

MINUTES OF THE MEETING OF JUNE 30, 2008

PRESIDENT SCHULMAN: Good evening ladies and gentlemen. Welcome to Canton City Council. Ah...before we begin the meeting I want to ah...recognize...ah...first, our true Yankee Doodle Dandy, Member Cirelli, whose birthday is July 4th. Happy Birthday and many healthy and happy ones.

(APPLAUSE)

PRESIDENT SCHULMAN: And in addition, we have um....some young citizens here tonight that I'd like recognize, all the way from Cincinnati, they're Edythe Stinson's grandchildren. We have Kayla - 11, C.J. - 10, Brea - 8, Cameron - 7 and Brice - 5. You want to stand up. This is their first City Council Meeting.

(APPLAUSE)

PRESIDENT SCHULMAN: From the sublime to the soon to be voter. Ah...with a quorum being present, the Chair calls this meeting of Canton City Council to order. Madame Clerk, roll call vote please.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

12 COUNCILMEMBERS PRESENT: (DON CASAR, JOE CARBENIA, MARY M. CIRELLI, BILL SMUCKLER, GREG HAWK, THOMAS E. WEST, JAMES GRIFFIN, CHRIS SMITH, TERRY PRATER, DAVID R. DOUGHERTY, PATRICK BARTON & "BUTCH" KRAUS)

TWELVE COUNCILMEMBERS PRESENT

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. We'll have the invocation given tonight by Councilmember David Dougherty. If, you'll all please remain standing for the Pledge of Allegiance.

The regular meeting of Canton City Council was held on Monday, June 30, 2008 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 Councilmember David Dougherty, followed by the Pledge of Allegiance led by President Schulman.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: We're now under agenda corrections and changes. Members of Council, you're going to be asked to suspend Rule 22A to add the Second Reading of Ordinances 10 through and including 18 Member Casar, the Chair will recognize that motion.

MEMBER CASAR: Mr. President. I move we suspend Rule 22A and add Ordinances 10 through and including 18 to this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been so moved and seconded to suspend Rule 22A to Second Reading Ordinances, 10 through and including 18 to this evening's agenda. Are there any remarks? If not, roll call vote please Madame Clerk.

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NO REMARKS ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

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

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We're now under Public Hearings. So bare with me because we have a number of public hearings scheduled and I know the last two, we do have a speaker who wishes to ah...address those two Ordinances. The first...ah... is for **7:30 pm**. It is AN ORDINANCE VACATING A PORTION OF WELLS AVENUE NW AND ALL OF LEY PLACE NW; APPROVING AND ACCEPTING THE REPLATTING OF ALL OF LOTS NOS. 247, 2753 THRU 2762, PARTS OF LOTS NOS. 248 AND 249, PART OF VACATED MCKINLEY AVENUE NW AND THE VACATED PORTION OF WELLS AVENUE NW AND LEY PLACE NW; AND DECLARING THE SAME TO BE AN EMERGENCY; IT'S ASSIGNED TO WARD 2; THE PLANNING COMMISSION RECOMMENDED APPROVAL OF THIS ORDINANCE. Is there anyone in the audience wishing to speak for or against this vacation, please come forward. I have to say this again. Is there anyone in the audience wishing to speak for or against this vacation, please come forward. Seeing no one stepping forward, the Chair declares the public hearing over in regard to this matter. The matter now rests in the hands of Council and the Ordinance will follow later this evening. We have a public hearing scheduled for **7:31 pm**. It is AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 1157, I-1 LIGHT INDUSTRIAL DISTRICT, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON; PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME. Is there anyone in the audience wishing to speak for or against this amendment, please come forward. Is there anyone in the audience wishing to speak for or against this amendment, please come forward. Seeing no one, the Chair declares this public hearing over in regards to this matter and the matter now rests in the hands of Council. That Ordinance too will follow later this evening. We have a public hearing scheduled for **7:32**. It's AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY; IT IS ASSIGNED TO WARD 6; TO REZONE 1731 WALLACE AVE NE; THE PLANNING COMMISSION RECOMMENDED DENIAL OF THIS CHANGE. Is there anyone in the audience wishing to speak for or against this zone change, please come forward. Is there anyone in the audience wishing to speak for or against this zone change, please come forward. Seeing no one, the Chair declares this public hearing over in regard to this matter. This matter will also rest in the hands of Council and the Ordinance will follow later this evening. We have a public hearing scheduled for **7:33 pm**. It's AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY; IT IS ASSIGNED TO WARD 9; TO REZONE 1513 15TH ST NE; THE PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THIS ZONE CHANGE. Is there anyone in the audience wishing to speak for or against this particular zone change. Yes sir, Mr. Dominick, good evening, come on up and give us your name if you would and your residential address. And welcome to City Council sir and thank you for coming down.

