

MINUTES OF THE MEETING JULY 16, 2012

PRESIDENT SCHULMAN: *(Meeting begins with Irish music)* That was a introductory song obviously. I saw people going, what is that. We have the Ulster Project here tonight and we're hoping that, that brought back some fond memories. *(APPLAUSE)* So for those who were making that, what is that face, that's the reason and yes I'm speaking to you. With a roll call, with a quorum being present, the Chair does call this meeting of Canton City Council to order. Roll call vote please Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

10 COUNCIL MEMBERS PRESENT: (DAVID DOUGHERTY, JAMES GRIFFIN, JAMES BABCOCK, MARY CIRELLI, GREG HAWK, THOMAS WEST, KEVIN FISHER, JOHN MARIOL, EDMOND MACK & FRANK MORRIS)

TEN COUNCIL MEMBERS PRESENT. (MEMBERS COLE & SMITH ABSENT)

CLERK TIMBERLAKE: Ten present, Mr. President.

EXCUSING MEMBERS

PRESIDENT SCHULMAN: Thank you Madame Clerk. Before we excuse Member Cole, I want to also recognize in the audience Carol Briney who is going to be addressing us later but she's with the Re-Entry Bridge Network which brings children, families and communities together and I think she has some people here tonight. Carol do you want stand real quickly so we can recognize you and...*(APPLAUSE)*...the people with you. Welcome to Canton City Council. This is going to be a really long meeting so, you have come to the right night. Member Dougherty.

MEMBER DOUGHERTY: Mr. President I move we excuse Members Smith and Cole from tonight's meeting.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you dis...that you recognize a motion to excuse Member Cole and Smith from this evening's meeting. Any remarks? Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, the motion carries and Members Cole and Smith are excused from this evening's meeting. I know they wanted to be here but, I know that Member Cole actually is away from the city and Member Smith had personal business to attend to. Tonight's invocation is going to be given by my friend and Ward 8 Council Member, Edmond Mack. Will you all please stand all of you and remain standing for our pledge of allegiance.

The regular meeting of Canton City Council was held on July 16, 2012 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council Cynthia Timberlake. The invocation was given by Ward 8 Council Member Edmond Mack. The Pledge of Allegiance led by President

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Schulman.

PRESIDENT SCHULMAN: Thank you Member Mack.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President I move we suspend Rule 22A to add 2nd Reading Ordinances 9 through 20 except for 16 which was Retained in Committee.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you suspend Rule 22A to add the 2nd Reading Ordinances 9 through 20, Retaining Ordinance 16 in Committee. Are there any remarks? Hearing none Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. The motion carries.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: And we now turn to Public Hearings of which there is none this evening.

OLD BUSINESS

PRESIDENT SCHULMAN: Turning to Old Business the Chief of Staff and the Director Price has indicated that he has no...

DIRECTOR PRICE: I don't other than for folks who were here the last time, the Ulster Project students were here, I promised not to speak in any foreign language.

PRESIDENT SCHULMAN: Our Director tried to speak in a language that you would recognize although even you would not recognize that language. We're going to jump...we're going to change the schedule a little bit. Rather than go to Public Speaks for which we have, I think 28 or 29 speakers tonight so that's quite a few and I'll make a comment about that in a moment but we're going to go to Informal Resolutions so Madame Clerk would you please read Informal Resolution #51

INFORMAL RESOLUTIONS

#51. COUNCIL-AS-A-WHOLE: COMMENDING AND CONGRATULATING CANTON MARATHON LLC FOR THE SUCCESS OF THE INAUGURAL RACE AND THE BENEFIT TO THIS COMMUNITY. - ADOPTED

PRESIDENT SCHULMAN: Leader.

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MEMBER DOUGHERTY: Mr. President I move we adopt Resolution 51.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution 51. Any remarks?

MEMBER DOUGHERTY: Could I have that read please?

PRESIDENT SCHULMAN: Yes, Madame Clerk, please.

CLERK TIMBERLAKE: *WHEREAS*, On June 17, 2012, Canton was the host of the inaugural Canton Marathon Festival weekend organized by Stephen Mears, CEO and Julia Dick, President of Canton Marathon, LLC and Rob Steinberg, Race Director; and *WHEREAS*, The Marathon drew well over 5,000 participants from 41 states and 2 foreign countries for the five events: Full Marathon, Half Marathon, 10K, Team Relay and Kids Dash; and *WHEREAS*, The Marathon spanned across two cities and three townships; under the direction of Christian Feller, Head of Security and Logistics, who collaborated with the safety forces from Canton, North Canton, Jackson Township, Stark County Sheriff and Ohio State Highway Patrol over the two days of events; and *WHEREAS*, Not a single taxpayers dollars was spent on the event thanks to the sponsors: Karcher Group, Subway, Mola Productions, Strategy One Marketing and Pinnacle Press; various donations from several other entities and approximately 1,600 volunteers all contributed to the success of this Marathon; and *WHEREAS*, The Canton Marathon was a celebration of health and wellness activities with a diverse range of events for all family members making a very memorable weekend for both runners and spectators; and *WHEREAS*, The Marathon provided significant economic impact and generated revenue for the local communities with the potential for growth. The Canton Marathon is poised to become one of the top sporting events in Stark County along with the Pro Football Hall of Fame and OHSAA State Football Finals. *NOW, THEREFORE, BE IT RESOLVED*: that we, the Members of City Council of Canton, Ohio go on record to congratulate *CANTON MARATHON, LLC* for the success of the inaugural Canton Marathon.

(APPLAUSE)

PRESIDENT SCHULMAN: Are there any other remarks? Hearing none, by voice vote all those in favor of Resolution 51, signify by saying aye. Those opposed.

NO REMARKS

RESOLUTION #51 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries. Resolution 51 is adopted. Leader Dougherty.

MEMBER DOUGHERTY: Thank you Mr. President. With me tonight I have the brains behind it. Come on over guys. This is Chris Feller, Rob Steinberg, Steve Mears. Now I got on this committee back when the, the Bicentennial Committee in 2005 and then Mayor Creighton asked me to be on the committee cause they needed a representative from Council so that's where I met Steve. So he calls me up and I didn't want to return his call actually cause he always has work for me to do. So he put me on the Board and gave me

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security and logistics and I said I am supposed to run this. He said well yea, unless you can find someone smarter than you. I said no problem and it was nice to get to meet Rob. If I may Rob, a lot of you saw his picture in the paper during the Marathon and everything, how many total pounds have you lost.

ROB STEINBERG: 80.

MEMBER DOUGHERTY: 80 total pounds he lost once he came on board and got on the Aultman weight loss diet and he was the one that did a great job on the Marathon also and Chris Feller's the one I, I came and asked to run the security and logistics. He runs disasters OK, for the County when they happen so I figured if this was going to turn in to a disaster, he's the best guy to have there. So I mentored him a lot through the years at Aultman, he's been there a long time. He was in Security. Got his start there. He went and got his degree and he got to mentor me and I learned a lot and these guys did a great job and Julia Dicks also, who isn't here tonight, excellent job as we have the CEO and President of the Marathon and hope to do...this is great for Canton. I had one of the guys, I told them two weeks ago, he's been in 156 Marathons and he said this one was the best done logistically so, that was a real great comment for yourselves. What you accomplished and we have a copy of the Resolution we'd like to give all of you. You can have this one at the office for you and Julia and one for each of these. Thank you very much. *(APPLAUSE)* Thank you, great job.

STEPHEN MEARS: So sure, I got the title and I have to talk. We can't do this without guys like Chris Feller and Dave Dougherty and people like you that support us and we're coming back next year and it's going to start downtown. Thank you.

PRESIDENT SCHULMAN: Great. *(APPLAUSE)* Turning now to Informal Resolution 52. Madame Clerk would you please read that Resolution.

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

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President I move we adopt Resolution 52.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution 52. Are there any remarks?

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Could we have that read please?

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PRESIDENT SCHULMAN: Absolutely. Madame Clerk.

CLERK TIMBERLAKE: *WHEREAS*, The Massillon/Canton Ulster Project is an inter-denominational organization working to promote peace in the turbulent region of Northern Ireland. Each year, the Ulster Project brings teenagers from the Greater Belfast area to Stark County to live, work and play with American counterparts for the month of July. Local families having a child of similar age, play host to these admirable children. Together, these teens spend a life-changing month learning to see beyond differences in nationality and religion; and *WHEREAS*, For the past 30 years, the Massillon/Canton Ulster Project has afforded the opportunity to hundreds of Northern Irish youth, the opportunity to make friends from the opposing sides of the existing conflict in their country. Through the generosity of Stark County citizens, these future leaders get a first-hand glimpse of America, the values of freedom, equality, and brotherhood that we, as Americans live by; and *WHEREAS*, The existing hope is that friendships made and lessons learned in America will make their way back to Northern Ireland, helping to bring harmony and healing to their people in a trouble land. It is our hope that together, we can change history. Ulster Project teens experience opposite faiths here in America in the hope that these experiences will help them relay to their people that hatred is so fruitless. *NOW, THEREFORE, BE IT RESOLVED*: that we, the Members of City Council, do hereby go on public record as commending all those involved in *THE ULSTER PROJECT* including the Executive Committee, their American host families and the host teens for their endless hard work and dedicated efforts to help building an understanding and friendship between Catholic and Protestant teenagers from Northern Ireland. We further commend our Northern Irish guests for their vision of a peaceful and democratic nation

PRESIDENT SCHULMAN: Thank you. Any other remarks? Hearing none, by voice vote on Resolution 52, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #52 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries. Resolution 52 is adopted. Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. I'd like to present the one that she just read and then I have some others that I'll give them to give to the young people. Thank you.

PRESIDENT SCHULMAN: Great. Thank you.

MEMBER CIRELLI: My son has been involved in this about 20 years and I just heard today from our employees, they said well the tapes have arrived and I thought, what tapes. You know close mother, son relationship and it was the tapes of the music that they played and I appreciate everybody's tolerance on that and I think you all understand the importance of all the problems going on. Now they're having a little discussion who's going to accept this so, young man will you come forward and I'll give you this on behalf of City Council and I want to thank all of you and hope you have a wonderful trip here and get my card and email me when you get home and let me know have things have went for you, OK, and I'll be there at the closing. I didn't get there when you arrived but I will be there this year at the closing so, I have this for you and I'm going to let you speak and this is for all the different people you can give it to them because some of their... I might not do to well on pronouncing even though I'm Irish. It goes way back, but I'll let you say a few words

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of your experience OK. Thank you sir.

UNKNOWN SPEAKER FROM ULSTER PROJECT: Alright, thanks very much to everybody in here for making us feel so welcome and this is kind of unexpected I have to say. *(LAUGHTER)* But I'm sure you can see even from looking at the people to the left of me here, stand up everybody there so that everybody can have a look at you *(APPLAUSE)* Having already spent a few weeks with these people, and before that in Ireland, it's clear the benefits of the Ulster Project and I just want to say that I hope it continues. That's more or less it, so thanks again for this gesture. *(APPLAUSE)*

PRESIDENT SCHULMAN: Thank you. Well for someone who didn't know they were going to be called up, you did a great job and now you can go back and become President of the Northern Ireland City Council. In any case, thank you very much, all of you for coming. We wish you the very best while you're here and obviously wish you a very safe journey home. And you'll be happy to know, you do not have to stay through this entire meeting so if you, because I know some of you are going *(snore sounds)* very tired but you can leave if you wish. If you want to stay, you're more than welcome but we do have a very full agenda. It's going to be a long meeting and if I was in your place, I'd leave. *(LAUGHTER)* In fact tonight, I wish I was in your place so, thank you again. Have a very safe trip home.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: OK now we go back to the regular agenda which is Public Speaks and as we indicated we have I think 29 speakers. Some of you have been here to speak to us before, others of you have not. A number of you are going to address the issue of fracking, oil and gas development. All we would ask is first, you have three minutes to address Council and the Mayor and the administration and believe me, we listen to people who do speak. We're not taking it lightly. However, we would ask that you not just repeat what the person before you said. We have a pretty good sense and we're very sensitive to this issue of hydraulic fracturing and what it means to communities and the dangers and risks inherent within it. So we do have that knowledge to begin with. So I'm going to begin with and I apologize if I mispronounce anyone's name, just come up and correct me, Pettis Leland. Mr. Leland. My friend from the submarine. Good evening. If you'll give us your name and your residential address and welcome to Canton City Council sir.

LELAND PETTIS: Thank you Mr. President. My name is Leland Pettis, 601 Park Place NE, Canton. Mr. President, Honorable Members of the Council, can you hear me?

PRESIDENT SCHULMAN: Yes.

LELAND PETTIS: It's kind of odd. One of the problems with fracking is knowing what the problems with fracking are. What happens is if there's a problem, there's a lawsuit and then the lawsuit gets settled and then there's a non-disclosure clause in there, basically a gag order. So I would like you consider these to be the tip of the iceberg. These are all problems that there have been with fracking *(has paper listing of lawsuits)* and it won't totally unroll and this would be available to you after the meeting of course at your perusal. Last time I had the privilege of speaking with you, I told you that we don't know what fracking fluid is and that is still the case but I have uncovered some interesting lists. When chemical and biological risk assessment was done in New York state, they concluded that 2 to 4% of the wells would pollute ground water over the short term and that serious regulatory violations would exceed 12%. One in every six gas shale wells will leak fluids to the

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surrounding rocks over the next century and each well will be associated with 8 tons per year of sediment and discharge to local water ways. They came up with a short list of the things that are in fracking fluid, only one page and that's available also if you'd like to look at that afterwards. There was also a list after a problem in Pennsylvania and they were able to find out some of the fracking fluids and that list goes to about 2 ½ pages, 2 1/3 pages and all of these are long unpronounceable, many of them are poisonous toxins that cause cancer and so on. When the United States House of Representatives looked at it, they did a very interesting study on the whole issue of proprietary formulas and they put an appendix at the end, Appendix A and it is a list of fracking fluids and it goes on for 18 pages. Eighteen pages of the various things that can be in it. Apparently this fracking fluid comes from independent contractors and it's tailored to the particular well so, in addition to the proprietary rights, they also have a competitive not to, not to reveal these. Any of this material is available to you and I thank you once again for listening.

