PRESIDENT SCHULMAN: Good evening, Ladies and Gentlemen. Welcome to Canton City Council. We appreciate you all being here this evening. And, with a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call vote please, Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

12 COUNCIL MEMBERS PRESENT: (FRANK MORRIS, CHRIS SMITH, JAMES BABCOCK, RICHARD HART, WILLIAM SMUCKLER, GREG HAWK, THOMAS WEST, JAMES GRIFFIN, KEVIN FISHER, DAVID DOUGHERTY, JOHN MARIOL AND EDMOND MACK)

TWELVE COUNCIL MEMBERS PRESENT.

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Tonight's invocation will be given by my good friend and Ward 7 Council Member, John Mariol. If you'll all stand please and remain standing for our Pledge of Allegiance.

The regular meeting of Canton City Council was held on October 5, 2015 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, Cynthia Timberlake. The invocation was given by Ward 7 Council Member, John Mariol. The Pledge of Allegiance was led by President Schulman.

PRESIDENT SCHULMAN: Thank you, Member Mariol.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: Thank you very much, Member Mariol. Leader. We're now under Agenda Corrections and Changes.

MEMBER MORRIS: I knew you missed your cue. Mr. President, I move Rule 22A be suspended to add 2nd Reading Ordinances #5 through and include #9.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and second to Suspend Rule 22A to add 2nd Reading Ordinances 5 through 9 to this evening's agenda. Any remarks? Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

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

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We now turn to Public Hearings. We have two this evening, scheduled for 7:30. The first is AN ORDINANCE VACATING A PORTION OF FARWICK COURT N.W. AND DECLARING THE SAME TO BE AN EMERGENCY; FROM THE NORTHERN RIGHT-OF-WAY LINE OF 11TH STREET N.W. TO THE SOUTHERN RIGHT-OF-WAY LINE OF RICHARD PLACE N.W., requested by

Robert Knight, IN WARD 1, PLANNING COMMISSION RECOMMENDED APPROVAL OF THE SAME. Is there anyone in the audience wishing to speak for or against this Alley Vacation, will you please step forward. And I have to repeat...If there is anyone in the audience wishing to speak for or against this Alley Vacation, will you please step forward. Seeing no one step forward, the Chair declares the public hearing over in regard to this matter. The matter now rests in the hands of Council. The Ordinance will follow later this evening. The second is AN ORDINANCE AMENDING O#55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY FOR THE PROPERTY LOCATED AT 3660 GREENTREE AVENUE SW CANTON, FROM B-3 (GENERAL BUSINESS) TO PCS (PLANNED COMMUNITY SERVICE) FOR NEW DAWN DEVELOPMENT, IN WARD 4, PLANNING COMMISSION RECOMMENDED APPROVAL OF THE SAME. Is there anyone in the audience wishing to speak for or against this Zone Change, will you please step forward. And I must repeat myself...if there is anyone in the audience wishing to speak for or against this Zone Change, will you please step forward. Again, seeing no one step forward, the Chair declares the public hearing over in regard to this particular matter. The matter now rests in the hands of Council. The Ordinance will follow later this evening.

OLD BUSINESS

PRESIDENT SCHULMAN: We now turn to Old Business. I understand there is no Old Business, from our Deputy Mayor, Fonda Williams.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We turn now to Public Speaks and amazingly we have no speakers signed up this evening. I know there's great disappointment in the house, but there are no public speakers.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We turn to Informal Resolutions. We have none this evening. Believe me, we still have a lot of work ahead of us.

COMMUNICATIONS

PRESIDENT SCHULMAN: Turning now to 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 OCTOBER 5, 2015.

- 351. AUDITOR MALLONN: REQ FOR ADD'L AMENDED CERT DATED 9/25/15. RECEIVED & FILED
- 352. FAIR HOUSING MGR ROSS: REQ \$8,350.00 SUPP APPROP FR UNAPPROP BAL OF 2215 FAIR HOUSING FUND TO 2215 505010 FAIR HOUSING DEPT OTHER (HUD TRAINING). FINANCE COMMITTEE
- 353. HEALTH COMM ADAMS: REQ \$12,000.00 APPROP TRF FR 2314 301001 OTHER TO 2314 301001 PERSONNEL TO EXPEDITE PAYMENT OF GRANT RELATED PERSONNEL EXPENSES. FINANCE COMMITTEE
- 354. LIQUOR CONTROL DIV (OHIO): CORRECTING STREET ADDRESS FOR MACS