MICHAEL DOMINICK: Thank you sir, my name is Michael Dominick, I live at 1663 St. Elmo Avenue NE in Canton and I have, basically I have questions that have, you know, I spoke to the two ladies, at the Clerk of Courts earlier today and they weren't privy to the information and I spoke to Mr. Carbenia earlier today and he really didn't have answers. And I don't know, as we discussed, I don't if it'd be appropriate but I do

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have some questions. And my first question I have is, exactly what is planned multi-family because I...when I read the paperwork, they're supposed to have people coming in and out of there...it's very vague on exactly what is...you know what is, what they're going to be doing with this residence and the residence at 1411. So, I'm concerned about that because we do have....you know, quite a few problems. I'm also concerned with the fact that...ah...these residences have already been..ah...re-habbed and they have people living in them, even though it has not been rezoned in accordance with procedure. So, these are...you know, these are two of the big things I have. And I just...I'm concerned about these things and I would really appreciate it if somebody could come up with some answers if they could.

PRESIDENT SCHULMAN: Very good, thank you sir, as I indicated to you, I think Council has listened to your questions and I would presume that when we get to the Ordinance and we have the debate about the Ordinance, these questions will be posed, I hope by some member of Council and maybe we could clarify those answers for you.

MICHAEL DOMINICK: If you could, I would appreciate it.

PRESIDENT SCHULMAN: Very good. Mr. Dominick, thank you for coming down. Is there anyone else in the audience wishing to speak for or against this particular zone change. Having seen...and see no one step to the podium, the Chair declares the public hearing over regard to this matter. The matter now too rests in the hands of Council and the Ordinance will follow later this evening. Finally, we have a public hearing scheduled for **7:34**. It's AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY; IT IS ALSO ASSIGNED TO WARD 9; TO REZONE 1411 15TH ST NE; THE PLANNING COMMISSION HAS RECOMMENDED APPROVAL OF THE SAME. Is there anyone in the audience wishing to speak for or against this particular zone change, recognizing, I believe that Mr. Dominick has raised those same questions, but your more than happy to step forward and raise them again. Alright, is there anyone else wishing to speak for or against this particular zone change. Apparently not, and this matter also rests in the hands of Council for the ah...Ordinance which will follow later this evening. So that concludes the public hearing section of City Council.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We're now under Public Speaks on Ordinance and Resolutions for adoption. We have no speakers signed up this evening.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We are now under Informal Resolutions. We have no Informal Resolutions this evening.

COMMUNICATIONS

PRESIDENT SCHULMAN: We're now under Communications. Let the Journal show that all communications are received as read.

NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS FILE DATED JUNE 30, 2008.

271. AUDITOR MALLONN (CITY): CERTIFICATE OF TOTAL AMT FR: 2008 ALL SOURCES. -

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RECEIVED & FILED

272. LAW DIRECTOR MARTUCCIO: AUTHORIZE PREPARATION OF TREE COMMISSION ORDINANCE. - PARKS & RECREATION COMMITTEE

273. LIQUOR CONTROL DIVISION (OHIO): REQ RENEWAL OF D5 LIQ PERMIT FOR GOODTIMES PUB & DRIVE THRU INC DBA GOODTIMES PUB & DRIVE THRU @ 1907 - 1911 HARRISBURG RD NE BSMT & PATIO. - RECEIVED & FILED

274. LIQUOR CONTROL DIVISION (OHIO): REQ NEW D5 LIQ PERMIT FOR SPORTS PAGE GROUP LLC DBA SPORTS PAGE @ 2531 FULTON RD. - RECEIVED & FILED

275. MAJORITY LEADER CASAR: RECOMMENDATIONS AS TO THE LOCATION FOR VARIOUS WATER RECREATIONAL FACILITIES. - PARKS & RECREATION COMMITTEE

276. MAYOR HEALY: AUTHORIZE APPT OF JAMES REINHARD TO STARK AREA REGIONAL TRANSIT AUTHORITY UNTIL 4/31/09 TO FILL UNEXPIRED TERM OF WILLIAM RUDNER. - PERSONNEL COMMITTEE

277. SAFETY DIRECTOR NESBITT: APPROVE DEMO OF 219 NEWTON NW. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

278. SAFETY DIRECTOR NESBITT: AUTHORIZE SAF DIR TO MAKE APPLICATION & ACCEPT A GRANT NOT TO EXCEED \$15,000.00 FR: THE "FEDERAL COMMERCIAL EQUIPMENT DIRECT ASSISTANCE PROGRAM" FOR THE PURCHASE OF FORENSIC VIDEO EQUIP FOR POLICE DEPT. - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES

