given to us. We can only pay ahead and for so many of us that have worked with kids...um..their our future. And what we fail to do in looking ahead is ultimately going to impact them because whether we realize it or not, we're not immortal. We will be leaving this world and I pray that we all leave it a little better place. Um...much of what I've been able to achieve, I really do owe the many of you. Um...I owe to the teachers that taught me. I have teachers, Mrs. Norwalk, Mrs. Windrill, Mr. Thoman, Mr. Crenshaw, Mr. Neading. Science teacher, Charlie Gross, Eugene Lund, and Frank Wetmore, Dick Miser, they mean nothing to you but they've had a definite impact on my life. There are lessons in grade school and I can remember Charlie Gross talking about um....clean air and clean water and that was clear back in 7<sup>th</sup> and 8<sup>th</sup> grade. I'm glad that I was able to put those lessons that he taught me to good use. Um....Mrs. Windrill ah...in Lehman High School, talking about serving in areas of Government and making the world a better place. Um...Joe Martuccio, I deeply apologize for all the 4:30 visits when you were getting ready to go....(Laughter)....Um...and I thank you for being patient with me so many times and running through all those ideas. Um...I hope again that some of these that...ideas and seeds that have been planted will not die that they will bare fruit. We always need to invest in our children in the community. It's their future. Um...it was said for years that I was the lone voice when it came to the environmental issues that ah...I was on the green train before it left the station. Um...I guess that's part of my problem, my wife says I don't think like everybody else does. If I was 20 years ahead...um...I wasn't the only voice. Um...many of you heard me and many of you always encouraged me and I am going to thank Dave and Greg for that and Bill and Mary and so many of you. Um...for my years on City Council, we all worked together to oppose a landfill that was down that the um...Commissioners from Wayne County wanted to put next to our Sugercreek water well fields and our residents can now enjoy a clean glass of drinking water. Those lessons I learned about ground water were taught to me at Woodland Elementary and Lehman High School. We have to start recycling our own water pretty soon when I look to see what's happened down in ah....south, around Atlanta and you just kinda wonder what's going to happen and what the future holds. Um...you know, we all worked together to bring curbside recycling to Canton and hopefully....ah...pretty soon we're going to see about 40,000 little blue containers out front of everybody's house on trash day. And we're going to be seeing recycling trucks that are going to be seen on Canton's streets. And those ideas for recycling are as many as you can think of and again, if those seeds have been planted, I hope each and every one of you will go with those ideas whether it's dismantling those houses you tear down and reuse the wood and the materials to build new houses...ah...I read in the newspaper that Timken is starting to build bearings in China for Chinese wind generators and as a community we had better act instead of react. And it's here and it's on the way. And times are a changin' and we better get on the train before it leaves the station because there's going to be other communities out there that are going to take off and we better be onboard or else we're going to be at the short end. My time on Canton City Council and Canton Preservation shows what groups can happen when they work together. We saw renaissance in downtown development with the Millennium Project and other redevelopment in downtown Canton. And there was a man I had met at the Tudor Rose um...who received a preservation award for his own vision of what an old Library could become. And that was Allen Schulman. He too had faith in downtown Canton and I see the impact that he's had on Canton City Council. I want to apologize to my employer, the Canton City Schools, I was never meant to be obstructionist but each time I go by Worley, Belden and Gibbs Schools and I look at the old architectural recycled items that are used on those, I know that those have made the schools and the neighborhoods a more beautiful place. My time in City Council, I've seen the best and the worst in people. I've watched members of this body give up their time and money to feed the less fortunate. And my

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greatest fear is that Dave Dougherty will try to man the grill and no one will eat a great burger or hot dog. *(Laughter)* And I would be willing to come back to cook if asked. I've watched members families grow up and I've watched each of you juggle your family duties and your duty as a Councilperson, rushing to and from swimming meets, school plays, missing baseball games....ah...arriving at baseball games, basketball, volleyball games late. And no one really knows how much time this job takes away from your family until you do it. Ah....