CONVENIENCE STORES, DBA CIRCLE K STORE, TO 3240 MAHONING RD NE (WARD 6). - RECEIVED & FILED

355. SERVICE DIR BARTOS: REQ \$6,883.33 SUPP APPROP FR UNAPPROP BAL OF 2181 GERVASI 1700 LLC TIF FUND TO 2181-202087 55TH ST PROJ, GP 1125- OTHER, AND \$0.01 SUPP APPROP FR UNAPPROP BAL OF 4570 RAILROAD CROSSING/TRAFFIC SIGNAL UPGRADE PROJ, GP 1149, FUND TO 4570-202097 RAILROAD CROSSING/TRAFFIC SIGNAL UPGRADE PROJ, GP 1149 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE AND PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEES

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: We now turn to Ordinances and Formal Resolutions for their First Reading. Madame Clerk, will you please begin with Ordinance #1.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1
THROUGH #4 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS
FOLLOWS:

- #1. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014;
 AND DECLARING THE SAME TO BE AN EMERGENCY (\$11,104.23 SUPP
 APPROP FR UNAPPROP BAL OF 2767 JAIL DIVERSION GRANT FUND TO 2767
 701001 JAIL DIVERSION GRANT PERSONNEL)
 Referred to Finance Committee
- #2. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014;
 AND DECLARING THE SAME TO BE AN EMERGENCY (\$11,104.23 APPROP TRF
 FR 2766 701001 MUNICIPAL PROBATION SERVICES FUND PERSONNEL TO
 2766 701001 MUNICIPAL PROBATION SERVICES FUND OTHER)
 Referred to Finance Committee
- #3. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014;
 AND DECLARING THE SAME TO BE AN EMERGENCY (\$10,000.00 APPROP TRF
 FR 2328 301001 PERSONNEL TO 2328 301001 OTHER; HEALTH DEPT.)

 Referred to Finance Committee

(COUNCIL RECESSED AT 7:41 P.M. FOR THE PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE TO DISCUSS ORDINANCE #4; RECONVENED AT 7:45 P.M.)

#4. (1ST RDG)

ADOPTED AS ORDINANCE NO. 187/2015 AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH OHIO MACHINERY CO. DBA OHIO CAT FOR THE PURCHASE OF A USED BACKHOE FOR AN AMOUNT NOT TO EXCEED \$76,000.00 AND TO SELL UNIT #4342, A USED EXCAVATOR NO LONGER NEEDED BY THE COLLECTION SYSTEMS DEPARTMENT, TO THE STREET DEPARTMENT FOR AN AMOUNT NOT TO EXCEED \$42,804.58; AND DECLARING THE SAME TO BE AN EMERGENCY Referred to Public Property Capital Improvement Committee

PRESIDENT SCHULMAN: And at this time the chair will declare an in house recess for the Finance Committee to meet in regards to Ordinance #4 on your agenda this evening. You're now in recess. Chairman Mariol

PRESIDENT SCHULMAN: Thank you very much, Chairman Mariol. Council will reconvene after its recess, Leader Morris.

MEMBER MORRIS: Mr. President, I move we suspend Rule 22A and place Ordinance #4 back on this evening's agenda.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to place Ordinance 4 back on this evening's agenda. Any remarks? Hearing none Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Motion carries and Ordinance 4 is a legal part of your Agenda. Leader.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance 4. Any remarks? Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. And, instead of saying the motion has been adopted, I'm going to do this correctly tonight. Leader, you've heard the three readings. (*Laughter*).