279. SERVICE DIRECTOR BERNABEI: REQ TO REINSTATE O#155/2007 WHICH ORIGINALLY AUTHORIZED MAYOR &/OR SERV DIR TO ENTER INTO 5 YR PARTIAL TAX REIMBURSEMENT AGMTS W/PARK POULTRY, INC PURSUANT TO CITY'S JOB CREATION INCENTIVE & NET PROFITS TAX INCENTIVE PROGRAMS; AUTHORIZE PAYMENTS TO PARK POULTRY, INC BASED UPON PAYROLL OF APPROX 303 EMPLOYEES WHO WERE EMPLOYED BY PARK AS OF DATE OF ANNEXATION. - COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES

280. STARK COUNTY COMMISSIONERS: REQ APPROVAL TO APPOINT MASSILLON MAYOR FRANCIS CICCHINELLI JR TO FILL "AT-LARGE" MAYOR'S POSITION ON THE 9-1-1 PLANNING COMMITTEE. - PERSONNEL COMMITTEE

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, if you would, please read the First Reading Ordinances by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #9 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE

MINUTES OF THE MEETING OF JUNE 30, 2008***REFERRAL, AS FOLLOWS.***

- #1. (1ST RDG) AN ORDINANCE AUTHORIZING THE CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY FROM THE NILES H. BAUM ESTATE;
Referred to Community & Economic Development Committee
- #2. (1ST RDG) AN ORDINANCE CONSENTING TO THE TRANSFER OF THE ROBERT J. GASSER COMMUNITY REINVESTMENT AREA AGREEMENT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee
- #3. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH BROWNSTONE DEVELOPERS, LLC; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee
- #4. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY
PUB HRG: 7/28/08 @ 7:30 PM
Referred to Judiciary Committee
- #5. (1ST RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING AND RENUMBERING OF OUTLOT NO. 1220; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- #6. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO MAKE APPLICATION FOR AND ACCEPT A GRANT IN AN AMOUNT NOT TO EXCEED \$35,429.21 FROM THE STATE FOR A SELECTIVE TRAFFIC ENFORCEMENT PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #7. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT AN OHIO DEPARTMENT OF NATURAL RESOURCES, DIVISION OF RECYCLING AND LITTER PREVENTION GRANT; AUTHORIZING A CASH MATCH FROM COURT FUNDS; AUTHORIZING THE AUDITOR TO ESTABLISH THE 2417 LITTER PREVENTION FUND; AMENDING APPROPRIATION ORDINANCE NO. 1/2008; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #8. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS, APPROPRIATION TRANSFERS AND APPROPRIATION REDUCTIONS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #9. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NOS. 18/2008 AND 155/2007; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee

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PRESIDENT SCHULMAN: Thank you Madame Clerk We're now under Ordinances for their second reading. Madame Clerk, will you please read the second reading Ordinances by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #10 THROUGH AND INCLUDING #21 FOR THEIR SECOND TIME BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

#10. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE PURCHASE OF ONE COMMAND/COMMUNICATIONS VEHICLE FOR THE POLICE DEPARTMENT; AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ALTERNATIVELY PURCHASE THE VEHICLE PURSUANT TO THE STATE COOPERATIVE PURCHASING AGREEMENT; AND DECLARING THE SAME TO BE AN EMERGENCY

#11. (2ND RDG) AN ORDINANCE AUTHORIZING THE STARK COUNTY COMMISSIONERS ON BEHALF OF THE CITY OF CANTON AND IN CONJUNCTION WITH THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE CONSTRUCTION OF THE 25TH STREET N.E. STORM SEWER AND ROADWAY RECONSTRUCTION PROJECT; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH AND RECEIVE FUNDS FROM THE OHIO PUBLIC WORKS COMMISSION; AUTHORIZING THE AUDITOR TO ESTABLISH THE 4558 25TH STREET N.E. STORM SEWER PROJECT G.P. 1090 FUND; AMENDING APPROPRIATION ORDINANCE NO. 1/2008; AND DECLARING THE SAME TO BE AN EMERGENCY

#12. (2ND RDG) AN ORDINANCE AUTHORIZING THE REPLACEMENT OF THE BRIDGE ON SR 172 (TUSCARAWAS) OVER NIMISHILLEN CREEK; AND DECLARING THE SAME TO BE AN EMERGENCY