PRESIDENT SCHULMAN: Thank you sir very much. (*APPLAUSE*) Our next speaker is Patricia Kirk. Miss Kirk, good evening. You've certainly been here before. Welcome again to Canton City Council. If you'll come up and give us your name and your residential address please.

PATRICIA KIRK: Hello my name is Patricia Kirk. A lot of you, most of you know me already and I am assuming that you all got your letters. Please hold your hand up if you got your letter and read it. The reason I wrote that letter is because when you are asked to vote tonight on the replatting of lots 22, 23 and 24 of the Kresge lot, I want you to use your conscience and I want you to remember that last meeting, you did not want to hold the vote back to hear the public voice on this. You voted no, it's not necessary to do that. I have a survey of over 200 taken just one month ago. I have another survey of over 200 taken in 2008. They are of people that know Kresge lot, that live by Kresge lot and work around Kresge lot and I am shocked that this body of people does not listen to what the people want. They want a park, they want trees, they want relaxation, they want green space but what they do not want is a building and this is very important. If any of you want a copy of this, please ask for it and Leader Dougherty my information is correct in the letter and Michelle we have pride because Kresge was in business for decades. The Kresge Foundation grants go to Germany. It is nationwide. It is recognized as an institution of the city of Canton. I am asking you to vote with conscience. Thank you.

PRESIDENT SCHULMAN: Thank you Miss Kirk. By the way just so the record is clear and you and you're aware, we do not vote on that tonight. That will be in two weeks and so unless I'm missing something here. So we vote on that on the 30th. So if you do....(*inaudible from audience*) yes, number 12 is just 2nd reading.

CLERK TIMBERLAKE: In Committee, it's in Committee.

PRESIDENT SCHULMAN: We're not voting tonight. We're voting in two weeks when it comes up for third reading. I just wanted you to know that and anyone in the audience that might be concerned about that. But thank you as always. Our next speaker is Carol Briney. Miss Briney, I think I introduced you earlier. Good evening, welcome. (*APPLAUSE*)

CAROL BRINEY: I just want to express gratitude to Councilman West and Mariol for being with our group. This is our youth summer group and they can and were with us at 4:30 so, this group of guys has been here

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since 4:30 and we're going to follow the Irish out in just a minute. (*LAUGHTER*) You set the precedence, it was beautiful. I did want to take a minute to the Council to address who we are. This particular summer group is an awesome group of guys that we've grown very attached to. It's a nine week program and we've got experiential activities in the community for them that are very diverse and very multi-cultural and they endure when we take them to City Council meetings and other such things. So, but they get to go to Sluggers and Putters so that will make up for this. Not that we don't love you. We have programs that we write for inside prisons. I spend up to three days a week inside male prisons. We have programs for those people when they're coming home. We have programs for their families, juvenile and adult and you will soon be hearing from us as we'll be approaching you all to do a series of speakers programs that are, that should give the whole city a lot of information on re-entry and what does this look like and who are these people and how we can unite ourselves and come together and solve a whole lot of problems so, you'll be hearing from me. So thank you for this wonderful city and thank you very much for being with us so earlier. Thanks Mayor.

PRESIDENT SCHULMAN: Thank you very much. Thank you for all your good work and good night guys. See ya. Our next speaker is David Kaminski. Mr. Kaminski it's always a pleasure to see you. If you'll step forward and give us your name and your residential address please and welcome.

DAVID KAMINSKI: Mr. President and Mayor, Members of the City Council, Members of the administration. My name is David Kaminski. I live at 130 32nd Street NW in the 9th Ward and I am here as the Director of Energy and Public Affairs of the Canton Regional Chamber of Commerce. I have come here to tell you that the business community is excited about the opportunities that are coming through exploration and production in the Utica shale. I will start with the enormous local investment, \$225,000,000.00 by the Timken Company to expand the Faircrest Steel plant to meet the demands for drill bits and other specialty tools. I next go to Chesapeake Energy which employs about 200 people in downtown Canton. As you know, it has announced that a site about two miles east of Canton in Louisville will be the location of it's permanent Utica field operations. Marathon Petroleum in Canton has constructed a facility that can accept crude oil and other products by tanker truck until pipelines can be constructed from the Utica oil and gas fields to the refinery. Baker Hughes, the worldwide oil services company plans to establish temporary headquarters by the fourth quarter of 2012 at it's campus in Massillon where it will operate 4 to 6 fleets of 30 trucks each. Construction of the permanent facility in Massillon should begin by the end of the year. A Baker Hughes official outlined these plans at the Chamber's 2nd Oil and Gas Business Development seminar in June. At our two sold out seminars so far, we have had about 250 local business men and women learn about business opportunities that could be available to them through the Utica exploration. Also at the Chamber we are paying for a marketing study to help promote Stark County and greater Canton as Canton the Utica capital. Companies like Baker Hughes, Chesapeake and many others will be hiring a lot of truck drivers. Stark State College among them is stepping up it's efforts to train local and area residents as commercial truck drivers which will provide them with a lifetime of skill. Stark State also is developing several areas of studies to train people in the technical skills required to work in oil and gas production and of course, Stark State is closing in on a Canton location for it's \$10,000,000.00 campus to develop the energy work force here. These are just the highlights. People who create jobs in this community are excited about the business opportunities that are coming through the Utica and we hope that you, Members of City Council are excited about these opportunities also. Thank you.

PRESIDENT SCHULMAN: Thank you very much Mr. Kaminski. (*APPLAUSE*) Our next speaker is Mike

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Chadsey, is that, did I get it. (*Inaudible comment*) No, no, no, how do you pronounce it. If you'll give us your name and your address, then I'll apologize for mispronouncing your name.

MIKE CHADSEY: Chadsey.

PRESIDENT SCHULMAN: Sorry. Thank you Mr. Chadsey. Welcome to Canton City Council.

MIKE CHADSEY: I'm not with the Irish group although I was given credit upon my arrival for the program.

PRESIDENT SCHULMAN: Well you'd never know a green shirt, red hair, I don't know.

MIKE CHADSEY: It's weird. It was very bizarre, the seating but my name is Mike Chadsey and I do live at 2434 Wrens Drive and I just wanted to stop by to the Utica capital this evening, Mr Mayor and really thank the administration and the Members of City Council for your work with the industry so far in Stark County and in Canton and now as you discuss leasing city owned land to the industry and you've done that conversation and are asking frankly, all the right questions. And I had a chance Mr. Mayor to sit in on your presentation a little bit ago in Committee and really tip my hat to you and to others who worked on that. You are really going above and beyond to do what you need to do to answer the questions for the residents of Canton and of Stark County and are addressing the concerns and really laying out a plan of how you're going to prepare for the industry as it moves into town. With that being said, I'll just give you some quick numbers here from the Ohio Department of Natural Resources, Division of Mineral Resource Management. For those of you in the room who are not aware, the total number of wells drilled in Stark County is 6,457. Of those producing wells there are 2,998. Now granted, most of those are going to be your traditional vertical ones. Most of those granted have been hydraulically fractured but again, you have quite a history of oil and gas development in this county. Annual land owner royalties that have been paid out are just a little over \$9,200,000.00 so there's been quite a history here again with the landowners in Stark County in building that relationship with the industry, with the governing body and with the landowners and putting all the pieces and parts together to develop the industry, to develop the resource, to manage it properly and that's kind of my final comment here. This is where I leave it here. It is about managing. It is about managing the risk, making sure that risk doesn't become a hazard. It is about managing those businesses coming into town, all that there is involved there and it's also about managing those relationships with not only your constituents but those landowners that have oil and gas leases. So there's quite a bit of management through this entire process that has to be taken care of so, I want to congratulate you in those efforts. Thank you for working with us and we continue to look forward to that in the future. Thank you.

PRESIDENT SCHULMAN: Thank you sir, very much. Our next speaker is Tara Nelson. Miss Nelson if you'll step forward and give us your name and your residential address and good evening.

TARA NELSON: Good evening Mr. President and Council Members.

PRESIDENT SCHULMAN: We need your name, I'm sorry and residential address.

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TARA NELSON: It's a Tara Nelson, 1226 St. Elmo NE.

PRESIDENT SCHULMAN: Thank you.

TARA NELSON: None of the city land has been identified for fracking. Does that mean parks and, parks that have wells on them? Do any of you really plan to allow gas wells yards away from sliding boards and swing sets? Does this mean that city water plants alright, does this mean that city water plants in Sugarcreek? Do you and wait, do any of you trust the same oil industry that brought us BP oil spills and Exxon Valdez to our prize water plant? How much would an accident cost and Mr. Mayor, have you answered that? I did not hear the answer but are you willing, wait, are you willing to bet your elected offices that it's less than the \$50,000.00 the city will get for selling the mineral rights. I'm sorry \$500,000.00. And what would your constituents think when you have to jack up their water rates 300 to 400 to cover the costs of the accident. How would you explain to me and my neighbors, my kids. Are you ready to put all of the money in trust and honor in and industry with a history of screw ups? Gambling is one thing, it's risky but there is always a chance you might get rich but betting your house on the same industry who's safety record includes this mornings explosion in Bolivar, just think. Thank you guys.

PRESIDENT SCHULMAN: Thank you very much Miss Nelson. (*APPLAUSE*) Our next speaker is Skyler Lewis. Mr. Lewis good evening. If you'll step forward and, if you can get out, and give us your name and your residential address please and welcome to Canton City Council.

SKYLER LEWIS: Good evening Mr. President and Council Members. My name is Skyler Lewis. My address is 1226 St. Elmo NE. I'm going to Timken this year as a Sophomore. I play, I play football and I wrestle. I drink tap water everyday as most of you all do to, till when I wake up, till I go to sleep. The city of Canton gets fracked there is a possibility that everyone can become sick from all the chemicals in the hydraulic fracking water including me. I've seen what hydraulic fracking can do to the human body if our wells and aquifers get contaminated. I don't want my future and me playing sports and becoming healthy get ruined because of an unhealthy way of fracking gas and oil. I'm a positive citizen of Canton but without clean water we will end up as the next landfill or even the next Gasline. Thank you for listening.

PRESIDENT SCHULMAN: Thank you very much sir. (*APPLAUSE*) Our next speaker is, and I apologize Eric Bombush.

ERIC BOARDMAN: Boardman, B-O-A-R-D-M-A-N.

PRESIDENT SCHULMAN: OK, you've got to get better writing, that's all.

ERIC BOARDMAN: I'll be a better speaker than a writer.

PRESIDENT SCHULMAN: Good evening. If you'll give us your name and your residential address.

ERIC BOARDMAN: Eric Boardman, 4183 Rome South, Mansfield, Ohio. Thank you for the opportunity to

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speaking with you tonight. I came because I felt it was important. I've spent at this point over 1,000 hours studying fracking and the oil and gas industry. I look back over my journey and it started pretty naively. I became concerned and then alarmed and then I called departments like the ODNR and I realized pretty quickly talking to people that the ODNR is basically a cancered agency, if not a corrupted agency. I mean there's reasons for that, I don't have the time to get into it but the oil and gas industry uses three powerful tools and one of them is money. There's no doubt about it. Number two is public apathy which is changing and that's what they've, that's what they really fear is the change of the public and number three is the quite frankly their liars and I don't throw that term around lightly. We weren't raised that way but, one of the biggest lies that they tell is fracking has been done safely for 50 or 60 years. You're going to hear that repeatedly, repeatedly. Well what's happened is they, fracking in Pennsylvania and it's kinda like a politician starting to have a voting record. Well there's problems in Pennsylvania so this is from Range Resources. A spokesman for Range Resources which drills and operates in the Marcella says, Marcella shale says, we've learned many valuable lessons as they begin to grasp the extensive Marcella's. Much of what's happened in Pennsylvania will not happen in Ohio because we have learned from our failed mistakes. It's like a toddler taking his first steps. When my wife had our first child it was a totally different experience than our second. Now I can only imagine that when they went into Pennsylvania they didn't tell the Pennsylvania people that hey, this is new, we don't know what we're doing. I'm sure they came in and say hey we're experts. We've been doing this for 50 or 60 years and now you're seeing thousands of mistakes, thousands of problems. Slick water fracking is totally different. The volume, the scale, the industry mechanism of it, the chemicals. They're drilling down into the shale itself. The shale is where radiation is produced. It's where radon gas is produced and when you bring that back up it doesn't hurt you. I could be standing right here, it wouldn't bother me but if you inhale it, you ingest it, you drink it, it creates havoc with your body and this is the stuff you're going to be drilling. This is the inherent. It comes up with the drilling and you're making a huge mistake to allow people like Tom Stewart and Representative David Hall and Representative Tom Neihouse to set the agenda on this and you should be asking for three things. The return of home rule. The way they took home rule from us, that's something that Vladimir Putin would do. You know, and then (APPLAUSE)...full disclosure. It's still partial disclosure no matter what they say and then last but not least, we want testing of the flow back fluid, independent testing. They haven't tested this stuff since 1989. (APPLAUSE)

PRESIDENT SCHULMAN: Thank you. Thank you sir very much. We appreciate it. Our next speaker is Renee Bogue. I actually got it. Thank you. Welcome Miss Bogue to Canton City Council. If you'll give us your name and your residential address.