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #4. Any remarks? Again, hearing none, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

#4 ADOPTED AS ORDINANCE NO. 187/2015

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance 4 has been adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: We're now under Ordinances and Formal Resolutions for their Second Reading. Madame Clerk, would you please begin with Ordinance 5.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCE #5 THROUGH ORDINANCE #9 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #5. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CANTON COMMUNITY IMPROVEMENT CORPORATION TO PROVIDE A GRANT UTILIZING GENERAL FUND DOLLARS IN AN AMOUNT NOT TO EXCEED \$75,000.00 FOR GRANTS, LOANS AND ADMINISTRATIVE COSTS; AND DECLARING THE SAME TO BE AN EMERGENCY
- #6. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A COOPERATIVE AGREEMENT WITH STARK COUNTY FOR THE NIMISHILLEN CREEK WATERSHED USGS STREAM GAUGE AND HYDRAULIC STUDY PROJECT IN AN AMOUNT NOT TO EXCEED \$33,310.00; AND DECLARING THE SAME TO BE AN EMERGENCY
- #7. (2ND RDG) AN ORDINANCE AUTHORIZING THE HIRING OF MARC A. MORGAN AS ASSISTANT SUPERINTENDENT OF THE WATER RECLAMATION FACILITY; AND DECLARING THE SAME TO BE AN EMERGENCY
- #8. (2ND RDG) AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR THE BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY (DEPT. 10TE SAFETY DIRECTOR'S DEPT. OF TRAFFIC ENG AND SIGNAL ALARM TRAFFIC ENG COORDINATOR, TRAFFIC ENG TECH 4, TRAFFIC ENG TECH 3, TRAFFIC ENG TECH 2; DEPT 20CE SERVICE DIRECTOR'S CITY ENG DIVISION CIVIL ENG TECH V, CIVIL ENG TECH IV, CIVIL ENG TECH 111, CIVIL ENG TECH II, CIVIL ENG TECH 1)
- #9. (2ND RDG) AN ORDINANCE AMENDING ORDINANCE NO. 58/2014; AND DECLARING THE SAME TO BE AN EMERGENCY (ESTABLISH ONE (1) ADDT'L \$6,500.00 ANNUAL STIPEND BE PAID TO ANY INDIVIDUAL WHO SIMULTANEOUSLY HOLDS ANY TWO (2) OF THE FOLLOWING THREE (3) POSITIONS: ASSIST. SUPERINTENDENT AT WRF, FACILITIES ENG AT WRF AND SANITARY SEWER ENG IN COLLECTIONS SYSTEMS DEPT.)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: We now turn to Ordinances and Formal Resolutions for their Third, Final Reading and Vote. Madame Clerk, would you please begin with the Ordinance 10.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCE #10 THROUGH ORDINANCE #23 FOR THE THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

#10. (3RD RDG)

ADOPTED AS ORDINANCE NO. 188/2015 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH HISTORIC BLISS LLC TO PROVIDE REAL PROPERTY TAX EXEMPTIONS FOR PARCEL NUMBERS 209886, 243353 AND 244732 IN THE CANTON CENTRAL NEIGHBORHOODS COMMUNITY REINVESTMENT AREA; AUTHORIZING THE GRANTING OF TEN YEAR REAL PROPERTY TAX EXEMPTIONS; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Morris.

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #10.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 10. Any remarks under this Ordinance? Hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 9 YEAS, 3 NAYS

(MEMBERS MORRIS, BABCOCK AND FISHER VOTED NAY)

CLERK TIMBERLAKE: Nine yeas, three nays, Mr. President.

#10 ADOPTED AS ORDINANCE NO. 188/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance 10 is adopted. Ordinance 11, please.

#11. (3RD RDG) ADOPTED AS ORDINANCE NO. 189/2015 AN ORDINANCE VACATING A PORTION OF FARWICK COURT NW; AND DECLARING THE SAME TO BE AN EMERGENCY (ROBERT KNIGHT)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 11. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#11 ADOPTED AS ORDINANCE NO. 189/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance 11 is adopted. Ordinance 12, please.

#12. (3RD RDG)

ADOPTED AS ORDINANCE NO. 190/2015 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 (3660 GREENTREE AVENUE SW (NEW DAWN DEVELOPMENT) FROM B-3 (GENERAL BUSINESS) TO PCS (PLANNED COMMUNITY SERVICE), WARD 4)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

NO REMARKS

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 12. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#12 ADOPTED AS ORDINANCE NO. 190/2015

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

#13. (3RD RDG)

ADOPTED AS ORDINANCE NO. 191/2015

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A REVISED PARKING LEASE AGREEMENT WITH DAY KETTERER LAW FIRM; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 13. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#13 ADOPTED AS ORDINANCE NO. 191/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance 13 is adopted. Ordinance 14, please.