#13. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO APPLY FOR, ENTER INTO AGREEMENT AND ACCEPT FUNDS FOR THE 2009 PROGRAM YEAR FROM THE OHIO PUBLIC WORKS COMMISSION; AND DECLARING THE SAME TO BE AN EMERGENCY

#14. (2ND RDG) AN ORDINANCE AMENDING ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY (ONASBURG WATER MAIN EXTENSION)

#15. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT AND RECEIVE FUNDS FROM THE OHIO PUBLIC WORKS COMMISSION IN THE AMOUNT OF \$250,860.00 FOR THE 49TH STREET N.E. (PLAIN CENTER) STORM SEWER AND STORM WATER BASIN PROJECT; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE CONSTRUCTION OF SAID PROJECT; AUTHORIZING THE AUDITOR TO ESTABLISH THE 4555 49TH STREET AND GARDENDALE N.E. STORM SEWER PROJECT FUND; AMENDING APPROPRIATION ORDINANCE NO. 1/2008; AND DECLARING THE SAME TO BE AN EMERGENCY

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#16. (2ND RDG) AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF REAL PROPERTY; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENTS FOR PURCHASE AND MAINTENANCE OF SAID PROPERTY FROM EASTPOINTE HOMEOWNERS ASSOCIATION AND TEMPORARY CONSTRUCTION EASEMENTS; AMENDING APPROPRIATION ORDINANCE NO. 1/2008; AND DECLARING THE SAME TO BE AN EMERGENCY

#17. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE CONSTRUCTION OF THE 30TH STREET N.E. STORM SEWER, ROADWAY RECONSTRUCTION AND STORM WATER BASIN PROJECT, G.P. 1083; AUTHORIZING THE AUDITOR TO ESTABLISH THE 4557 30TH STREET N.E. STORM SEWER, ROADWAY RECONSTRUCTION AND STORM WATER BASIN PROJECT FUND; AUTHORIZE THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT AND RECEIVE FUNDS FROM THE OHIO PUBLIC WORKS COMMISSION IN THE AMOUNT OF \$2,101,300.00 FOR THE PROJECT; AMENDING APPROPRIATION ORDINANCE NO. 1/2008; AND DECLARING THE SAME TO BE AN EMERGENCY

#18. (2ND RDG) AN ORDINANCE ESTABLISHING THE FAIR MARKET VALUE OF REAL PROPERTY; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND PURCHASE SAID PROPERTY AT THE ESTABLISHED FAIR MARKET VALUE; AUTHORIZING THE CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO APPLY FOR, ENTER INTO AGREEMENT AND RECEIVE FUNDS IN THE AMOUNT OF \$135,000.00 FROM THE CLEAN OHIO CONSERVATION FUND; RESERVE THE PROPERTY FOR PURPOSES OF THE PRESERVATION OF WATER, FORESTRY AND OTHER NATURAL RESOURCES; AMENDING APPROPRIATION ORDINANCE NO. 1/2008; AND DECLARING THE SAME TO BE AN EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: Thank you Madame Clerk, that's why you're paid the big bucks. *(Laughter)* Or it seems to me the big bucks have these Ordinances that last forever. Ah...we're now under Ordinances for their third and final reading. Madame Clerk will you please read Ordinance #19 by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #19 THROUGH AND INCLUDING #28 FOR THEIR THIRD AND FINAL READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

#19. (3RD RDG) ***POSTPONED UNTIL 9/29 AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 164/2001, AS AMENDED, THE CLASSIFICATION PLAN AND SALARIES FOR ALL MANAGEMENT AND NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY***

PRESIDENT SCHULMAN: Member Casar.

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

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

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Member Casar.

MEMBER CASAR: Mr. President, I move we postponed Ordinance 19...ah...for ninety days.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to postpone Ordinance 19 for a period of ninety days. Are there any remarks? If not by voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS ORDINANCE #19 POSTPONED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The motion carries and Ordinance #19 is therefore postponed for a period of ninety days. Ordinance #20, Madame Clerk.