RENEE BOGUE: My name is Renee Bogue. I live at 204 Willow Avenue in Massillon. Just to comment on a previous speaker. No amount of money is worth poisoning our water and if fracking is so safe why did the SB 315 gag our doctors. (APPLAUSE) Now I'll get on with my....OK, although my address is in Massillon I have many ties to Canton city. I put myself through college working in Canton city and after college I worked two jobs here. I make the majority of my purchases as far as goods and professional services in Canton city. I have attended countless activities at the Cultural Center and even recently was one of the sponsors for a tournament held by a Canton team however, if Canton allows gas shale drilling, my relationship to this city ends. Why does the city want to drill when the U.S. EPA final draft report on fracking and its impact on drinking water will not be released until 2014. Why does Canton want to frack when oil and gas companies do not have to install green completions to capture harmful emissions until 2015. We already have toxic air. We are, currently have an F grade for ozone and a D grade for particle pollution as listed by the American Lung Association in their State of the Air 2012 report. What will be our next grade when we have cancer

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causing benzene and volatile organic compounds seeping 24/7 from these wells. Will Canton be the next cancer cluster in Ohio? Mayor Tillman warned us about the toxic air emissions and Dr. Steingraber at Kent State warned us of the life threatening illnesses associated with drilling. Why would Canton want to drill know that they could irreversibly poison their water? If that happens, what is next? What is your plan? You will either have a cover up or a mass panic. Common sense dictates that shale gas drilling is not worth the risk. Canton could face litigation from water contamination, property damage and health related illnesses. Jonathan Marrero had an excellent idea when he suggested that we sell our clean water. Clean water will be the most valuable commodity of the future. The money from this boom and bust industry is just a band aid for the budget. All these gas wells will leak, cement shrinks and crumbles and steel rusts. The well board then becomes a perfect conduit for methane to our ground water. Canton will be left with monitoring and if possible remediating these wells for generations and where is that money going to come from. The perpetual anxiety of whether or not the water is safe for drinking, cooking, bathing will be what your families will face. They will be asking themselves daily, is our water safe? Each Member of Council must do their due diligence on this new technology. Please go to CastOhio.org and look under resources, links of interest. If you do this, you will not vote to drill for shale gas in Canton. Please protect the health, welfare and safety of your citizens and their families. Thank you.

PRESIDENT SCHULMAN: Thank you very much. (*APPLAUSE*) Our next speaker is Donna Carver. Miss Carver, good evening. If you'll step forward and give us your name and your residential address please.

DONNA CARVER: Hi, my name's Donna Carver. I live at 112 North Cherry Street, Mt. Gilead, Ohio. The reason I came tonight is I'm originally from Pennsylvania and I have watched with horror the problems and issues involved with hydraulic fracturing. Frankly the, there is no evidence of ground water contamination, it's just fancy speak. They will not release the chemicals until 60 days after drilling therefore, you can't test for the chemicals prior to drilling. That's how they can say no evidence of water contamination. The other thing that they say is there is no evidence from fracking. Well, they're talking about the moment the water fractures the shale. Well, they're right. It doesn't contaminate it right then. It comes later. So when I say fracking contaminates water, I'm talking the entire process from beginning to end. The other reason I'm here is I'm originally, I reside in Morrow County and as everyone knows, that was the oil boom of the 1960's. Morrow County water is nasty from the 1960's drilling. I can only imagine what it's going to be like when they start fracturing. We are also the waste dumping capital of Ohio. We have 13 injection wells and I am tired of the industry saying that it's highly regulated. I'd be happy to share you, share with you pictures that I've taken of injection wells in my county. This is what they call highly regulated. I have copies of reports showing that these injection wells have leaked into people's water wells, come straight from ODNR's own reports. I, I, they talk about the jobs it brings. Well you know what happened in Pennsylvania, they bring in their own workers. They raise the rents to where locals can't afford to live there. They talk about all the things it's going to bring (*APPLAUSE*) but they don't tell you the bad things it brings, increased crime, prostitution. Yes, for the drill workers that are out of state. Believe me, it's booming. You ask any Police office that lives in Washington County, Pennsylvania, he'll tell ya. It's over taxing the local resources. EMS don't know what their dealing with. Do you have any idea when a frack well explodes, how to get a hold of the people to find out the between 350 and 750 chemicals involved. Does your EMS person have time to look up the MSDS sheets of all of those? Do they know who to call to get that information? It's a scary, scary thing that you're dealing with and I urge you to at least take some caution, take some time and do more research. Thank you.

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PRESIDENT SCHULMAN: Thank you very much. (*APPLAUSE*) And don't forget your phone. Well actually the picture turned off and it's locked so...Our next speaker is Lynn McSheeny. Miss McSheeny, good evening. If you'll step forward and give us your name and your residential address and welcome. Good evening.

LYNN MCSHEENEY: Good evening. My name's Lynn McSheeny. I live at 1126 Brook Avenue in Massillon, Ohio. I'm here because I, well for several reasons but I have a family owned, I am a partner in a family owned small business that relies on Canton city water supply and we've all heard about the water. I'm very concerned with all the risks of fracking. For the past year, I've been researching it because I've been thinking about purchasing a property in the area and I'm a little bit scared to do so. All the property values in the areas that have been fracked have been declining rapidly so, Nationwide won't even insure fracking damage. I don't think that from a business standpoint that this is a really good deal, \$500,000.00 for that kind of risk and that kind of problems that are going to go right on to all the people of Canton. I just don't think it's a good business deal personally. I'm a little nervous, sorry.

PRESIDENT SCHULMAN: That's OK, take your time. You're among friends, believe me.

LYNN MCSHEENEY: OK, thank you. I believe we're selling ourselves short. I heard lots of rumors from people who know people with money, who are exiting the community. They have the money to leave and they're leaving because they don't want this anywhere near their children and why are their children more important than the children living in the city of Canton. I don't want it anywhere near my children and why are the children in the city of Canton less important than my children? If I had the money, I would also consider leaving but I love Canton. I've defended it from day one. I've moved other places. I've seen the way they do things. I like other places but, the thing that I'm most concerned about also is the air pollution. In the Barnett shale region, a hospital system in six counties found that children in the community ages 6 to 9 are three times more likely to have asthma than the average for that age group in the state of Texas. According to Baylor University in 2009, childhood asthma rates in the entire county of the Barnett were more than double the national average, prompting a new study to evaluate asthma infusion sources. In December 2011, the Tasaskas Commission on Environmental Quality reported that oil, gas and apritions in the Dallas/Fort Worth region emit more smog cause volatile organic compounds than all cars, trucks, buses and other mobile sources in the area combined. This wasn't true before the fracking boom so, I'm worried that we're going to have a lot of air pollution. I'm worried that my sons are going to have asthma problems. It, you know once it comes into Canton, it's going to spread. You know, North Canton has said no, Plain Township has said no, there are countries in Europe that have ban this practice altogether throughout their entire country. I basically feel, I love Ohio but Ohio doesn't love me. They're not protecting my interests, they're just passing out permits left and right without any of us being able to say no in our little communities. Another issue that I see is that there are 1,500 to 2,000 wells projected by 2015. They're trying to bypass the federal regulations that will cap the air pollution and try to do it cheaply at our, at our expense, at our health expense and our children's expense and the brine spills in Trumbull County, the accident that happened today where a man died in an explosion, all these things of hazardous chemicals some of the, some people have independently tested, you know, they've snuck out some stuff and they're going in the wrong well. They're not going into hazardous chemical wells, the injection wells. They're now in wells that aren't made for those hazardous chemicals and they're right under us right now and I had nothing to do with it. I didn't know it was going to happen but it happened to Stark and Portage counties. Thank you.

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PRESIDENT SCHULMAN: Thank you very much. (*APPLAUSE*) Thank you. Our next speaker is Jim Huebner. Mr. Huebner, good evening. Welcome. If you'll step forward and give us name and your residential address sir.

JIM HUEBNER: Good evening. My name's Jim Huebner and I live at 55 6th Street SE that's also a Massillon address and I decided to come over here tonight to the former Utica capital of Ohio. I'm a retired National Park Ranger. I've lived in 9 states and I wanted to talk to you a little bit about my experiences with what I'll refer to as resource harvesting businesses. For example, in the Pacific Northwest logging, in Utah and Colorado mining in oil and gas and right here in Ohio when I started my park service career at Cuyahoga Valley back in the mid '70's when it was just becoming a national recreation area, one of the problems that we had was pollution in the Cuyahoga River. I lived in, on Riverview Road in Peninsula in the Cuyahoga Valley, I'm sorry, the Cuyahoga River ran right behind my house and some days it was clear, other days it was red, some days it was orange, some days it was milky, some days it was cloudy and some days it was just brown. And part of that reason was, and this was a problem that we were having in Cuyahoga Valley at that time, was truckers hauling toxic waste would pull over late at night, run their hoses out to the river and just dump it right in the river and the reason that they did that was to avoid having to pay the dumping fees to put it in the, in the correct places. I think probably the best example I can think of is in Utah where in the 1950's uranium was discovered and of course there was a big boom in Moab, lots of people moved in from out of town, lots of money was being thrown around but 30 years later when the uranium market dried up, the town became a ghost town pretty much. People were trying to get people to take over the payments of their houses just to get out from under them. I looked at houses myself in Moab, \$15,000.00 for a 3 bedroom house. You'd walk in it, you'd think somebody was still living there and they were gone. They had packed up their family and whatever they could get in their car and they'd left the rest behind. You'd walk into the house and it looked like somebody still lived in. There was food in the cupboards, laundry sitting on the washing machines. My general experience with these kind of industries that come in and take what they want and then their gone, is they leave the mess behind for taxpayers to clean up and while the money might sound good at first, in the long run, taxpayers are going to spend a whole lot more than you're going to gain trying to clean this mess up. If you want a job the chances are pretty good that you can get yourself a yellow suit and a plastic suit and you'll have a job in about 20 years from this industry. You know, according to the National Oceanic and Atmospheric Administration that we're currently in a moderate drought and I don't think you'll have much luck convincing people that they should not water their lawn when you're giving water away to the fracking industry. Thank you.

PRESIDENT SCHULMAN: Thank you very much sir. (*APPLAUSE*) Our next speaker is Ashley Covey. Did I get that right? (*Inaudible response*) Well if you'll give us your name and your residential address please and welcome.

ASHLEY COVEY: Good evening. I'm Ashley Covey. You were close.

PRESIDENT SCHULMAN: Close.

ASHLEY COVEY: I live at 1412 11th Street NW here in Canton. One point that I do want to make really quick is that there's people from Canton here but there's also people as close as Massillon but there's people that came all the way from Mansfield and Mt. Gilead. They're here for a reason. I'm sure they had, might

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have thought they had better things to do on a Monday night than drive up to Canton and sit through a meeting but this is obviously something important to people in Ohio, not just Canton. My grandfather always told me that his father told him, if you're not doing anything wrong, you shouldn't have to hide to do it. The Haliburton loophole exempts oil and gas companies from the Clean Water Act, the Clean Air Act, the Safe Drinking Act, the Super...I can't read my writing Act and there's several others. They don't have to disclose the ingredients in fracking fluid along with other things. Additionally there have been gag orders placed on doctors. They cannot speak publically about the ill effects of fracking. Additionally if you have a health problem that is caused by fracking, they cannot disclose that to you. My question for you is what are they hiding? What's the big secret and if they aren't doing anything wrong, why can't we know all the details? Thank you. (*APPLAUSE*)

PRESIDENT SCHULMAN: Thank you very much. Our next speaker is Bill Baker. Mr. Baker. Bill Baker, good evening sir. If you'll step forward and give us your name and your residential address please.

BILL BAKER: Good evening. My name's Bill Baker. My address is 525 McPherson Street in Mansfield, Ohio. Mr. President, Council, thank you very much for allowing me three minutes to speak tonight. I, I've been very moved by the passionate words I've heard and you know one of the reasons that I am here is that in many, many, many ways all of us are interconnected and in this particular issue I've realized that our water system is extremely interconnected. I've worked closely with the Muskingum Water Shed Conservancy District and the consumption of fresh water, you know our water resources in Ohio are a resource and a very valuable resource that have about 45 other states in the union would like to have right now. We are in serious water conditions in the United States and around the world. I'm not addressing the extraction issue particularly cause many folks have already done that. I'm concerned about the water consumption and I'm concerned about the waste that is generated once that water has been used for the process. Mansfield was permitted to have two high volume injection wells placed in town. It was to be brought in by rail from Pennsylvania. We were told that we did not have a choice in the matter once the property owner agreed you know, to this permitting. Since then, by raising community awareness and just laying out some of the concerns our City Council, Law Director's Department has drafted a Bill of Rights which is trying to return some local control in the ability to protect our air, our water and our peaceful enjoyable homes. Since then the property well, the well owner has removed those permits and we feel secure but working with Muskingum Water Shed and the concerns there, you know Canton's at the head of that Water Shed Conservancy which covers 1/5 of the State of Ohio. I became involved in Richland County because of Charles Mill and we realized that if any portion of the water shed doesn't have stringent oversight on the process from cradle to grave and the water becomes contaminated we're looking at a large portion of our recreational resources, our living resources, we need water to live, that could be affected all the way from Canton to Marietta, Ohio. The reason that I'm speaking is I have great respect for your community. I would hope what we saw in our community, and I've seen other communities, it's enlightening to see folks come out and get involved in city business. For so long the apathy that we've heard about and it just does my heart good. Two men were killed today nearby in an oilfield incident trying to clean up these old well sites that haven't been maintained, haven't been inspected and are already dangerous to our community. Some of the old wells can be converted to these injection wells and the waste can be injected in them. I think one gentlemen referred to that already. I'm saddened that these men died today. And as a matter of fact, the little rally that was held before hand was revised to be a very respectful memorial march you know, rather than a demonstration or protest out of respect for the loss of life today. Thank you for letting me speak tonight.

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PRESIDENT SCHULMAN: Thank you very much sir. *(APPLAUSE)* Our next speaker is David Poston. Mr. Poston. Good evening sir.