#14. $(3^{RD} RDG)$

ADOPTED AS ORDINANCE NO. 192/2015 AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO TAX INCENTIVE AGREEMENTS WITH PHOENIX RISING BHR INC. PURSUANT TO THE CITY'S ECONOMIC GROWTH INITIATIVE; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 14. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#14 ADOPTED AS ORDINANCE NO. 192/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance 14 is adopted. Ordinance 15, please.

#15. (3RD RDG)

ADOPTED AS AMENDED AS ORDINANCE NO. 193/2015 AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 100/2011, AS AMENDED, THE CLASSIFICATION PLAN FOR MANAGEMENT AND NON-BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY (DEPT 80AU AUDITOR)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 15. Any remarks under this Ordinance?

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Chairman Hawk.

MEMBER HAWK: I'd like to praise Auditor Mallonn for his work. First of all, he's losing a very, very valuable employee in Mr. Young, and yet he has found a way to reduce his budget by realigning some of the people in his office. I think he should be commended for that, as an elected official. Most of them come to us and want more money if someone retires, to compensate everybody, but Mr. Mallonn has found a way to reduce his expenditures in the general fund. Thank you, Auditor Mallonn.

PRESIDENT SCHULMAN: Thank you Member Hawk. (Applause). Well that got a tepid round of applause, I'm sorry. (Laughter).

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: I try to lead them...

MEMBER HAWK: Sir, I think everybody wants more money, they don't want to follow that wonderful lead.

PRESIDENT SCHULMAN: I did hear a voice, anybody? Oh, Leader Morris.

MEMBER MORRIS: Mr. President, I move we amend Ordinance #15.

MEMBER SMITH: Second.

Amendment

Pursuant to Rule 36, I move to amend Agenda Item No. 15 by the substitution of the attached revised ordinance for the original proposed ordinance.

PRESIDENT SCHULMAN: I'm sorry, I don't have that...I did not see that in front of me, so I apologize. It's been moved and seconded to to amend Ordinance 15 by virtue of the copy before each Member of Council.

MEMBER MORRIS: Yes, sir.

PRESIDENT SCHULMAN: Second?

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: Any remarks? (*Inaudible*). By voice vote, to amend, all those in favor signify by saying aye. Those opposed no. The ayes have it, the motion carries. Leader.

NO REMARKS AMEND

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

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

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #15, as amended.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 15, as amended. Are there any remarks under this Ordinance, as amended? Again, hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#15 ADOPTED AS AMENDED AS ORDINANCE NO. 193/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance 15 is adopted. Ordinance 16, please.

#16. (3RD RDG)

ADOPTED AS ORDINANCE NO. 194/2015 AN ORDINANCE ESTABLISHING THE FAIR REUSE VALUE OF ONE PARCEL OF CITY OWNED PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S RESIDENTIAL LAND DISPOSITION PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY (PARCEL #02-48493, 208 WALKER CT NE, JAMES LEDFORD, JR)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 16. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#16 ADOPTED AS ORDINANCE NO. 194/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance 16 is adopted. Ordinance 17, please.

#17. (3RD RDG)

ADOPTED AS ORDINANCE NO. 195/2015 AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014; AND DECLARING THE SAME TO BE AN EMERGENCY (\$437,000.00 SUPP APPROP FR UNAPPROP BAL OF 2211 COMMUNITY DEV FUND TO 2211 506001 COMMUNITY DEV - OTHER; \$214,860.00 SUPP APPROP FR UNAPPROP BAL OF 2219 EMERGENCY SHELTER GRANT FUND TO 2219 506001 EMERGENCY SHELTER GRANT - OTHER)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 17. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#17 ADOPTED AS ORDINANCE NO. 195/2015

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

#18. (3RD RDG)

ADOPTED AS ORDINANCE NO. 196/2015 AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,100,000.00 SUPP APPROP FR UNAPPROP BAL OF 1152 NIP ACQUISITION DEMO DEBT FUND TO 1152 506001 NIP ACQUISITION DEMO DEBT - OTHER)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 18. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#18 ADOPTED AS ORDINANCE NO. 196/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance 18 is adopted. Ordinance 19, please.