#20. (3RD RDG) **ADOPTED AS ORDINANCE NO. 84/2008** AN ORDINANCE VACATING A PORTION OF WELLS AVENUE N.W. AND ALL OF LEY PLACE N.W.; APPROVING AND ACCEPTING THE REPLATTING OF ALL OF LOTS NOS. 247, 2753 THRU 2762, PARTS OF LOTS NOS. 248 AND 249, PART OF VACATED MCKINLEY AVENUE N.W. AND THE VACATED PORTIONS OF WELLS AVENUE N.W. AND LEY PLACE N.W.; AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG: 6/30/08 @ 7:30 PM**

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

NO REMARKS ROLL CALL: 12 YEAS, 0 NAY

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#20 ADOPTED AS ORDINANCE NO. 84/2008

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

#21. (3RD RDG) **ADOPTED AS ORDINANCE NO. 85/2008** AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 1157, I-1 LIGHT INDUSTRIAL DISTRICT, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON **PUB HRG: 6/30/08 @ 7:31 PM**

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

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

NO REMARKS ROLL CALL: 11 YEAS, 1 NAY

(MEMBER CIRELLI VOTED NAY)

CLERK TIMBERLAKE: Ten yeas, one nay Mr. President.

#21 ADOPTED AS ORDINANCE NO. 85/2008

PRESIDENT SCHULMAN: Ordinance #21 is therefore adopted. Ordinance #22 please.

#22. (3RD RDG) ***POSTPONED UNTIL 7/14 AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY***

PUB HRG: 6/30/08 @ 7:32 PM

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 under this Ordinance?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we ah...postpone Ordinance #22 until July 14th...ah...per David Dougherty, 6th Ward Councilman.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to postpone the vote on the third and final reading of Ordinance #22 until July 14, 2008. Are there any remarks under this motion? If not by voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS ORDINANCE #19 POSTPONED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The motion carries and Ordinance #22 is therefore postponed until July 14, 2008. Madame Clerk...ah...Ordinance #23 please.

#23. (3RD RDG) **ADOPTED AS ORDINANCE NO. 86/2008** AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY

PUB HRG: 6/30/08 @ 7:33 PM

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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. And I will just remind Council, I believe this is the Ordinance that...this and the next one that follows, where Mr. Dominick had a question about multi....ah....family plans and why the residences are being re-habbed but people are still living there. I don't know if any cares to address that, but just a reminder. Any remarks under this Ordinance? Okay....ah... Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 12 YEAS, 0 NAY

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#23 ADOPTED AS ORDINANCE NO. 86/2008

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #23 is adopted. Ordinance #24 please.

#24. (3RD RDG) **ADOPTED AS ORDINANCE NO. 87/2008** AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG: 6/30/08 @ 7:34 PM**

PRESIDENT SCHULMAN: Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #24. Are there any remarks under this Ordinance? If not, by voice vote.....ah.... roll call vote please Madame Clerk, sorry.

NO REMARKS ROLL CALL: 12 YEAS, 0 NAY

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#24 ADOPTED AS ORDINANCE NO. 87/2008

PRESIDENT SCHULMAN: Ordinance #24 is adopted. Ordinance #25 please Madame Clerk.

#25. (3RD RDG) **ADOPTED AS ORDINANCE NO. 88/2008** AN ORDINANCE APPROVING AND ACCEPTING DEDICATION PLAT OF A PORTION OF WELLS AVENUE N.W.; APPROVING AND ACCEPTING THE REPLATTING OF LOT NO. 42865; 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 #25.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #25. Are there any remarks under this Ordinance? If not, Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 12 YEAS, 0 NAY

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#25 ADOPTED AS ORDINANCE NO. 88/2008

PRESIDENT SCHULMAN: Ordinance #25 is adopted. Ordinance #26 please.

#26. (3RD RDG) **ADOPTED AS ORDINANCE NO. 89/2008** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOT NO. 42791; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #26.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #26. Are there any remarks under this Ordinance? If not, Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 12 YEAS, 0 NAY

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#26 ADOPTED AS ORDINANCE NO. 89/2008

PRESIDENT SCHULMAN: Ordinance #26 is adopted. Ordinance #27 please.

#27. (3RD RDG) **ADOPTED AS ORDINANCE NO. 90/2008** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO EXECUTE AND DELIVER TO THE TIMKEN COMPANY AN EASEMENT ON PROPERTY OWNED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #27.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #27. Are there any remarks under this Ordinance? If not, Madame Clerk, roll call vote please.

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NO REMARKS ROLL CALL: 12 YEAS, 0 NAY

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#27 ADOPTED AS ORDINANCE NO. 90/2008

PRESIDENT SCHULMAN: Ordinance #27 is adopted. Ordinance #28 please.

#28. (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 91/2008** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #28.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #28. Are there any remarks under this Ordinance? If not, Madame Clerk, roll call vote please. Oh, I'm sorry, Member Casar, I think we're doing an amendment on that. I apologize.

MEMBER CASAR: Oh...I apologize, I was.

PRESIDENT SCHULMAN: No, I think it was my fault.