DAVID POSTON: Hello. My name's David Poston. I live at 2509 Clyde Place SW, Canton, Ohio. I only have two little questions. Would you please fix the lights on the over, overpass on 6th Street and 9th Street. The lights ain't working so good and I've already been, and someone already tried to mug me when I was coming home from church one night. I'd just like you to fix the lights, that's all. And I'm a fisherman. I fish at night. I like fishing. It relaxes me. If you could please light up Veteran's Park off of 12th Street at night because it's pitch black. You can't see anything and there's already some kids been hurt in there by broken bottles and condoms in the morning. It's terrible. If you could just light it up, I'd appreciate it.

PRESIDENT SCHULMAN: You said there was, there were lights that you were worried about SW, NW, which streets again?

DAVID POSTON: 6th Street overpass and 9th Street overpass.

(From the audience - SW by 77)

DAVID POSTON: Yea, when you go under the freeway.

PRESIDENT SCHULMAN: OK, alright.

DAVID POSTON: On 6th Street and 9th Street. Some of the lights are working and some ain't and last winter some guy tried to mug me. I was going, just going, coming home from church.

PRESIDENT SCHULMAN: OK.

DAVID POSTON: I'd appreciate it if you'd light them up. That's all.

PRESIDENT SCHULMAN: Great, thank you.

DAVID POSTON: And if you could like up the park I'd appreciate it.

PRESIDENT SCHULMAN: OK, thank you sir very much. *(APPLAUSE)* Our next speaker is Kristine Vaughan. Miss Vaughan, good evening. Welcome again. If you'll give us your name and your residential address.

KRISTINE VAUGHAN: Kristine Vaughan. Address 1443 Saratoga Avenue SW, Canton. As elected officials City Council is charged with protecting the health, safety and welfare of it's residents and water customers. Allen Schulman, Mary Cirelli, Joe Cole who is not here, Greg Hawk, Thomas West, James Griffin, Chris Smith who is also not here and David Dougherty voted unanimously along with other City

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Council Members in January 2012 to adopt a Resolution calling for a moratorium on fracking due to your and I quote “collective fears of the adverse effects and possible irreversible damage to our water systems and supplies that pose a threat to our health, safety and welfare and that of future generations”. You have in your possession an article which I passed out that was in the booklet published in Scientific American in which the EPA confirmed contamination of an aquifer in Pavillion, Wyoming. Contaminants include high levels of cancer causing compounds as well as chemicals commonly used in the fracking process such as benzene, which was found to be 50 times the level considered safe for people, along with acetone, toluene, naphthalene and traces of diesel fuel. The EPA warned residents in Wyoming not to drink or cook with the water and to ventilate their homes when they showered. 94% of the people surveyed in Pavillion, Wyoming reported health impacts associated with the areas drinking water contaminates identified by the EPA. 81% of those people reported respiratory health impacts associated with fracking related contaminants. Residents also reported neurological impairments, the loss of smell and nerve pain. It should be noted that the oil and gas production is the only industrial activity in that area of water contamination. In Bainbridge, Ohio there was an explosion in one water well that contaminated at least 22 other drinking wells in 2007. According to the Ohio state investigation the frack communicated, this is a quote also “the frack communicated directly with the well bore and was not contained within the Clinton Reservoir”. In other words that means that when the rock was fracked, the cracks opened up directly into the bore hole that was created and the gas was released up the bore hole rather than the piping, causing the explosion and the contamination of 22 other drinking wells. This clearly illustrates that the way rocks crack cannot be controlled. And I might add, there is a 40% increase in traffic fatalities in areas where shale gas drilling occurs. I’m sure you are aware that at 9:30 this morning, a fatal explosion occurred at a Bolivar oil and gas well site. This site is approximately 50 yards from a group home and very near the Wilkshire Hills subdivision. What toxic chemicals were these residents exposed to? It’s clear that a long and hazardous history of oil and gas exploration goes all the way to this morning in Bolivar, Ohio. It is your responsibility to protect the residents and water customers of this community. Is this how you want Canton’s history to read?

PRESIDENT SCHULMAN: Thank you very much. (*APPLAUSE*) We have approximately 11 speakers left and they seem, I’m not faulting any of you but you seem to all be taking the three minutes. I’m going to make a recommendation or I’m going to just decide, we’ll take a five minute break.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Yes, Member West.

MEMBER WEST: Before we do that can we take a moment of silence for the members that lost their life in Bolivar.

PRESIDENT SCHULMAN: Sure. (*Moment of silence observed*) OK, thank you ladies and gentleman. So we’ll be back in 5 minutes. (*After break*) OK, ladies and gentleman thank you very much. Moving on, I didn’t mean to split up the husband and wife, I apologize. I remember, I know, I remember what you said the last time you were here. Our next speaker is Eric Vaughan. Mr. Vaughan you want step forward and give us your name and your residential address and welcome as always.

ERIC VAUGHAN: Thank you. My name is Eric Vaughan. I live at 1443 Saratoga Avenue SW in Perry. So we’ve heard an awful lot about, about a you know, aquifer contamination and all these different things that

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can possibly happen with everything going around surrounding natural gas and what they call shale gas drilling and what I wanted to talk about specifically is you know, we these kind of say nebulously you know, what are the costs. Well one of the things that gets somewhat overlooked with the 2005 Energy Bill, not only were there exemptions to the Clean Water Act, the Safe Drinking Water Act and the Clean Air Act but also one of the big ones was the Super Fund Act. Now the Super Fund Act began in 1980 specifically to help clean contaminated ground water that was, that was impacting primarily human health and so what it does is that it's either, the government can come in and basically whoever is a responsible party has to pay for it or if they can't be found, then there is a tax that's created that basically taxes the industries that are involved, primarily chemical, petroleum industries, so on and so forth. Now, with that exemption that the natural gas industry enjoys from the 2005 Energy Bill, what we see is the potential of weaseling out of massive bills that would fall upon us. To put it simply, 264 sites costs roughly \$4,200,000,000.00. So 75 of those have a direct human contact, so it means that it's a, it directly affects human health and of those 75, you average that out, that's \$40,000,000.00 per site. Of the 189 that do not necessarily have a direct health issue but probably a ecological so on and so forth, \$1,200,000,000.00 was spent which averages out to \$6,350,000.00 per site. So that \$500,000.00 which sounds so nice and wonderful on one hand, really pales in comparison to the costs, the potential costs that are out there. And when we know that metal rusts, when we know that concrete breaks, when we know that we cannot control how rock cracks and it might crack right in to that bore hole causing explosions and contaminating 22 wells out of I think 40 some odd that were in the entire area. You know, we're looking at the potential of multiple sites here in Canton, Ohio. From a fiscal standpoint I don't see the risk being anywhere near worth it and I think it would probably be a good idea to try something else.

PRESIDENT SCHULMAN: Thank you very much Mr. Vaughan. (*APPLAUSE*) Our next speaker is Colleen Unroe. Oh good. Good evening, welcome. If you'll step forward Miss Unroe and give us your name and your residential address please and welcome.

COLLEEN UNROE: My name is Colleen Unroe and I live at 1484 Carriage Hill Dr, Hudson, Ohio. I want to mention that I lived and worked in Eastern Kentucky for 8 years and I helped a lot of people who had problems with irresponsible coal companies and irresponsible oil and gas wells and gas companies. I'm a volunteer with Concerned Citizens Ohio which is based primarily in Portage and Summit Counties and I came down here today from Hudson to lend support to my friends in Stark County because I want to, I want what everyone wants. I want clean drinking water. I want clean air. I want good jobs for our communities and a healthy place to live and I want a better future for the next generation. In terms of clean water, you know I have a number of friends that live here, down here in Canton and they've expressed concerns that the water that ya'll have right now is highly chlorinated and has iron in it and different things like that and regardless if your water was totally pristine why would you want to put that in jeopardy. You know, in terms of clean air, I recently went to Coitsville which is outside of Youngstown and I almost had an asthma attack because of the problems related to that gas well with the air emissions and that's certainly not an isolated incidence. You know there's a lot of problems with air emissions particularly in storage tanks and tank batteries. I'd also say, you know, Northeast Ohio doesn't have a, a strong record for clean air and I know a lot of people's health is has already been impacted. I can speak for myself and my family. My mom passed away six years ago from cancer and I, it's my personal opinion that the air pollution had a roll to play in that and she struggled with cancer three different times and I, I don't wish that on anyone nor anyone's families. In terms of good jobs especially thinking about the, the closure of the Hoover plants you know, moving across seas. You know I don't think that, I can understand that you want to figure out how to create the jobs in your community but I don't think that gas wells are a good option. A lot of the gas wells that I saw in eastern Kentucky where out of state workers, you know I'd go down to the Applebee's and hang out with my friends and it was people from New Hampshire and all over the place. Not people that, and Appalachia certainly needs good local jobs so,

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and also in terms of the type of companies, we good friend Brittany, she lives down in eastern Kentucky and her dad does sighting for gas wells and they actually were going to pay him three times the amount he'd be able to make with gas well in eastern Kentucky cause they wanted him to come up to Ohio because they wanted him to bust the unions and I don't think that's cool. You know taxes, I get that. The Hudson school system just turned down a gas well because of the concerns about health and so I don't think that it's a good option. So, you know, if you're with me, if you care about health, clean water, all that jazz, you should vote against this.

PRESIDENT SCHULMAN: Thank you very much. *(APPLAUSE)* Our next speaker is Nancy Esway. Miss Esway good evening. If you'll step forward and gives us your name and your residential address please and welcome. And I think you're going to probably just have to turn that microphone a little bit because we're getting a feedback. Just....Frank will get it. *(Adjustment made to microphone)* And we can hear you so, you don't have to put your mouth right up to it. Thank you.

NANCY ESWAY: OK. Good evening. I'm Nancy Esway. I live at 3842 10th Street SW, Canton, Ohio. I have been a homeowner there for 26 years. Several people have touched on items that I had on my list to mention tonight but two things were not mentioned and I want to just talk a minute on those. The first item is a Resolution was passed some time ago by this Council. I was there that evening where they talked about extending the water lines to Hartville and the fact that somebody up there wanted water for fracking possibly. The Resolution was to not allow fracking, to take water out of the municipal system of Canton. I don't have a copy of the Resolution but I was here that night so I don't think I drem't it. My questions about that would be, did they pay for the water? Was it just given to them? It was mentioned recently in the newspaper that two drillers did take water out of the municipal system and I wondered, how much did they pay? Are there other drillers in line to get water and when is this information going to be forthcoming to the public? The second thing I haven't heard talked about tonight is property values in Canton and the fact they have steadily declined since 2008 and I've seen my property decline 25% in value since 2008. If fracking is permitted in the city limits, the residents' around these areas where the wells will be built will surely got down and I've read cases across the country where property values have gone to zero and the property owner never even signed a lease, they just happened to be unfortunate enough to live next to a property that had a well pad on it. So to summarize, my home is my largest asset and I will do whatever it takes to preserve it until such time I choose to leave it. If this is approved to do leasing in the city, my next purchase of land will not be in the city of Canton and most likely not in the state of Ohio. Thank you.

PRESIDENT SCHULMAN: Thank you very much. *(APPLAUSE)* Our next speaker is Francesca Alguire. *(APPLAUDE)* Did I pronounce your name correctly Miss Alguire? Good. Good evening, welcome. If you can give us your name Francesca and your home address.

FRANCESCA ALGUIRE: Thank you. My name is Francesca Alguire. My address is 5319 North Wooster Avenue, Dover. I am nine years old and I'm going into 4th grade. I want to speak today because I want fracking to stop because I know it's not safe and it's going to affect all of us. I went to the rally in Columbus and it was a good experience because I learned that fracking affects everything, not just people, animals too. Before I went I felt four to five people were on my side but I realized that there was 1,000 people from all over Ohio and other states too wanted to stop fracking. On Saturday I went on a hike in an old growth forest and I realized how much fracking is going to destroy nature. Nature is so beautiful and I don't understand why they want to destroy it. If you agree with me that fracking is bad, raise your hand. *(Hands raised in audience and a few inaudible comments)* Thank you, that's all. *(CHEERS AND APPLAUSE)*

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PRESIDENT SCHULMAN: Thank you Francesca. Great job. I won't say it. Our next speaker is Jonathan Marrero. Thank you Mr. Marrero. If you'll step forward and....

JONATHAN MARRERO: No, No. That's not fair, really, that's not fair.

PRESIDENT SCHULMAN: Our next speaker is Pete DiGiacomo. No, I'm kidding.

JONATHAN MARRERO: Hi, my name is Jonathan Marrero. I live at 622 Shadyside Avenue SW. I used to live at 1532 Frazer Avenue. That's in Frank's area and so now I live in Griff's. I really had this like great speech I wanted to tell you guys but I'm gonna just throw that aside. I want to talk to you about some things. You know the Mayor brought up some good points and I want to give him his dues. *(Microphone feedback)*

PRESIDENT SCHULMAN: Can you move that just down a little bit, I'm sorry.