 $#19. (3^{RD} RDG)$

ADOPTED AS ORDINANCE NO. 197/2015 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION & CORRECTION FOR THE RECEIPT OF THE FY 2016-2017 PROBATION IMPROVEMENT & INCENTIVE GRANT IN THE AMOUNT OF \$88,822.00; AUTHORIZING THE AUDITOR TO ESTABLISH AND CREATE THE 2765 PROBATION & IMPROVEMENT GRANT FUND; AMENDING APPROPRIATION ORDINANCE NO 266/2014; AND DECLARING THE SAME TO BE AN EMERGENCY (\$82,822.00 SUPP APPROP FR UNAPPROP BAL OF 2765 PROBATION IMPROVEMENT & INCENTIVE GRANT FUND TO 2765 701001 PROBATION IMPROVEMENT & INCENTIVE GRANT - OTHER)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 19. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#19 ADOPTED AS ORDINANCE NO. 197/2015

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

#20. (3RD RDG)

ADOPTED AS ORDINANCE NO. 198/2015 AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014; AND DECLARING THE SAME TO BE AN EMERGENCY (\$36,000.00 APPROP TRF FR 2323 301001 - OTHER TO 2323 301001 - PERSONNEL; \$16,000.00 SUPP APPROP FR UNAPPROP BAL OF 2313 LOCAL HEALTH FUND TO 2313 301001 LOCAL HEALTH FUND - PERSONNEL)

PRESIDENT SCHULMAN: Leader Morris.

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #20.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 20. Any remarks under this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#20 ADOPTED AS ORDINANCE NO. 198/2015

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

#21. (3RD RDG)

ADOPTED AS ORDINANCE NO. 199/2015 AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ACCEPT AN IMPAIRED DRIVING ENFORCEMENT PROGRAM FFY 2016 GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY IN AN AMOUNT NOT TO EXCEED \$23,815.92; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 21. Any remarks under

this Ordinance? Again, hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#21 ADOPTED AS ORDINANCE NO. 199/2015

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

#22. (3RD RDG) <u>POSTPONED INDEFINITELY</u> AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOTS 36904 AND 36905 AND PART OF LOT 36930; AND DECLARING THE SAME TO BE AN EMERGENCY (804 44TH ST NW, WARD 8, DRAKE & ASHLEY)

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

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

MEMBER MORRIS: Mr. President, I move we postpone Ordinance #22 indefinitely.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been and seconded to postpone Ordinance 22 indefinitely. Any remarks under that motion? Hearing none, by voice vote all those in favor signify by saying aye. Those opposed no.

NO REMARKS ORDINANCE 22 POSTPONED INDEFINITELY UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries, and Ordinance 22 is postponed indefinitely. Ordinance 23, please, Madame Clerk.

#23. (3RD RDG)

ADOPTED AS ORDINANCE NO. 200/2015 AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ACCEPT A SELECTIVE TRAFFIC ENFORCEMENT PROGRAM FFY 2016 GRANT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY IN AN AMOUNT NOT TO EXCEED \$17,738.03; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader Morris.

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

MEMBER SMITH: Second.

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

this Ordinance? Hearing none, Madame Clerk, roll call vote, please.

NO REMARKS ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

#23 ADOPTED AS ORDINANCE NO. 200/2015

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Motion carries and Ordinance 23 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We now turn to announcement of Committee Meetings.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Chairman Hawk.

MEMBER HAWK: Thank you, good sir. Finance Committee will meet Monday, October 19th at 6:45 p.m.

PRESIDENT SCHULMAN: Thank you. (Inaudible). Good.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: Turning to Miscellaneous Business. Member Mack.

MEMBER MACK: Yes, thank you, Mr. President. As a Ward, City Councilperson, there's several things that are unique about my Ward. Just like all of your Wards, that are very important to me and my constituents. One of those things is the fire station that we have, located in the City of Canton, Northern Canton on Vernon and 47th, Station 10. I was very, very upset and frustrated when I saw the same email all of you received this Sunday from Chief Rich, dated October 1st that reads, in part "The following plan will be put in place at the Canton Fire Department in the near future. The Engine Company from Station 10, located at 47th and Vernon Ave. NW, will be relocated to Station 4, which is located at 25th Street and Cleveland Ave. NW". Not knowing precisely what that means, fortunately on social media I saw a post from a President of a Neighborhood Association that reads, "The Fire Chief has decided to make some changes..." And it continues, "Friends on the north end of town lost Station 10, sort of. The Station 10 building at 47th and Vernon NW will no longer be staffed." That I would learn that something like this was even being contemplated in a weekend memorandum and on social media is simply astounding. How the Chief, or whomever, could make a decision like this without consulting the Councilperson, consulting the community...and working through the broader strategy...because when we talk about the importance of Station 10, certainly it's important to Ward 8, but it's also important in terms of our city's overall strategy. As we annex farther north, as we should be doing, that station is the station that services these new areas of annexation, or at least potentially can be. This is very upsetting, to say the least, and Safety Director Perry, I'm hoping you can explain exactly what's going on here.