It always amazes me when I've heard people talk about this job being easy....Keep up Bill, I'm almost done....*(Laughter)*...Um...to my wife, Teresa, I want to thank you for giving me the opportunity to serve the community and for being there when I wasn't. Um...her "Honey-Do List" has been added up for at least 12 years. *(Laughter)*...And she did say thank you to Pat Barton, he has no excuse now...*(Laughter)*..On the downside of the this job, I was horrified when St. Hope was burned down. Over the years I've received calls from people because they wanted to complain about who their neighbor was because of the person's race, color, creed moving next to them. And sometimes I feel as a community we still have a long way to go in Canton. On the positive side of this job, I've seen Allen Schulman come along and now I hear the terms like sustainability and recycling and to Dave, Greg and Allen, recycling is left in good hands. My voice isn't the only heard now, there are others to speak, to be heard and to listen to. To Greg, I want to thank you on our philosophical discussions on quadrilateral and qualitative physics....*(Laughter)*...I hope we can get together often and have those discussions. To Dave and Butch, it's been great to be the rose between the two thorny guys...*(Laughter)*...And to Kelly, you've always been a class act. And I want to tell you a story, I was up late in the Service Director's office when Dave called and he turns to me and he goes "You know, Dougherty calls me in the morning and he calls me two hours later because what he was asking for wasn't done yet.".....*(Laughter)*....and...and I have to confess to Dave that I...I told the girls that I really wanted to do a Resolution renaming Ward 6 "Doughertyville" because I think this job has been like the jealous kid, you know the Mayors always liked you best...*(Laughter)*...and everybody, you know had to...to get the scraps. But you know, I've seen a rebirth and...and you should be commended for that. Um, to the rest of you, I want to thank you all for your support you've given me. I have the greatest respect for each and everyone of you. Um...to Cindy, Michelle and Bev..uh...I cannot really say enough to you, thanks for helping me and to the service you've given to the residents of Ward 7, I know dealing with me has taken a great deal of patience and you can only imagine what Teresa has to deal with...*(Laughter)*...for the last 32 years. I want to thank you for your kindness and love. It is greatly appreciated and will never be forgotten. To ah...the Mayor who is not here and to her staff, I want to thank you for everything. And again, I don't always understand the Good Lord's Wisdom and sometimes it does take me 20 years to realize that and ah...please enjoy your time and your families. And to the Council coming up, there are many challenges ahead for you and I am sure this leaves opportunities and I know you will always do the right thing. Mrs. Norwalk, who was my 7<sup>th</sup> and 8<sup>th</sup> grade English teacher had a plaque, and I didn't realize the importance of this quote until much later. And in my life I have made many choices and it's in my affiliations, whether it's been with boy scouts, Canton Preservation, my church, Tri-County AIDS and Habitat for Humanity, it's "To laugh often but to win the respect of intelligent people and the effects of a child. To earn the appreciation of honest critics. To endure the betrayal of false friends. To appreciate beauty. To find the best in others. To leave the world a better place." Whether it by healthy child, or garden batch or recycling program, to know even when life has breathed easier because you have lived. This is to have succeeded. I want to thank each and every one of you for your support and your friendship and I ask God's blessing on each of you. And it has been an honor to serve Canton with all of you. And thank you.

*(APPLAUSE)*

MEMBER CASAR: Mr. President.

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PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Before Member Hart gets his second breath...*(Laughter)*...and I'm glad he said it was going to be shorter than last year, but I want to....some of what you said I appreciate but...but really, all kidding aside Member Hart, this was the first time in close to 25 years that I've been in Council that we've actually had a filibuster...*(Laughter)*...I move we adjourn.

PRESIDENT SCHULMAN: It's been moved and seconded to adjourn.

MEMBER CARBENIA: No, I haven't seconded.

PRESIDENT SCHULMAN: Do I hear a second?

MEMBER CARBENIA: I haven't seconded yet. If I may, I just want to say that it took him...he's been in 12 years, he must of been writing that speech the whole time....*(Laughter)*...Seconded.

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

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

PRESIDENT SCHULMAN: (GAVEL FALLS) Happy Holidays everyone, have a safe holiday and a safe, and a healthy Happy New Year.

ADJOURNMENT TIME: 9:00 P.M.

ATTEST:

APPROVED:

CYNTHIA TIMBERLAKE  
CLERK OF COUNCIL

ALLEN SCHULMAN  
PRESIDENT