JONATHAN MARRERO: I'll let Frank do that. He's a genius. You are, that's why they got ya there. So the Mayor brought up some good points. He's like so if we're not going to have this, what are we going to do? So let's talk about that. We have some great ideas, OK. I brought up the water idea before. There's an Ordinance right now that Kevin's been trying to get through the Law Department now for like six months helping to take care of some of the problems were having with foreclosures in the city. It will save millions of dollars. You want to have a fine way to get that, get that passed. You want to talk about getting jobs back here for people who are going to raise taxes on a permanent basis versus one time allotment, how about you want to talk to Eric Vaughan here, he's some phenomenal ideas. Some of the other people here. We're not just here to complain, we got answers. We don't find it funny, OK. How many of you guys got kids? Can you guys raise your hands, right? You guys really want to have your children have the possibility of poisoned water. Come on guys, this ain't even a question, why are we even talking about this? OK, Chris isn't here tonight. I wish she was. I'd ask her, really what's going to happen down there, OK, cause you know what, the water aquifer....I talked to a nice gentleman, OK who knows some of you, I'll mention his name later if you guys want, who lives in Canton Township, OK. He has a water well. He brought up a good point. Yea we have aquifers, water aquifers, guess what he doesn't. He has the one that's under him. How's he going to get water out there OK, to take care of his house if we poison the water. If there is a contamination of that water, his whole property went to the floor. He can't sell the house because no one's going to approve the loan, FHA, VA, no modern loan system will allow him to do it. Guys, this isn't even a question. I don't why we're even talking....you want answers. Work with us. We'll help you find answers. We'll go out there and canvas for you. The city, you know what, the Chamber of Commerce is threatening you guys that they'll nail your asses to the wall because if you try to pass it guess what, we'll help out canvas. We'll get the votes out for you. You want support, we'll get it too you. Right. We will help. You want people who are active in the community, this is it. Positive or negative, we're on, we're here to help you guys or hurt you guys. *(APPLAUSE)* Stand on our side, OK. We're here, you know, look. You guys know me. I'm not a bad guy, hot dogs and hamburgers, bro's. You guys came out right. I'll take care of you guys. We'll go out there in the 104 heat, OK, but listen, don't tell me there's no answer other than poisoning water or leaving criminals on the street and listen...I had to explain to my daughter on the way home last night, I don't know if you guys know what this words is, it's called carpet baggers. Those are people who come in and take advantage when you are at your most desperate. Guess what, there's some in the room. I don't care. *(APPLAUSE)*

PRESIDENT SCHULMAN: Thank you. Our next speaker is Pete DiGiacomo. Mr. DiGiacomo good

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evening, welcome as always. If you'll give us your name and your residential address.

PETE DIGIACOMO: My name is Pete DiGiacomo. I live at 600 Dent Place SW, Canton, Ohio. I'm not a Councilperson, Council and if I was I wouldn't be real happy. A few months ago you passed an Ord, a referendum or whatever you want to call it to go down to Columbus, a moratorium on fracking I believe. Now the city administration wants your help to let you, them go and open up bidding or look for bids for mineral rights for the city. To me if I was a Councilperson, that's total disrespect period. I know that Council needs or the city needs money, speaking of money, I got a little thing here. The last few weeks, I don't know many it's been but there have been no Canton police on Route 77 or Route 30. It's not a speed trap. It's also not a damn racetrack. If you put out two cruisers on an 8 hour shift, I've got, I wrote it down, I'm not, you know, this isn't algebra or nothing. I can't do that simple math. Two cruisers working and 8 hour shift ought to have, let's just say they have seven hours to put out 2 tickets an hour. That comes up to 14 tickets per cruiser. OK, here we go. For a 7 hour shift, one cruiser could bring in \$1,750.00. On five days that cruiser's out there, he's going to bring in \$8,750.00. That's one cruiser. How 'bout we go for a month, \$35,000.00. One cruiser. I broke this, put this down, figuring that cruiser is out for 9 ½ months of the year, just one. You're going to come up with \$332,500.00. One cruiser. Let's try two cruisers. We come up with \$665,000.00. To me it's a win/win. I'll be here after Council. Prove me wrong. Please do. The thing of it is, you've have hired some cadets right now, all it would be is traffic enforcement. You also go a good chance you're going to pick up some felons, more money, more money. You're going to pick up some people without drivers license, more money, more money. (APPLAUSE) Like I say it's a win/win. It might sound funny but the city wants money. This isn't a speed trap. We're talking you're going to go from a 65 mile an hour down to 55. Right now I know of quite a few people up here, drive 77 and Route 30. If you run 55, you better be way over in the right hand lane close to the brim cause you gonna get run over. Not only by cars, by semi trucks and everything else. And like I say, I got it worked out. I think it would work. Prove me wrong. Thank you.

PRESIDENT SCHULMAN: Thank you. (APPLAUSE) Our next speaker is John Stone. John Stone. Mr. Stone, good evening. Welcome. If you'll give us your name and your residential address and once again, welcome to Canton City Council.

JOHN STONE: Thank you very much. My name is John Stone, 2906 12th Street is where I reside but I live wherever there is clean water. But not everyone has that privilege in world you know. Over a billion don't and I just, you know, I want to share this picture with you. Everybody look at this picture. What's it look like? Doesn't it look like Ohio right, and also a heart of course. I believe that Ohio is shaped like a heart for a reason, that God is trying to tell us something cause there's a story growing in this town that is not that hard to read actually and understand. Actually if you look at the mural that was just installed in the lobby, it shows Canton deeply rooted in heaven. So I think it's important that you know, we be the heart of the heartland. And what does that mean. What does it mean to be the heart. The heart circulates to the body, the body circulates everything back through the heart so, it's a matter of what we project to the world as to what you know, we're going to reap. That plant shows where we are. That sprout seems to point out water, I think. And I think that we need a new image for Canton. I think that we need to be, as I've said before, for the first time on 3/16/2009 that the most important jump in the evolution of the city of Canton will be in it's collective realization that it is the heart of the heartland and origin station of the love train. (Whistle blows) So I think we really need to own that now. Please take me seriously. I've talked a lot about connecting cause with entertainment. The entertainment industry has tons of money and energy flowing through it. In fact Yoko Ono and Sean Lennon just recently started a site called "Artists Against Fracking" and there are a ton of names on there, everybody from Lady Gaga to Depac Chopa. So if we project the right message, I think we can gain

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that support and I think that would bring a lot more than \$500,000.00 to this town. So, how about this for an image, a message to give the world, clean water for the world. *(APPLAUSE)* Because there's a story happening here like I say and all we have to do is tell it and we will gain that attention and support and resources, everything that we really need. Anybody ever see, well you know I want to hold this up. What do you see in this picture? Anybody. Do you see a dragon. Maybe Felcor the Luck Dragon? Yea. Now what are the odds that I would capture Felcor the Luck Dragon in a fountain and what does Felcor represent? The Never Ending Story and the Never Ending Story is wherever we have clean water to continue to live. Thank you. *(Whistle blows)*

PRESIDENT SCHULMAN: Thank you Mr. Stone. *(APPLAUSE)* Our next speaker is Shawn Bennett. Mr. Bennett, good evening. Welcome. If you'll give us your name and your residential address sir.

SHAWN BENNETT: I do not have a Choo-choo train whistle so I apologize....nor any pictures. Good evening, my name is Shawn Bennett. I live at 1919 Maple Road and I had a speech prepared but I guess I kinda wanted to address, I guess say some misconceptions in regards to oil and gas development here in Ohio. I guess beginning with one of the quotes, I guess the one was from Range Resources where the gentleman was speaking about what they did in Pennsylvania they would not do in Ohio. That had nothing to do with actually the development of oil and gas resources actually, that actually had to do with them working with local officials and having open dialogue with them and I think that's what we're seeing here in Ohio. I think we're seeing companies come to Councils, to local governments and actually coming through and working with you guys. The next one I'd like to discuss again, you keep hearing about the Haliburton people. You know it's a fancy name. You know it's an easy, it's an easy kind of catch phrase to really get out against oil and gas development. The problem is, is you know, the oil and gas industry follows all of those rules, anywhere from the Safe Drinking Water Act, Clean Water Act to the Clean Air Act, to the Super Fund Act. Those are all followed and if anybody wants to challenge as far as the Safe Drinking Water Act, which is the one we should most be considered about cause it has to do with our drinking water, go to Ohio Revised Code and it's under 1509.221 and all oil and gas development must follow those codes. So, you know this is not done without regulation and without oversight. And as far as what they're talking about chemicals and what you have with regards to hydraulic fracturing which is a completion process that lasts roughly about a week. You know you actually drill the well, go horizontal, cement it all the way back up, case it and then at the end is a hydraulic fracturing. It's a completion process to promote well stimulation. If you want to know about the disclosure, we don't have, we can go back to Senate Bill 165 which actually, it's actually opened up disclosure then we can go back to Senate Bill 315 which was just passed here in June and you can go to what's called Frackfocus.org. All the wells here in Ohio that have been hydraulic fractured, and that's all of the Utica shale wells, they are going to be put on Frackfocus as far as the disclosure site so you cannot, you can see what constituents are made up of that. They're not made up of 600 chemicals. You know typically you're looking at about 13 to 26. Some of them are as simple as water. Some of them are as simple as you know what you find in the cleaning of your pool. And then I guess I should also talk about, you know, people were talking about well casings and what we saw with the Bainbridge incident that was brought up was an issue with well casing, not hydraulic fracturing but what they looked at and what happened in 2010, is they actually went back and recodified well casing. So what we have now is by far the most robust and stringent rules in the United States so we have to take pride in them for what we have and we can do this safely and responsibly. So I will yield the rest of my time here since I see there's hurry on there so thank you very much.

PRESIDENT SCHULMAN: Thank you sir very much. *(Inaudible comment from audience)* Alright please everybody, let's try to be civil whoever said that. Next speaker is Rose Hayne. Miss Hayne, I hope I

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pronounced your name right. Welcome, good evening. If you'll give us your name and your residential address.

ROSE HAYNE: Hi, my name's Rose Hayne. 141 36th Street NW, Canton and I'm in Ward 9. Thanks for the opportunity to give my opinion. Since I was here last week, I had the opportunity to speak to several Canton residents and my neighbors and so forth and the majority were like baffled about the whole fracking industry and what all it includes. And most of them expressed their concern that you know, why can't we take this a little more slowly. This is something that could be very dangerous to the environment and they weren't in favor of it unless they were presented evidence that you know, it was clearly something that was safe for Canton city and Ohio. I'm not a slick talker like some of the people from the oil and gas industry so I can just share with you my heart to heart feeling. I've lived in Canton all my life. It's always been my dream to retire, to move out to, and get some land, a couple acres you know, maybe Hartville, Navarre. To be honest, I'm scared to death right now. I don't want to invest in land. I don't want to build somewhere where I, you know, who knows what's going to happen and I'm seriously thinking of moving out of state because of this issue. That might seem drastic but I really would like to ask all the Council Members if you could just spend a little more time researching this, not just listen to the slick TV commercials and so forth. I mean yes, we all want oil and gas here in the United States and not have to depend on foreign sources but please let's take this slow and not rush into it. That's all I have to say. Thank you very much for listening. *(APPLAUSE)*

PRESIDENT SCHULMAN: Thank you very much. Thank you ma'am very much. Our next speaker is not Marcia Zawacky, I just wanted you to know I pronounced your name finally correctly. Martin Zawacky. Mr. Zawacky if you'll step forward and give us your name and your residential address and welcome. *(Inaudible comment from audience)* Now that's not funny.

MARTIN ZAWACKY: Martin Zawacky. I live at 2831 Harrison Avenue NW and what I have to come to talk about seems to be perhaps a little frivolous from what I've been hearing from the rest, the earlier part of the evening but in all actuality it deals a lot with quality of life and I think that, that's what we really have to concern ourselves with, with the liability and the life of our city. And had a great quality of life experience in the July the 4th. There was a lot of work going into that. I know a lot of people put time into it. I know the neighborhoods got together to put things together. I know that Mr. Hawk had a whole lot to do with it. There was a lot of work done by a lot of people got together and this administration and this Council so this is a thank you. Take a bow. *(APPLAUSE)* You did a lot of work and then it all came together. I heard nothing bad. I mean there were little things here and there but you know, the guys who came in who had the cannons, what I'm going to tell you probably doesn't mean anything to you but they said, that they will come next year if we ask them as opposed to going to Gettysburg. Civil War re-enactors are gun ho on Gettysburg and next year is 150th anniversary. It's going to be a big time so for them to say that, we've done something right. I think we did pretty good. Oh, and the other thing is, is that the 1812 Overture, has anybody ever heard the 1812 Overture done with chorus sung in Russian? You guys have done a first. That's the way it was written. I would also like to say that do you remember Mr. Price that we had that little meeting with the replatting of the Kresge lot and you got together to have the meeting and all the people that came down, remember the two young people that were in the audience and you talked to them. You and Mr. Zengler addressed them and talked to them and made them feel part of the process that was a very class act. Thank you very much. *(APPLAUSE)* The last thing I have to say is that I disagree with Mr. DiGiacomo. On June 26th I helped the coffers of the city of Canton at \$125.00. *(LAUGHTER)* Now but my own piece that could really help out a lot, put decipal level on something. You know I can hear those things from Mercy Hospital to Belden Village. That's just plain terrible. Hey thanks a lot for all your help.

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PRESIDENT SCHULMAN: Thank you. (*APPLAUSE*) Our last speaker tonight is Tony Porterfield. Mr. Porterfield are you here. He left? (*Inaudible comment from audience*) What? Is he gone? OK then we have no more speakers. I want to thank, before we move on, I do want to thank everyone for coming down. We do appreciate it. It's always enlightening to us. I just hope you, and I'm sure you do, with in defense of the administration and Council, we live in a very restricted state as far as state law versus local law. If you're going to point the finger at anyone for abuses in fracking or regulations or oversight, go to the Ohio Legislature and the government. (*APPLAUSE*) So, try to remember that when you go to the polls. OK and again we're moving on to business, you folks either can stay or you don't have to that's fine....

COMMUNICATIONS

PRESIDENT SCHULMAN: ...but 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 JULY 16, 2012.