SAFETY DIRECTOR PERRY: Sure. Mr. President, to the Councilman. First of all, thank you for asking that question and let me be very clear. We've not changed our processes at this point, relative to how the fire stations are operating. They're still in the rotation that they've been on for a period of time. Let me first say this, what you saw on Facebook was some information that was shared that wasn't for public information, just yet. Chief Rich is, with his management team, always looking at the various ways in which to allocate and reallocate his resources within the department. So, let me first say that...that's what he and the Union set out to

do. They had a meeting, they sat down, they did some analysis relative to the decline, as well as the shift, the declining population, the shifts in the population. They looked at other analysis as far as...you have the oil and gas industry that's in, so you gotta take he railroad system into consideration. So, there are many factors that they took into consideration. They had an internal meeting. They sat down and met with the Union, and their next step was, they would actually brought all of this to the Administration, which never got an opportunity to happen because it was shared prior to the being able to happen. Once that information would have been shared with the Administration, we would have come to this body, to Council, for your (*Inaudible*), you comments, and your approval, to then implement what changes we were considering. At that point we would have gone to...once we talked to everybody in Council, everybody's on the same page, at that point we would have went to the public. So, I apologize. None of that information should have been sent out or shared, but we are in the day of social media and that's what transpired.

MEMBER MACK: Mr. President.

PRESIDENT SCHULMAN: Member Mack.

MEMBER MACK: Then, just so it's clear in my mind, and I'll ask it very directly. Has a final decision been made to close Station 10?

SAFETY DIRECTOR PERRY: Mr. President. To Councilman Mack. There have been no decisions to close anything at this point.

MEMBER MACK: Then I thank you, Safety Director. I very much appreciate that response. What I would ask, as any discussions are going forward, in which a closure of Station 10 is even being considered, I would ask that I have an opportunity to be included and I think that is what you were contemplating. Just for purposes of the record, I certainly would want to have my views expressed on that.

SAFETY DIRECTOR PERRY: Mr. President. To Councilman Mack. That we would come to every member of this Council with relative to your various Wards and Community is (*Inaudible*).

MEMBER MACK: Thank you Safety Director and thank you Mr. President.

PRESIDENT SCHULMAN: Thank you Director. Thank you Member Mack. Any other Miscellaneous Business?

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Leader Morris.

MEMBER MORRIS: A questions to the Safety Director regarding this matter. Is there any way that we can hold the individuals accountable that's putting this out on social media? No pun intended, but I was putting out fires over this conversation that was put on the Ward 9 page because the first allegation that came out was, "we're underfunded, Council needs to hold the Administration accountable, We don't have enough Fireman"...and I know that this Council funded the Fire Department. I know that we've increased our staffing levels and we're taking shots from our constituents because somebody walked out of a meeting and shot off their mouth on social media. I'm not really appreciating it and I'm sure most Council Members don't appreciate taking a beating over...whether it be somebody within the Fire Administration or somebody within their Union,

who is intentionally putting this out there to...their intent is to basically make someone look bad.

PRESIDENT SCHULMAN: Director.

SAFETY DIRECTOR PERRY: Mr. President. To the Council. Leader Morris. That's a conversation I did have with the Law Department, relative to...but you run into Freedom of Speech issues. That's what we're up against with social media. So, to answer your question very quickly, that's his...he didn't tell the whole story. He told a part of the story, but he didn't share information that was yet to be shared. To your point, to date we've hired, over the last two years we've hired 26 firefighters, to bring our total up to about 150 right now. We've also, in this Administration, along with the Chiefs, we meet and discuss the budget. Keeping a close eye on our overtime budget, for one thing. If you were to look at our budget, if you took a comparison of 2008 numbers versus our to date, today, at this time frame, we're at less than 50% of where we were in 2008.