MEMBER CASAR: Okay, Mr. President, I move we amend Ordinance #28 per the copy that all Councilmembers have in front of them.

MEMBER CARBENIA: Seconded.

AMENDMENT

Pursuant to Rule 36, I move to amend Agenda Item No. 28 by Exhibit A attached to the ordinance currently pending before Council with the attached Exhibit A.

PRESIDENT SCHULMAN: It's been moved and seconded to amend Ordinance #28 per the copy that all Councilmembers have in front of them. Are there any remarks? Under that motion, by voice vote, all those in favor, signify by saying aye. Those opposed, no.

NO REMARKS AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: Member Casar, and the motion to amend carries.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: You want to move to amend?

MEMBER CASAR: Mr. President. I move we adopt.....

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PRESIDENT SCHULMAN: Adopt.....

MEMBER CASAR: Ordinance #28 as amended.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: I knew this meeting was going way to smoothly tonight. It's been moved and seconded then to adopt Ordinance #28 as amended and that is the question you are now voting on. 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.

#28 ADOPTED AS AMENDED AS ORDINANCE NO. 91/2008

PRESIDENT SCHULMAN: Ordinance #28 as amended is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We are now under Announcement of Committee meetings.

MEMBER CARBENIA: Mr. President.

PRESIDENT SCHULMAN: Member Carbenia.

MEMBER CARBENIA: I beat ya' Greg. Economic...ah..Community and Economic Development Committee will meet on...ah....February 14th at 6:15.

PRESIDENT SCHULMAN: Thank you.

MEMBER CARBENIA: Ha...February...July 14th.

PRESIDENT SCHULMAN: It's all going down hill from here.

(LAUGHTER)

MEMBER CARBENIA: I know, I didn't have my glasses on, I know that.

PRESIDENT SCHULMAN: Does anybody move we adjourn the meeting? Any other announcement of committee meetings?

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

MEMBER HAWK: Thank you sir. Finance Committee will meet at 6:15 July 14th.

PRESIDENT SCHULMAN: Thank you.

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MEMBER KRAUS: Mr. President.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: Public Safety and Thoroughfares will meet 7/14/08, 6:15.

PRESIDENT SCHULMAN: Thank you. Member West.

MEMBER WEST: Yes, ah....Judiciary will meet July 14th at 6:15.

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Personnel will meet July 14th.

PRESIDENT SCHULMAN: Thank you. Any other announcements?

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT SCHULMAN: If not, we're now under Public Speaks, Open Forum. We have no speakers signed up this evening.

MISCELLANEOUS BUSINESS

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

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I'd like to ah...ask the Service Director ah...Thomas Bernabei...a...make a comment and also ask a question. If I may.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Ah...Service Director Bernabei...ah...ah...this City...ah...trash hauling and sanitation department, in my opinion was one of the best services that...ah...we offer to the citizens of Canton. And I noticed lately that it's ah...starting to...ah...go the other way. Ah...on a couple occasions...ah...one occasion is ah...about three or four weeks ago, we had a storm and I put...ah...some twigs, branches in a 32 gallon, approved container on the curb right beside my normal container and ah...they didn't pick it up. They picked up my regular container but didn't pick that one up. So, me being me, I chased the truck and...ah...*(Laughter)* I asked them why they didn't pick it up. They said "Oh, we don't pick up...ah..branches or twigs or whatever in the container." And I said a few things I probably shouldn't have said but...ah...I preceded home and ah...I called Kevin...ah...ah...Monroe, who is now running the Sanitation Department and I voiced my opinion of, you know, what happened and why they're doing that. And he says "I agree with you Mr.

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Casar that we should pick it up.” He said, “but ah....some drivers pick it up and some don’t.” And I said “Well, wait a minute, we’re trying to keep the City clean...ah...we don’t want those cans sitting out there with twigs sticking out.” I says...he says “Well, they’re worried...ah...the policy because there might be glass in the bottom of the containers or whatever and...ah...that’s why they’re not picking them up.” I said “Just pick them up and dump them.” He says “I agree with you, we gotta look at that.” I says “Okay.” Well, last Tuesday...ah..they came by my home again and the house right next to me, they didn’t pick up. This individual had...and I might say that most of these are senior citizens, like myself that try to keep their areas clean and...and...and you know, just, you know do this. And I says to the driver “Back up please.” So he backed up, I picked the can up and I dumped it. I mean, it was....it wasn’t heavy, it wasn’t anything. So my question to you is, is this a policy change or is this a union matter? Because I think we’re going the wrong direction, we’re trying to keep the City clean. And another thing, while I’m on the subject, you know, we used to, I can understand construction material being...ah...drywall or whatever, but little pieces of wood, if you have a little project going, they won’t take that. They used to take everything except tires and paint and now they seem to be going the other way. And I...I don’t think...ah...it should be done. I know that the drivers, they work hard and the individuals that pick up but I also know that they get done before, in less than eight hours and I think that we should be looking at it and...and go back to the way the service it used to be, a good service, probably the best service the City of Canton has, as I said earlier. But I think it sliding the other way and I’d just like to make you aware of that and see if you’re aware of it and if...if...there’s any policy changes that we might be able to look into and go back to the way it used to be.