- 261. AUDITOR MALLONN: YEARLY RPT BY FUND 1/1/12 - 6/29/12. - RECEIVED & FILED
- 262. AUDITOR MALLONN: MONTHLY RPT BY FUND 6/1/12 - 6/29/12. - RECEIVED & FILED
- 263. CONANT, DAVID, APPLICANT: ZONE CHANGE APPLICATION FOR 1836 8TH ST NE FROM B-3 TO PCS FOR CHURCH SERVICE. - PLANNING COMMISSION
- 264. DEPARTMENT OF COMMERCE: NOTIFYING OF CORRECT ADDRESS FOR MICHAEL NASVADI DBA BUZZBIN OF 337 CLEVELAND AVE NW. - RECEIVED & FILED
- 265. DEVELOPMENT DIRECTOR WILLIAMS: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/THE YMCA IN AMT NOT TO EXCEED \$50,000.00 FOR OVERALL MNGMT & SUPERVISION OF THE FACILITY & PROGRAMMING @ EDWARD "PEEL" COLEMAN COMM CENTER, RETRO TO 1/1/12 - 12/31/12. - FINANCE COMMITTEE
- 266. DEVELOPMENT DIRECTOR WILLIAMS: AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO AN ECONOMIC GROWTH INITIATIVE AGMT W/GENERAL ELECTRIC OIL & GAS PROVIDING JOB CREATION & NET PROFIT TAX INCENTIVES IF THE COMPANY LOCATES IN CANTON, AS AUTHORIZED BY CITY UNDER O#70/2012. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
- 267. FINANCE DIRECTOR DIRUZZA: AMEND APPROP O#220/2011 WITH \$65,000.00 APPROP TRANSFER TO CONTINUE TO PAY OVERTIME EXPENSES FROM FEDERAL FORFEITURE FUND. - FINANCE COMMITTEE
- 268. FISHER, K, WARD 5 CNCLMBR: REQ LEGISLATION CREATING LOCAL CONSTRUCTION & PREVAILING WAGE REQUIREMENTS ON ALL ECONOMIC DEV SUBSIDY & INCENTIVE AGMTS & CONTRACTS; AN ONLINE REPORTING PROG TO ALLOW EASY ACCESS FOR CITIZENS TO MONITOR EFFECTIVENESS OF CITY'S ECONOMIC DEV EFFORTS; REQUIRE

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DEV DIRECTOR TO PRODUCE & PROVIDE AN ANNUAL "ECONOMIC REPORT CARD" EACH YEAR NO LATER THAN 4/1/13. - COMMUNITY & ECONOMIC DEVELOPMENT & JUDICIARY COMMITTEES

269. LIQUOR CONTROL DIVISION (OHIO): REQ FOR C2 C2X LIQ PERMIT TRANSFER FROM NICK SAMAD DBA FOODLINE MARKET TO CLASSIC DRIVE THRU INC DBA FOODLINE MARKET @ 1415 ALBERT AVE SE 1ST FL. - RECEIVED & FILED
270. MAYOR HEALY: ADVISING OF RE-APPT OF REV. ACE GILLEMS TO MAYOR'S COMMUNITY RELATIONS COMMISSION COMMENCING RETRO ON 7/1/12 - 6/30/14. - RECEIVED & FILED
271. MAYOR HEALY: ADVISING OF RE-APPT OF DIANE WISSUCHEK TO MAYOR'S COMMUNITY RELATIONS COMMISSION COMMENCING RETRO ON 7/1/12 - 6/30/14. - RECEIVED & FILED
272. SAFETY DIRECTOR REAM: AMEND VARIOUS CHAPTERS UNDER BLDG CODE & THE REPEAL OF CHAPTER 1307, REGISTRATION OF VACANT BLDGS. - JUDICIARY COMMITTEE
273. SERVICE DIRECTOR PRICE: AUTHORIZE TO ENTER INTO CONTRACT MODIFICATION #1 FOR PROF SVCS CONTRACT W/ARCADIS US INC FOR DEVELOPMENT OF COMPUTERIZED MAPPING SYSTEM OF CITY'S SANITARY SEWER. THE MODIFICATION COST IS \$130,000.00 & WILL BE PAID FOR W/SANITARY SEWER FUNDS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
274. SERVICE DIRECTOR PRICE: REQ LEGISLATION FOR MAYOR &/OR SERV DIR TO APPLY FOR, ENTER INTO AGMT FOR, & REC OPWC FUNDS FOR 2013 PROGRAM YEAR FOR VARIOUS CITY PROJECTS. - FINANCE COMMITTEE
275. SERVICE DIRECTOR PRICE: AUTHORIZE MAYOR &/OR SERV DIR TO EXECUTE \$37,402.83 CHANGE ORDER #2 FOR ABBOTT ELECTRIC LIGHTING RETROFIT CONTRACT, GP 1134 CONTRACT NO. 2011-25; AUTHORIZE \$42,033.66 SUPP APPROP; AUTHORIZE MAYOR &/OR SERV DIR TO APPLY FOR & TAKE RECEIPT OF AEP ENERGY EFFICIENCY GRANTS; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS DULY APPROVED BY PROPER DEPT AUTHORITY. - FINANCE COMMITTEE
276. SERVICE DIRECTOR PRICE: AUTHORIZE MAYOR &/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD & EXECUTE CONSTRUCTION CONTRACT FOR FAIRHOPE NATURE PRESERVE, GP 1128 SHELTER CONSTRUCTION; AUTHORIZE TO REC LWCF FUNDS (TRAC) IN AMT OF \$39,200.00 FOR THIS PROJ THRU ODNR TO HELP FUND THIS PROJ; MAKE \$55,000.00 APPROP TRANSFER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS DULY APPROVED BY PROPER DEPT AUTHORITY. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
277. TREASURER SCHIRACK: RPT OF DEPOSITS AND PAY INS FOR AMBULANCE LOCK BOX

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ACCT FOR JUNE 2012. - RECEIVED & FILED

278. TREASURER SCHIRACK: RPT OF PARKING METER REVENUE FOR JUNE 2012. - RECEIVED & FILED

279. TREASURER SCHIRACK: RPT OF BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF 6/29/12. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: Moving now to 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 would you please read the First Reading Ordinance by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #8 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #1. (1ST RDG) AN ORDINANCE REPEALING THE INITIATED ORDINANCE ADOPTED BY THE ELECTORS OF THE CITY OF CANTON IN 1920 ESTABLISHING THE BOARD OF PARK COMMISSIONERS AND DISSOLVING SAID BOARD; AND REPEALING SECTION 539.15, PARK POLICE, OF CHAPTER 530, PARKS AND PLAYGROUND, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON
Referred to Finance Committee
- #2. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A JOB CREATION TAX INCENTIVE AGREEMENT WITH CASE FARMS PROCESSING, INC. AND CASE FARMS, LLC; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee
- #3. (1ST RDG) AN ORDINANCE ADOPTING THE CITY OF CANTON'S ALTERNATIVE TAX BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2013; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- #4. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PURCHASE EASEMENTS IN CONJUNCTION WITH THE HARTVILLE/LAKE TOWNSHIP WATER MAIN EXTENSION PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities Committee
- #5. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH ONE COMMUNITY TO CONSTRUCT FIBER OPTIC COMMUNICATION LINES WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee

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- #6. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE THE FINAL CHANGE ORDER (#2) FOR THE 2011, CITY PAVING CONTRACT NO. 2011-50, GP 1162 WITH CENTRAL ALLIED ENTERPRISES IN THE AMOUNT OF \$15,000.00; AUTHORIZING THE CITY AUDITOR TO PAY \$15,000.00 TO CENTRAL ALLIED ENTERPRISES; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred Finance Committee
- #7. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONSULTANT CONTRACT WITH GLAUS, PYLE, SCHOMER, BURNS & DEHAVEN, INC. FOR ENGINEERING SERVICES RELATED TO THE MAHONING ROAD CORRIDOR (MAPLE TO GRACE), GP 1103; AND TO APPLY FOR AND RECEIVE GRANTS PERTAINING TO THIS PROJECT; AUTHORIZING THE AUDITOR TO ESTABLISH THE 4566 MAHONING ROAD CORRIDOR PROJECT, GP 1103 FUND; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Committee
- #8. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO EXECUTE A STORM SEWER EASEMENT AGREEMENT WITH DEVILLE DEVELOPMENTS TO REALIGN AN EXISTING STORM SEWER OWNED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: OK moving now to Ordinances and Formal Resolutions for their Second Readings. Would you please begin with Ordinance #9 Madame Clerk? Thank you.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #9 THROUGH #20 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS (ORDINANCE #16 RETAINED IN COMMITTEE):

- #9. (2ND RDG) AN ORDINANCE AUTHORIZING DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO A LEASE AGREEMENT(S) FOR MINERAL RIGHTS ON SELECTED CITY OWNED PROPERTIES
- #10. (2ND RDG) AN ORDINANCE AMENDING SECTION 181.14, ALLOCATION OF FUNDS, OF THE CODIFIED ORDINANCES
- #11. (2ND RDG) AN ORDINANCE AMENDING SECTION 181.05, RETURN AND PAYMENT OF TAX; REFUND, AND SECTION 181.15, CREDIT FOR TAX PAID TO OTHER MUNICIPALITY AND JOINT ECONOMIC DEVELOPMENT DISTRICT, OF THE CODIFIED ORDINANCES
- #12. (2ND RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOTS 22, 23

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AND 24; AND DECLARING THE SAME TO BE AN EMERGENCY (KRESGE LOT @ 300 MARKET FOR CITY OF CANTON)

- #13. (2ND RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF PART OF LOT 42554; AND DECLARING THE SAME TO BE AN EMERGENCY (34TH ST & MORRIS NE FOR DON MOORE)
- #14. (2ND 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 (PARCELS 306138, 305896, 10002406 & 305898 FOR CENTRAL ALLIED ON HARMONT NE) **PUB HRG 7/30/12 @ 7:30 P.M.**
- #15. (2ND RDG) AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE BROAD AVENUE ANNEXATION AREA CONTAINING APPROXIMATELY 0.179 ACRES; ASSIGNING SAID TERRITORY TO WARD 1 OF THE CITY; ZONING SAID TERRITORY AS R-1A (SINGLE FAMILY RESIDENTIAL); AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG 7/30/12 @ 7:31 P.M.**
- #16. (2ND RDG) **RETAINED IN COMMITTEE** AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A ONE-YEAR SUPPORT CONTRACT WITH THE JAMES GROUP IN AN AMOUNT NOT TO EXCEED \$38,139.20 FOR ONGOING SUPPORT AND MAINTENANCE OF THE CITY'S ORACLE SOFTWARE LICENSES PURSUANT TO O.R.C. SECTION 125.04; AND DECLARING THE SAME TO BE AN EMERGENCY
- #17. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT IN AN AMOUNT NOT TO EXCEED \$200,000.00 FOR THE EVALUATION OF THE LARGE AND CRITICAL WATER VALVES AS PART OF THE WATER DEPARTMENT'S VALVE MAINTENANCE PROGRAM AND GEOGRAPHICAL INFORMATION SYSTEM (G.I.S.) MAPPING PROGRAM; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY
- #18. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO A CONSTRUCTION CONTRACT FOR THE CONSTRUCTION OF 38TH STREET NW AND GUILFORD AVENUE, INTERSECTION IMPROVEMENT PROJECT, G.P. 1175; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY (\$70,000.00)
- #19. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO A CONSTRUCTION CONTRACT FOR THE CONSTRUCTION OF 16TH STREET NW, ROADWAY PROJECT, G.P. 1176; AMENDING APPROPRIATION ORDINANCE NO. 220/2011; AND DECLARING THE SAME TO BE AN EMERGENCY (\$225,000.00)

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#20. (2ND RDG) AN ORDINANCE AUTHORIZING AND CONSENTING TO RESURFACING OF HARRISON AVENUE (CR254) FROM SLM 9.41 TO SLM 9.57 WITHIN THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Thank you Madame Clerk.

SERVICE DIRECTOR PRICE: Go Cindy Timberlake. I go to say it, I mean 20 Ordinances in...(APPLAUSE)

CLERK TIMBERLAKE: Thank you.

PRESIDENT SCHULMAN: And I'm sure Member Hawk got a call saying where are you, it's 9:30?

MEMBER HAWK: I'd like to apologize for that, I thought I had it on vibrate but I was doing some math on it and I turned it back on so....

PRESIDENT SCHULMAN: That's alright, we'll make it a rule...

MEMBER HAWK: I'm apologizing sir.

PRESIDENT SCHULMAN: That's fine.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: Alright we're moving now to Ordinances and Formal Resolutions for their Third and Final Reading and vote. Madame Clerk would you please begin with Ordinance 21?

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: You need to first move to reconsider this Ordinance 99/2012 adopted on July 2, 2012.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you consider Ordinance 99/2012 adopted on July 2, 2012. Are there any remarks? Hearing none, Madame Clerk roll call vote please.

MEMBER DOUGHERTY: Well go ahead and read it. Excuse me Mr. President, I'm sorry.

PRESIDENT SCHULMAN: That's fine, Madame Clerk do you want to read the Ordinance.

#21. (3RD RDG) **RECONSIDERED AND ADOPTED AS ORDINANCE NO. 99/2012** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 220/2011, AS AMENDED, BY

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MAKING THE INTERFUND TRANSFER HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY (\$7,917.47 FROM NORWOOD HILLS FUND TO WATER FUND)

PRESIDENT SCHULMAN: Thank you Madame Clerk. Any remarks? Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

RECONSIDER PASSED UNANIMOUSLY

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President, I move we amend Ordinance 99/2012 per the copy in front of all Council Members.

MEMBER GRIFFIN: Seconded.

AMENDMENT

Pursuant to Rule 41 and 36, I move to reconsider and amend Ordinance No. 99/2012 by the substitution of the original ordinance with the attached Ordinance.

PRESIDENT SCHULMAN: It's been moved and seconded that you amend Ordinance 99/2012 by virtue of the copy that is in front of each Member of Council. Any remarks? All those in favor of the motion, signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. The motion carries. Leader.

MEMBER DOUGHERTY: Mr. President I move to adopt Ordinance 99/2012 as amended.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: OK, it's been moved and seconded that you adopt Ordinance 99/2012 as amended. Are there any remarks under this Ordinance as amended?

SERVICE DIRECTOR PRICE: Mr. President.

PRESIDENT SCHULMAN: Yes, Director.