PRESIDENT SCHULMAN: Thank you Director. Any other Miscellaneous Business?

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

MEMBER HAWK: Thank you. I'm a bit confused here. I think, Director Perry, you just said we have 150 firefighters, currently, right as of today?

SAFETY DIRECTOR PERRY: Yes, we do.

MEMBER HAWK: Thank you very much. I'm looking at this, and this is not social media, this is on City stationery, dated October 1st, from the Chief. And it says, "Canton Fire Department realignment. I mean, this is not social media. This is our letterhead I'm looking at here. Was in our mailbox. I guess I'm a bit confused here. Somebody help me out here, clear it up.

SAFETY DIRECTOR PERRY: Mr. President. To Councilman Hawk. You're referring to a memo? That was...when we first receive the calls regarding the information that is out on social media, the questions to me were... "what transpired". So that memo that you received was a memo that the Chief and I crafted to make an understanding of what, for Council, based on what was said on the social media, so...the whole story of what transpired. That was not a final anything. That was a work product that they had discussed in their meeting, period. No changes have been made.

PRESIDENT SCHULMAN: Anything else, Member Hawk.

MEMBER HAWK: (Inaudible). I'm sorry, I was just confused... is this social media looking like...

SAFETY DIRECTOR PERRY: ...And I'm sorry, I hope I didn't confuse you further.

MEMBER HAWK: You didn't...

SAFETY DIRECTOR PERRY: The social media, as I indicated, only had a portion of the story. So, what I was attempting to do, was give the full story so we could have a talking point and it just went from there...

MEMBER HAWK: I understand, but in the statement it says "The following plan will be put in place at the Canton Fire Department in the near future", so it's very...it sounds like it's...

SAFETY DIRECTOR PERRY: That was a discussion that he was going to have with the Administration that never got an opportunity to take place. It was shared before we got an opportunity to do anything.

MEMBER HAWK: Okay, but we currently have 150 firefighters?

SAFETY DIRECTOR PERRY: Yes, we do.

MEMBER HAWK: Thank you.

PRESIDENT SCHULMAN: Thank you Member Hawk. Anything else.

MEMBER GRIFFIN: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Griffin.

MEMBER GRIFFIN: I'd like to piggyback on what Member Ed Mack said. If there is a meeting I would like to be included because Station 5, in Ward 3, was included in that shutdown. We've been shutdown a lot. I've been begging over the years that Ward 3 and Station 5...we have the largest employer in the City of Canton. We've got the Mayfield Manor, with 275 elderly women there. We've got the shopping centers and...why Ward 5 has been picked on a heck of a lot, I'd like to know, and I would like to be included in that meeting.

PRESIDENT SCHULMAN: Thank you Member Griffin. Any other remarks? Hearing none...Mayor Healy, I'm sorry.

MAYOR HEALY: Mr. President, and to this Council. I wanted to share with you...I've actually drafted and introduced an Executive Order and I don't do that very often, but I was quite moved recently and put this into effect. I will share with you that, in our community...we have many factors in our community that make us strong and make us who we are. A big portion of that is the spiritual community; the churches and the religions that we have in our community. More so than that, it's not about just having churches. It's about having leaders in these churches that actually reach out beyond their congregation and become a part of our community. We know we've had great leaders in the past like Father Coleman. He's been recognized by 72 buildings in our city, here. We get a lot of recognition for him, but I grew up with Father Coleman. I didn't go to his church, but we lived in the neighborhood, so we knew who he was. He basically took care of all the kids and (Inaudible) so much for our city. We have leaders like Walt Henderson in the black community and we had Rabbi Spitzer, who...everybody knows who Rabbi Spitzer is because he transcended beyond his congregation that he had. And so, what I wanted to do was...I wanted to do something to recognize the importance of these individuals in our community. It came to me because of one individual who I was very close to, who recently passed, and that's Pastor George Dunwoody. Pastor Dunwoody has done some wonderful things in our community, particularly with the kids at the Hartford School in education, as well as his spiritual leadership and music. When he had succumbed to cancer, this past weekend they did an event to develop the George Dunwoody Foundation. I thought that was a great opportunity for me to take action, and I did. I'll read the Executive Order, if Council would oblige. I was establishing October 7th as Spiritual Leadership Day and establishing the George Dunwoody Spiritual Leadership Award. "Whereas Canton, Ohio has long been characterized as a strong, faith