PRESIDENT SCHULMAN: Thank you Member Casar. Service Director Bernabei.

SERVICE DIRECTOR BERNABEI: Member Casar...ah..prior to coming down here tonight, I did look on the City’s website which has a list of the rules concerning what they do and what they do not pick up. Uh...number one, I would indicate to you that these rules have been in existence prior to my becoming Service Director. Um..they do have a provision in here saying that yard waste, such as grass clippings, leaves should be properly bagged and placed at the curb, so forth and so on. Branches and brush should be bundled and tied in manageable bundles. I...I do agree with you though....

(FROM THE AUDIENCE: “WE CAN’T HEAR YOU”)

PRESIDENT SCHULMAN: They can’t hear you.

SERVICE DIRECTOR BERNABEI: I...I agree with you that on it’s face, you know this regulation does appear to not make much sense to me. Ah...I have received several telephone calls concerning this. When I receive telephone calls we...ah...I always call the...ah...Sanitation Department and ask them to send another vehicle out to pick them because I think that they should be picked up and I’m in agreement with Members of Council that our job is to pick up the...ah...the waste that is put out there. Ah...if I have the independent authority to do so, I will change this regulation...ah...I need to first check with Mr. Martuccio’s department and he himself is not personally aware whether or not this is or is not a negotiated work rule so I want to inquire into that. Would also like to meet with the union supervision and management and the Sanitation Department to discuss and to determine if there is any other rationale other than what appears to us. Ah...but again, I agree with you and I agree with the other Members of Council with concerns, who have called about this. And I do think that it’s a rule that we need to look at and ah...hopefully I will attempt to get this changed as quickly as possible.

MEMBER CASAR: Thank you Service Director Bernabei.

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MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Thank you ah..... yes, Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. I have to concur...ah...Safety...ah...Service Director Bernabei, I had some calls with the exact same thing happen and they left the can sitting there and I went out and checked and they were still there the day nex...the next day. Um..I got some calls today before I came to Council and I stopped by a couple people's houses because apparently they had dropped off some of the blue containers for the recycling and some of my constituents were older people and I don't...I'm sure you've probably seen these containers. And their concerns were, first they have to put their name, it says on there and they...put their name and address and what have you to identify it's theirs. They were wondering is something....if somebody would steal it, are they responsible for it. Um...if somebody dumps...you know, comes and dumps everything that they have out put the night before and dumps it all on the curb and they don't know about it, are they going to be responsible to pick it up or are...are...our Sanitation men going to pick it up.....or ladies going to pick it up? And then...um...some of them were complaining because their kind of large and they felt that when they're full and bad weather comes and rain comes and what have you, they said it's going to take two hands, and I have to agree with them...take two hands to carry this out to the curb. And now they said, they put their trash in a bag and they can drag it but they are not going to risk taking this and carrying it for fear that they might fall or what have you in the ice and the snow. So, they...you know, I said I would bring these questions up to find out some of the answers. I told them to use common sense, don't carry it if you're afraid for...for your life or something.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Service Director Bernabei.

SERVICE DIRECTOR BERNABEI: Mr. President and Member Cirelli...ah...addressing your questions...ah...in the order that you directed them...ah...number one, regarding the identification, there was a sticker put on each and every one of these bins fully for the purpose of the convenience of the resident, that is if in fact the item blows down the street or if somebody else in fact takes it and attempts to sell it a flea market or otherwise, the purpose of it was to identify it as number one, the City of Canton's property and number two in the neighborhood as a certain resident's particular property. There is no requirement however that they do place their name on that, that was really for the resident's convenience. If they should lose it in some way shape or form, if it should be stolen or otherwise, they can call us and we would replace that container. If that happens on more than one occasion, of course we're going to have to discuss whether or not we want to continually replace a container for the same family or for the same resident, we'll have to discuss that if that happens but, certainly on the first occasion, we will be more than happy to replace it if that happens. Regarding if someone else turns that over...ah....the same rules would apply as if someone were to...ah...turn over their garbage and/or if an animal were to get into it, it's up to the individual resident to, you know, maintain it and keep their property in a clean state and a clean condition. Ah...as to carrying it out, again, each resident will have to utilize their own common sense as to their physical capabilities and so forth as far as taking it out to the curb or not taking it out to the curb. Ah...I don't know if anybody...if many of you have seen these containers, they are not extraordinarily large. Ah...if anything, I have a concern that they may not be large enough to handle all of the recyclable materials that may come out of that any single household. These in the industry, a traditional and normal...normally used size. But it's the size that is much smaller than the 32 gallon waste can that we utilize for all residents who choose to use them. So hopefully this will be a good medium size for everyone to use to the best of their abilities.