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SERVICE DIRECTOR PRICE: I want to thank Council for doing this. This is a pretty benign thing and it's a mistake that we made in the Department of Public Service and it was caught by the Auditor. This is the Norwood Water Hills Fund or I'm sorry, Norwood Hills Fund. Typically when we run new water lines in the past, we would set up a fund in which part of the water revenue from that area would go to service the debt or pay for that line. We generally don't do that anymore but this is a fund that has a balance remaining. The debt service was paid many moons ago, so we're just trying to clean this up. The mistake was that, that money that's sitting in that account was unappropriated. We're merely transferring it, we wanted to transfer it to the Main Water Fund cause it cannot be used out of this fund but, it's municipal finance 101, you can't move unappropriated dollars to another unappropriated fund and the Auditor caught that for us and so we're just correcting that so basically though what you're doing is you're going to take that money out of a fund that it can't be used and it's just going to go to the General Water Fund. Thank you.

PRESIDENT SCHULMAN: Thank you Director Price. Any other remarks? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

#21 RECONSIDERED AND AMENDED AS ORDINANCE NO. 99/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. The Ordinance as amended has been adopted. Ordinance #22 please.

#22. (3RD RDG) ***POSTPONED UNTIL 7/16/12 AN ORDINANCE AUTHORIZING THE LAW DIRECTOR TO ENTER INTO CONTRACT WITH N AND T RAILROAD, REPUBLIC STEEL IN THE AMOUNT OF \$1,672.00 TO PROVIDE PROSECUTORIAL SERVICES RETROACTIVE TO MAY 1, 2012; EFFECTIVE THROUGH DECEMBER 31, 2012; AND DECLARING THE SAME TO BE AN EMERGENCY***

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 22.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 22. Any remarks? Leader.

MEMBER DOUGHERTY: Mr. President I move we postpone Ordinance 22 until July 30.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you postpone Ordinance 22 until July 30, 2012. Are there any remarks? Hearing none by voice vote, all those in favor signify by saying aye. Those opposed no.

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NO REMARKS

POSTPONEMENT PASSED UNANIMOUSLY

PRESIDENT SCHULMAN: The ayes have it. The motion carries and Ordinance 22 is postponed until July 30, 2012. Ordinance 23 please.

#22 POSTPONED UNTIL 7/30/12

#23. (3RD RDG) **ADOPTED AS ORDINANCE NO. 100/2012** AN ORDINANCE DECLARING THE IMPROVEMENT OF CERTAIN REAL PROPERTY LOCATED IN THE CITY OF CANTON TO BE A PUBLIC PURPOSE; DECLARING A PORTION OF SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; COMPENSATING THE SCHOOL DISTRICT FOR REVENUE NOT REALIZED; DESIGNATING INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL BENEFIT SUCH PROPERTY; REQUIRING ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 23.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 23. Any remarks under this Ordinance? Member Cirelli.

MEMBER CIRELLI: Mr. President could I ask, I'm looking at Mr. Price to sort of sum this up quickly sir for me.

PRESIDENT SCHULMAN: Director.

SERVICE DIRECTOR PRICE: I don't know exactly how many parcels off hand, Mr. Williams may know but it's a significant number. I think it's over a hundred. What we'll be doing is imposing, we're going to be declaring this a tax increment financing district. This does not effect the school's revenue however, what we'll do is because this area, there are a lot of improvements taking place are TIF consultant took a look at it. We're going to be able to capture the additional real estate value minus that what the schools will get and that will enhance basically our ability to do capital improvements and infrastructure improvements in that area of Tuscarawas, I think the map was attached to the Ordinance but, it's a good thing. It will help fund and capital improvements and infrastructure in that area and basically alleviate the capital improvement fund to that free.

PRESIDENT SCHULMAN: Thank you.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Cirelli.

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MEMBER CIRELLI: And Service Director Price. Thank you very much and this is specifically the business section on West Tusc only, right?

SERVICE DIRECTOR PRICE: It's only businesses and when you, as soon as this Ordinance passes, goes into law, it's a snapshot taken of the current property tax value as that valuation increases and thereby the property tax increases, the city of Canton will capture that additional revenue.

MEMBER CIRELLI: Fine, thank you. Thank you very Mr. Safety Director Price. Thank you Mr. President.

PRESIDENT SCHULMAN: Service Director.

MEMBER CIRELLI: Service Director.

PRESIDENT SCHULMAN: Any other remarks? Hearing none, Madame Clerk roll call vote please on Ordinance 23..

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

#23 ADOPTED AS ORDINANCE NO. 100/2012

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

#24. (3RD RDG) **ADOPTED AS ORDINANCE NO. 101/2012** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A COOPERATIVE DEVELOPMENT AGREEMENT WITH D'AMICO SENIOR HEALTH CARE FOR THE DEVELOPMENT OF 3332 - 13TH STREET N.W.; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 24.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 24. Any remarks under this Ordinance?

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Hawk.

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MEMBER HAWK: I will be voting no on this issue tonight. I've done some quick math and that's why my phone went off, because I was using the calculator on it, so I apologize for that one more time. If the water, as we know, we all sell water outside our city at 2 ½ times the rate we sell it to people inside our city. If the water bill is \$500.00 a month normal at this facility at 2 ½ times it comes to \$1,250.00 a month. That's a difference of \$750.00 every month for a net difference of \$9,000.00 per year. If the water bill is only \$250.00 per month times 2.5, it becomes \$625.00 per month for a difference of \$375.00 or a difference of \$4,500.00 a year. Based on the mathematics, the math, these figures, the taxes on this property or the excuses me, the people's income tax due on this were promised \$4,980.00 a year based on 2% of \$249,000.00. So when we do the subtraction, that's if all, if none of the jobs are in the city of Canton. So we take the \$4,900.00 from \$9,000.00, that's a difference of \$6,510.00 per year that we're losing in our Water Department alright. If they pay half, if half of the people employed out there work in the city of Canton, it reduces the companies liability to \$2,490.00 a year, a difference of about, excuse of \$6,510.00. A difference of \$4,020.00 and again you cut that all in half for cutting the water bill in half. This is a bad deal for the city of Canton. We are giving up major income in our Water Department which is something we've all talked about here for hours this evening. And understand one thing, our water system's getting old. Soon we're going to need all the money we can to repair this system. Selling water at a reduced rate outside our city is a losing proposition. Yes, we did it to one in the past and two rights, two wrongs do not make a right. We will continue to have this problem plague us forever until we draw a line somewhere. I cannot vote for this.

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

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Yes, Member West.

MEMBER WEST: Can we have the Service Director respond to that or the Mayor?

PRESIDENT SCHULMAN: Director.

SERVICE DIRECTOR PRICE: If the math is accurate, and I didn't, I'd have to, I don't have those numbers you know, at my finger tips but...*(Inaudible)*...you have them? OK, well then....

MAYOR HEALY: Mr. President.

PRESIDENT SCHULMAN: Yes, Mayor, I'm sorry.

MAYOR HEALY: I'll respond to this. This is, this project is essentially allowing us to create an incentive to allow this project to move forward. You know this property is not in the city of Canton, it is in the village of Meyers Lake. Currently they don't have access to our water and sewer unless we make special exceptions. Part of the deal by allowing them to have access to our water and sewer is to create a scenario where we would treat them as if they were a city business. That means they would cover the payroll at 2% as if they were a city business. So, the city generates the revenue by allowing them to have access to water and sewer. In exchange we give them an incentive to hire Canton residents. Again, we spend millions of dollars every year on dozens and dozens of projects trying to help create jobs in our city and for our city residents. This one is allowing us to offer water at in city rates, which is one lot outside our city boundaries right now. It allows the in city rates in exchange for that, we get the payroll and

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the job creation as if that company was in the city. And in exchange we do not have to provide any further services which means the village of Meyers Lake is still responsible for policing, for fire, for snow plowing, for potholes. We collect the full revenue as if they were a city business but we don't have to provide any of those services. So that's what this program is about. It's called Jobs4Us. We've done it on a few other occasions and it's benefitted the city of Canton and it also has benefitted our city employ, our residents by giving an incentive for job creation for our residents. That's what the program is about. Thank you.

PRESIDENT SCHULMAN: Thank you Mayor. Any other remarks on Ordinance 24? Member West.

MEMBER WEST: Just one more question.

PRESIDENT SCHULMAN: Sure, no problem.

MEMBER WEST: How many jobs were we talking about in that scenario?

PRESIDENT SCHULMAN: Mayor if you know.

MAYOR HEALY: Fonda, do you have that? *(Answer from audience)* 12 to 15 jobs? 12 to 15 jobs.

MEMBER WEST: And Member Hawk, did you base that on 12 to 15 jobs?

MEMBER HAWK: No I based it on the numbers in the Ordinance and you have to figure that out. And that's what you base it on. Understand that we are basing our salary, excuse me their payroll level at \$249,000.00. 2% of that \$249,000.00 is \$4,980.00. Now we will discount that number by the amount of people that they hire into the city, from the city, which we're going to collect that 2% anyway. So we take half of that number and understand that they may be city people, hired from the city of Canton, it reduces the companies liability to \$2,490.00 per year. We're already getting a 2% from the people, from the 50% of people working who live in our city and that's where the numbers come up against the water numbers. That's where the great discrepancy is. If they, we can never annex them. They're in the village of Meyers Lake. We can never annex them, ever. We're just giving them a reduced rate and once we start breaking down this rate, you'll see it pass forward. We have an \$8,000,000.00 water line running to Hartville and we're going to be hooked into that pretty soon. We've got to pay for that water line somewhere. We also have to pay for water repairs to our general system as they breakdown. Last, over the weekend, there were two leaks on West Tusc along. People had to come out and fix them. Our water lines are going to need service and repairs. Water line is an enterprise company. If you really water to look how to save dollars through our Water Department, let's figure out how we can maybe pay a policeman to go patrol those water lines and alleviate a policeman's salary from the General Fund. It would far exceed this money.

MAYOR HEALY: Mr. President.

PRESIDENT SCHULMAN: Yes, Mayor.

MAYOR HEALY: I'd like to point out to Council that if this goes down tonight, the business doesn't move forward because they don't have access to our water and sewer. Thank you.

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(Inaudible comment from unknown speaker)

MEMBER HAWK: Excuse me, I'd have to really, I believe the water and sewer lines are already run to the village of Meyers Lake. All they've got to is tap in to a boiler plate system that let's them hook into it. The water lines are out there. They pay the fees. They're not running new lines, they will run lines from our mains to their hook ups.

PRESIDENT SCHULMAN: Well, I'm watching the Mayor and the Director saying that's not the case in this particular instance. OK.

MEMBER BABCOCK: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Babcock.

MEMBER BABCOCK: Isn't this the same Ordinance that was passed for the Alzheimer's two years ago. Is this the same program that was just passed unanimously two years ago?

PRESIDENT SCHULMAN: Mayor.

MAYOR HEALY: Mr. President. Yea the Astoria Nursing Home. They did the same program and they were obviously hiring more employees. They had 120 employees and when they hired those, they were all brand new jobs, 84 of those 120 were Canton residents. So the program worked to help get Canton residents jobs and it brought revenue to the city without increasing the services. Thank you.

PRESIDENT SCHULMAN: Thank you Mayor.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Yes, Member West.

MEMBER WEST: You know, I think Member Hawk brings up a compelling argument however, I do know from a social standpoint that our senior population's growing drastically and that there is not too many Alzheimer organ, or too many facilities that specialize in Alzheimer patients so that's something that we need to keep in mind as well. As well as the jobs, so care as well as jobs is mostly important. So the question is, are we providing that currently in the city, the surrounding area, adequately, to meet the needs of the senior population.

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

MEMBER MORRIS: Mr. President. Let me see if I'm following this now. If we don't pass this, this individual not, will not build this building and proceed with the project.

PRESIDENT SCHULMAN: Mayor.

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MAYOR HEALY: Thank you Mr. President. At this point in time, if this doesn't pass, he does not have access to water and sewer because he's not in the city and we have not offered it to him outside of this deal. This deal actually is a value to the city of Canton which is why we put it together. And we did crunch the numbers and it created absolute value and I'm not sure what numbers he's quoting other than stuff he pencilled and paper here at the last minute but this was something that was well thought out of by the Development Department. They crunched the numbers, thought it was a value to the city and quite frankly, anything that we can do that can create jobs and create incentive for Canton employees to get those, or Canton residents to get those jobs, is a good investment for our constituents.

PRESIDENT SCHULMAN: Thank you Mayor. Member Morris anything else? Fine. Any other remarks?

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: How can we make a private business employ Canton citizens? I don't know how that's done.

PRESIDENT SCHULMAN: Mayor.

MAYOR HEALY: Thank you Mr. President. You know, we've went through this multiple times with the past couple times we presented this in it's second reading last week. We don't make companies hire Canton residents. We give them an incentive to hire Canton residents and essentially they are committed to paying 2% of the total payroll of their company. By allowing them to have access to our water and sewer, they committed to paying 2%. If they hire Canton residents, a Canton resident that works there, because they live in the city, will be paying that 2%. We'll deduct the 2% from what the company owes us because the employee's already paying it. Therefore, the city will collect the full 2% of the payroll and the company gets discounted by hiring Canton citizens. If they chose not to hire Canton citizens, we still get our full 2%, it's just paid by the company instead of Canton citizens. So it's an incentive program. It works and it benefits employees as well as the city. Thank you.

PRESIDENT SCHULMAN: Thank you Mayor.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: I've been out there and I've seen the construction and I happen to believe he will get his water one way or another, even if this goes down. I'm not going to support it.

PRESIDENT SCHULMAN: OK. Any other remarks? Madame Clerk, roll call vote please. This is Ordinance 24.

NO REMARKS

ROLL CALL 5 YEAS, 5 NAYS
(MEMBERS CIRELLI, HAWK, MARIOL, MACK & MORRIS VOTED NAY)

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CLERK TIMBERLAKE: Five yeas and five nays Mr. President.

PRESIDENT SCHULMAN: You know, I know I should have been listening to this argument tonight. I think it's the first time I've been called upon to vote for or against an Ordinance and we're sure it's tied. Is that correct? I'm going to vote for the Ordinance so, Ordinance #24 is passed but not on an emergency basis.