based community, and has taken to it's heart those who have served the religious needs of our City, by going above and beyond the congregations, performing invaluable work in a spirit of fellowship, charity, and love which truly is emblematic of the spiritual teachings that the faith community represents. And Whereas the City of Canton seeks to Honor and reflect the service and compassion in it's operations everyday, inspired by all leaders in the religious community and typified in the person of Pastor George Dunwoody. Whereas Pastor George Dunwoody, born on October 7, 1959 tirelessly committed his life to Life Ministries International Church, the Greater Canton religious community, Canton City Schools, and all those in need of love and compassion until his final journey of peace and glory on April 19, 2015. Whereas the work of Pastor George Dunwoody is but one shining example of many great spiritual leaders in the City of Canton, who have committed their lives to service, transcending beyond one congregation to reach throughout our entire community. Whereas the Chief Executive Officer of Canton, Ohio, the Mayor is charged with ultimately...with the ultimate responsibility of supervising and directing the day to day affairs of the City Departments and Offices as prescribed by the Ohio Revised Code, the Codified Ordinances of the City of Canton, And Now Therefore, I, William J. Healy II, Mayor of the City of Canton, under the authority conferred by the State of Ohio, hereby order that October 7th...er...the 7th day of October, this year and every year now and hereafter into perpetuity, shall be marked as Spiritual Leadership Recognition Day, and further be ordered that the City of Canton shall mark this day in honor of all current and former spiritual leaders as one to re-commit their compassion and loving service to others; And Be It Further Ordained that each year on this day, the City of Canton will nominate and recognize one spiritual leader that has not only lead their congregation in the spirit of service, but also make positive impact on the entire community and present to this person the George Dunwoody Spiritual Leadership Award, and further be ordered, in recognition of our past spiritual leaderships...er...leaders, all flags in the City shall be...shall fly at half-staff on this day in memory of our religious leaders who served their communities beyond the congregation and embodied their faith. And further ordered that on 12:00 p.m. on this day, which is Wednesday, October 7th, all employees of the City of Canton shall join the community in a moment of silence reflecting this spiritual leadership in recognition of all faith based leaders, current and present, throughout our community. And I've signed under, my name and cause the seal and its affected date of October 7. I presented that to the congregation at the George Dunwoody Foundation, and Chris Smith was with us and she presented the naming of the street...that Hartford to George Dunwoody Blvd...er Corridor, thank you. So Council had recognized and we were there to present this. Yesterday I presented to Brother Dave Lombardi, the first recipient of the George Dunwoody award at Trinity Gospel. Brother Dave Lombardi, most of you know, has been very, very active in so many things in our community. He's partnered with us many, many times. Food programs, voucher programs that we've done, Council approved, their congregation has volunteered to help pass those out and distribute those multiple occasions and literally, just this week, I've recommended him to the Attorney General to host, and they did, the Fugitive Safe Surrender Program. We had over 400 individuals in our community with outstanding warrants come and get those cleaned up. Their congregation helped with that. Every time we have asked for help, they were there for us and they've come to us many times. So, I want to let it be known that Brother Dave Lombardi is the first recipient. I have a plaque that we've created. We're going to hang it wall of City Hall and each year we'll add another name to that. There's so many great, great spiritual leaders in our community that could be on this list, but we wanted to make it special and more importantly, recognize them because that is a very important part of a strong community, strong spiritual base. That's the Executive Order and I wanted to share it with Council today. Thank you so much. (Applause).

PRESIDENT SCHULMAN: Thank you Mayor. Any other Miscellaneous Business? Hearing none, Leader.

MEMBER MORRIS: Motion to move...er...leave...er...adjourn. (Laughter).

MEMBER SMITH: Second.

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

please.

NO REMARKS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

ROLL CALL 12 YEAS, 0 NAYS

PRESIDENT SCHULMAN: (Gavel falls) Thank you Madame Clerk. Meeting is adjourned. Be careful

everybody, on your way home.

ADJOURNMENT TIME: 8:20 P.M.

ATTEST: APPROVED:

CYNTHIA TIMBERLAKE ALLEN SCHULMAN

CLERK OF COUNCIL PRESIDENT