PRESIDENT SCHULMAN: Member Cirelli.

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MEMBER CIRELLI: Thank you Mr. President. Um...two other things, I forgot to ask and one was the fact that they told me that they had skipped the houses that were duplexes and that they had not put them at every house. So is there some sense of order that they're doing this? Were they going like every other house, so I drove a couple blocks and I saw them...on one block, I saw them at every house, another block I saw them at every other house. So I didn't know what the....you know, what the idea of that was about.

PRESIDENT SCHULMAN: Director.

SERVICE DIRECTOR BERNABEI: Member Cirelli, they are working of a street number list...ah...it should be...that list should contain each and every house that is on our sanitation route. So there should be no skipping of houses, if a house was skipped...ah...I can't explain that...ah...they should also be dropping off a container at all duplexes, both...ah...entrances to both duplexes. Again, as long as both duplexes are serviced on our sanitation route.

MEMBER CIRELLI: Thank you...ah...Service Director Bernabei and thank you Mr. President.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Member West.

MEMBER WEST: Yes Mr. President. Um...this past weekend, we had a lot of rain....

PRESIDENT SCHULMAN: Ha...I am in fact building an ark in my garage as we speak.

(Laughter)

MEMBER WEST: But every time we get a lot of rain, I have...ah...a trip that I take. I take it down northeast and I go through Irwin and I check the water, the creek at Nimisilla Creek. Today, we talked a lot about building...ah...storm sewers and how efficient it will be and how fast the water will flow. Last week when I went down to Nimisilla Creek, it was almost dry, not literally but down by Lucia's, it was almost dry, you had some dirt there and I was...I was amazed at how fast it filled up and my concern is after we talked today about all the water that will be traveling...ah...through the City to Nimisilla Creek and that the residents down there five years ago had a massive flood. I guess I've been fighting this for four years and five years and I'm not certain that we have an answer but I'm wondering if the...if Administration...this Administration will look into some possibilities of either getting some funds so that the families can move out of that area so that we don't have to make those trips. We know it's a flood plain down there. They know it's a flood plain but many of them don't have money to move. Ah...but they own their homes, they built their homes in that area and they want us to protect it. Uh...but we have no answers for them. So I'm wondering if there's some kind of strategy or some kind of plan that we could put in place and it's beyond me. Because I don't have the...the mind set to address those type of issues. But if somebody could come up with an answer for the residents in that area so that they...it's almost like they have post-traumatic stress syndrome. Every time it rains like that, people get excited. People get worried and they're out on their porches looking to see if it's going to get above...and Member Healy, you remember when you was running for State Rep...you had your sign up there and they was gauging the water by your sign and I think that we have to present this...we have to present this community or this neighborhood with some type of answer and if we could start looking into that because we can't keep looking at the efficiency of our storm sewers and then it just floods that area. Um...so....I guess it's a comment for anyone to come up with that answer would help.

PRESIDENT SCHULMAN: Thank you Member West. Any other Miscellaneous Business? I have one thing I'd like to say...you know we're blessed to have a great Mayor and Law Director but the Service Director and

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the ah...Safety Director and we've met the ah...and the Safety Director is blessed to have great children. And we've met Bailey and we love Bailey and now we've met Nick and I wanted to just recognize...ah..Nick tonight. He is going to Camp Pendleton to join the Marines and Camp Pendleton is..ah...near San Diego which is probably going to be the best deployment you ever will have. But in any case...ah...I want to recognize you and I know I speak for all Members of Council and the Administration, we honor your service to our Country and we certainly wish you a safe deployment wherever that may be. So thank you.

(APPLAUSE)

PRESIDENT SCHULMAN: 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: *(Gavel falls)* Meeting is adjourned. Thank you ladies and gentlemen.

ADJOURNMENT TIME: 8:15 P.M.

ATTEST:

APPROVED:

CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

ALLEN SCHULMAN
PRESIDENT