(Inaudible comment)

PRESIDENT SCHULMAN: Well it can't be an emergency because there's not enough votes. Well we'll revisit that. In any case, Ordinance 25.

#24 ADOPTED AS ORDINANCE NO. 101/2012

#25. (3RD RDG) **ADOPTED AS ORDINANCE NO. 102/2012** AN ORDINANCE ADOPTING THE DEPARTMENT OF DEVELOPMENT'S CITIZEN PARTICIPATION PLAN AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 25.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 25. Any remarks under this Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

#25 ADOPTED AS ORDINANCE NO. 102/2012

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

#26. (3RD RDG) **ADOPTED AS ORDINANCE NO. 103/2012** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH GERMAIN FORD FOR THE PURCHASE OF ONE 2012 OR 2013 FORD F-250, WITH APPLICABLE OPTIONS, AND TWO 2012 OR 2013 FORD F-450 CAB AND CHASSIS, WITH APPLICABLE OPTIONS, IN A TOTAL AMOUNT NOT TO EXCEED \$100,000.00 PURSUANT TO O.R.C. SECTION 125.04; AND DECLARING THE SAME TO BE AN EMERGENCY (COLLECTION SYSTEMS)

PRESIDENT SCHULMAN: Leader Dougherty.

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MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 26.

MEMBER GRIFFIN: Seconded.

PRESIDENT SCHULMAN: Any remarks? Sorry.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Hawk.

MEMBER HAWK: It must be might night.

PRESIDENT SCHULMAN: That's OK.

MEMBER HAWK: I will be voting no on this one. This is money, \$100,000.00 we're spending outside the city of Canton and I believe it's down near the Columbus area where this dealership is. The, none of the dollars will come back to our community if the salesman's paid the commission, we will not see any of that money back in our community at all. They will be out spending money at the local restaurants or at the local pubs. I'm going to now look towards more and more spending of our taxpayers dollars in our community as best we can.

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

MEMBER MORRIS: Yes, Mr. President, thank you. Director Price, what department's using, it says Collection Systems.

SERVICE DIRECTOR PRICE: Collection Systems is the Collection Systems Department. They're responsible for maintaining the 1,200 or so miles of sewer lines we have.

MEMBER MORRIS: Sewer.

PRESIDENT SCHULMAN: This is Ordinance 26, correct?

CLERK TIMBERLAKE: Correct.

PRESIDENT SCHULMAN: Any other remarks?

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes, leader.

MEMBER DOUGHERTY: Chief of Staff correct me if I'm wrong but, you can't just go down to Downtown Ford

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and get these vehicles, correct?

SERVICE DIRECTOR PRICE: No we have to go through, we had to obtain quotes. These were the cheapest, substantially. If you want to pay more, don't pass it and we'll start over. But...*(inaudible comments)*

PRESIDENT SCHULMAN: Any other remarks?

MEMBER WEST: Mr. Chair....

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: I thought and I guess I'll ask this about, Chief of Staff so I don't call him the wrong heading, I thought they said this went through the Columbus, and I could be wrong on that.

SERVICE DIRECTOR PRICE: It's Germain Ford but it's....

PRESIDENT SCHULMAN: Director.

SERVICE DIRECTOR PRICE: It's Germain Ford but it's, this is the State Cooperative Purchase. So that's why we can't control it.

MEMBER CIRELLI: Thank you sir.

MEMBER WEST: And just real quick, Mr. Chairman.

PRESIDENT SCHULMAN: Sure, Member West.

MEMBER WEST: So you said we can cancel this and start over but, we would, I guess based on the Ordinance, we still have to go through state, the state program right, cause we have to accept the cheapest bid.

PRESIDENT SCHULMAN: Director.

SERVICE DIRECTOR PRICE: If you deny the legislation, you're going to deny our ability to purchase these vehicles through the State Cooperative Purchasing Program. They're only available through this dealership. We weren't able to get them locally. If we were able to get them locally, we would have got them locally.

MEMBER WEST: But we still have to go to the lowest bid. Is that correct? The State Purchasing would be the lowest bid, is that correct?

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SERVICE DIRECTOR PRICE: The State Cooperative Purchasing is, is the lowest bid, we can't...

MEMBER WEST: So there's no way that we could...

SERVICE DIRECTOR PRICE: ...we can't touch these trucks for less than State Cooperative Purchasing price.

MEMBER WEST: Right, so we can't just scrap this and start over and get the higher bid, we would have to go with State Purchasing, is that correct?

SERVICE DIRECTOR PRICE: What I'm saying is, you're the elective legislative authority. You can, you can turn it down if you want. You can, but we won't be able to purchase these trucks.

MEMBER DOUGHERTY: Can we vote?

PRESIDENT SCHULMAN: Member Mack, do you have something to say? Yep. Leader. *(Inaudible)* Well I understand we're going to vote, I just asking whether there were any other remarks? *(Unknown speaker inaudible)* No I don't think he does. In any case I suppose the question that may be looking into is why does a Columbus dealership have the special preference through the state. That maybe something of interest, but I guess beyond that there's not much we can do about it. So with that, Ordinance 26, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 9 YEAS, 1 NAYS
(MEMBER HAWK VOTED NAY)

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

#26 ADOPTED AS ORDINANCE NO. 103/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 26 is adopted. Ordinance 27 please.

#27. (3RD RDG) **ADOPTED AS ORDINANCE NO. 104/2012** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT AMENDMENT WITH M-E COMPANIES FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$35,900.00 FOR ENGINEERING SERVICES DURING BIDDING AND OVERSIGHT SERVICES CONSTRUCTION OF PHASE II OF THE WATER MAIN EXTENSION INTO THE VILLAGE OF HARTVILLE; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Mr. President I move we adopt Ordinance 27.

MEMBER GRIFFIN: Seconded.

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PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 27. Any remarks under this Ordinance? Hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas Mr. President.

#27 ADOPTED AS ORDINANCE NO. 104/2012

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 27 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We now move to Announcement of Committee meetings.

MEMBER GRIFFIN: Mr. Chairman.

PRESIDENT SCHULMAN: Member Griffin.

MEMBER GRIFFIN: I'd to announce a Finance Committee July 17th at wait, July 30th at 6:00 P.M.

PRESIDENT SCHULMAN: Thank you.

MEMBER BABCOCK: Mr. President.

PRESIDENT SCHULMAN: Member Babcock.

MEMBER BABCOCK: Environmental and Public Utilities same time.

PRESIDENT SCHULMAN: Thank you.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Leader Dougherty.

MEMBER DOUGHERTY: Public Property Capital Improvement same night, same time.

PRESIDENT SCHULMAN: Thank you. Member West.

MEMBER WEST: Yes, for Community Economic Development same time, same place.

PRESIDENT SCHULMAN: Thank you. Any other announcements?

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: Turning to Miscellaneous Business, is there any?

MEMBER FISHER: Mr. President.

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PRESIDENT SCHULMAN: Member Fisher.

MEMBER FISHER: I know everybody wants to get home but just very briefly....

PRESIDENT SCHULMAN: Take your time. That's, you know that's why we're here.

MEMBER FISHER: I was on the phone with my friend Member Hawk the other day and I saw a number of police cruisers going near my house. I walked over to, to investigate it and by the way, everything was handled very professionally on it as usual but I saw a very welcome sight when I walked up on the perimeter. The first officer I walked up to was Officer Tim Marks who's back on the job now after an extension time off. We had an opportunity to catch up. He reminded me that I promised him a beer along with Mr. Bowman which I need to get those two together but, it was great to see him back. I wanted to pass that along to the Safety Director and the Mayor.

PRESIDENT SCHULMAN: Perfect, thank you Member Fisher. Member West.

MEMBER WEST: Yes, I'd like to first thank Mary Cirelli and John for attending this meeting with these young people that came down today to share our experiences with City Council. Also, I'd like to thank Cindy and Michelle for referring them to us. They say that these kids were included in the governmental process. I appreciate your support for that. Also the Walk of Fame. That kicked off on the 26th. We had a very successful time, about 150 people showed up. Griff, Member Griff helped us with that and did some walking and we got a lot of people signed up and it will continue again next month. And then finally, I did, I regret not announcing the ladies last week and thanking them so much for the, the contest that we've had. Cindy Timberlake, Pattie and Michelle who did a wonderful job in terms of collecting all the data and helping us with that process. So, once again thank you and also congratulations once again Michelle for your victory in naming of the lot. Thank you. (APPLAUSE)

PRESIDENT SCHULMAN: Good job. OK with that tepid round of applause Michelle. Moving on, Member Cirelli.

MEMBER CIRELLI: I'll try and make this real quick sir.

PRESIDENT SCHULMAN: It's OK.

MEMBER CIRELLI: Just to show that the city of Canton, some of the people do work, at about 8:30 I think, this morning, my doorbell rang, 9:00. It was the Water Department there and they were questioning why my bill, the water bill was 8 times what it normally is and that's because unfortunately I had my house painted last year and they ruined my backyard and I had to have a whole new yard put in and I spent about \$2,000.00 so, I think I was going to have to use that to take care of that. You can imagine I was watering night and day so I didn't lose that \$2,000.00 investment. However, that brought to mind, Ray Denczak as President of Council always questioned why the water bills and the sewer bills go together whenever the water you use, none of that water I used went down the sewer but, that's the higher of the two and I wonder if there's ever anything that this Honorable Body could do about that, to gauge that water so if somebody, and I'm looking at Mr. Price, could look into that to see if that is doable cause there's no way that water went in the sewer, I can guarantee you that sir. I got it all over my, and you can ask all my neighbors. I think I have every sprinkler in town there was.

SERVICE DIRECTOR PRICE: Mr. President.

PRESIDENT SCHULMAN: Director.

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SERVICE DIRECTOR PRICE: I will look into it.

MEMBER CIRELLI: I'd appreciate that very much. Thank you Mr. President.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: I know you probably don't want to hear from me any more tonight but I want to thank everybody. The administration and all the police officers and all the services that were provided for the 4th, the Monumental 4th. It really helped make this a great success and without them it would not have been possible so I thank them very much for their cooperation and their support.

PRESIDENT SCHULMAN: Thank you Member Hawk. Mayor Healy.

MAYOR HEALY: Thank you Mr. President. I'd like to first also congratulate Greg and the Neighborhood Associations and all those who were involved in the concert in the park. Obviously that was very difficult for all of us when we had to, to not do that for a few years and because of financial resources because that was you know, what a great event for the city and what you guys pulled off, especially with the limited resources you had, it was a great event and the hopes that it will come back next year and you'll continue to improve it. You know it means a lot to the city and I want to thank you for that. I also would like to address Pete DiGiacomo in your idea in reference to the number of tickets that police officers can write and how much they would generate. I will point out to you that we had the same type of thoughts when we went through the decertification a few years ago and we had to deal with a multi million dollar shortfall and we were faced with layoffs at that time. The Police Department and union came to us and say hey, rather than laying off 8 of our guys that you're talking about doing, let's put them on traffic patrol and have them basically going out there making the streets safer but also writing tickets and see if they can generate enough money to cover their own costs rather than lay them off. We do have those numbers. We had 8 individuals that were assigned to traffic patrol, that we had no traffic patrol before that. Those 8 individuals wrote tickets and our revenue was increased by about a half-million dollars with 8 people working full time doing nothing but traffic. The cost of those 8 employees was about \$480,000.00 so the full-time low level, lowest level on the seniority list police officers were generating barely enough to cover their costs so, when we look at that, that's not a revenue generating type of activity. You're, it's a somewhat self sustaining activity. The problem is we have bigger concerns right now with the limited workforce that we have that these guys are dealing with you know, gun shots and other things so, we've taken them off traffic at this point to basically cover the more serious issues because our workforce in the Police Department is lower today than it was just three years ago. But yea, it is something that you can look at in reference to making your seat, streets safer as well as generating potential revenue to cover those costs so that's why we're looking at the traffic cameras because you don't have the cost involved but you can generate the revenue and still address the safety issues. But that will be another debate for another day but, we do have those numbers if you want to look at them to see exactly what was generated by that. But it's a great idea and we've actually done it and can show you the actual numbers. That's why I point out that when you talk about numbers, it's easy to pencil and paper something and calculate it and say this is what would happen if this scenario happened but then you've got the real life scenario of what's actually happening and we crunch those numbers. I spend a tremendous amount of time working on the finances and the financial impact of all the proposals that we put out there. So when we bring something to you, you can better believe that somebody in our department has crunched those numbers before we sit down and tell you what we expect to happen. I just want to thank you for that. And lastly, I want to thank the, thank you Dave. Just 15 more minutes Dave no problem. Lastly you know I want thank those folks that came out in reference to their concerns about us having a debate the mineral rights. I know that there's a lot of concern about that industry and fracturing, that process and also the potential benefits or the risk versus benefits in reference to that process. I can tell you that we did do a presentation. Some of you were here for

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that. We did do a presentation at 5:30 during the Committee meetings that we went through very specifically and talked about, a) the concerns we have with protecting our water and b) all the steps that the city is taking in reference to address the concerns of protecting our water in addition to the opportunities that may be out there. So, I want to make sure you understand, we are not taking this lightly and we're certainly not expecting Council to take this lightly but, there's a lot of discussion that's going to be happening. And I want to take another, (*Buzzer sounds for times up - laughter*). You know that reminds me, when I was a kid, you know, no that's all I've got. Thank you very much. Go home.

PRESIDENT SCHULMAN: Thank you Mayor. Any other Miscellaneous Business? OK, Leader.

MEMBER DOUGHERTY: I move to adjourn.

MEMBER GRIFFIN: Seconded.

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

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK TIMBERLAKE: Ten yeas, Mr. President..

PRESIDENT SCHULMAN: Thank you Madame Clerk. Good job everybody. Thank you for coming. Safe trip home. (*Gavel falls*)

ADJOURNMENT TIME: 9:58 P.M.

ATTEST: JUNE 27, 2012
CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

APPROVED: JUNE 27, 2012
ALLEN SCHULMAN
PRESIDENT