

**MINUTES OF THE MEETING NOVEMBER 7, 2016**

*Recording begins as follows:*

PRESIDENT SCHULMAN: Roll call vote please, Mr. Clerk.

*ROLL CALL TAKEN BY CLERK SHOWES:*

10 COUNCIL MEMBERS PRESENT: (FRANK MORRIS, CHRIS SMITH, JAMES BABCOCK, TOM HARMON, BILL SMUCKLER, GREG HAWK, JASON SCAGLIONE, ROBERT FISHER, DAVID DOUGHERTY & JOHN MARIOL)

TEN COUNCIL MEMBERS PRESENT. (MEMBER WEST & MEMBER MACK ABSENT)

CLERK SHOWES: We have ten present, two absent, sir.

**EXCUSING MEMBERS**

PRESIDENT SCHULMAN: Thank, you. Leader.

MEMBER MORRIS: Mr. President, I move we excuse Member Mack and Member West from tonight's meeting.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to excuse Member Mack and Member West from this evening's meeting. I will tell you that I know Member Mack is in a legal matter tonight and could not make it, and Member West is similarly waylaid for business purposes, so they apologize for not being here, but any other remarks? Hearing none...

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Again, ten present, two absent, sir.

PRESIDENT SCHULMAN: Thank you. The motion carries, and Members Mack and West are excused from this evening's meeting. Tonight's invocation is going to be given by my friend, Ward 6 Council Member David Dougherty. Will you all stand and remain standing, please, for our Pledge of Allegiance.

*The regular meeting of Canton City Council was held on November 7, 2016 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, Kellen Showes. The invocation was given by Ward 6 Council Member, David Dougherty. The Pledge of Allegiance was led by President Schulman.*

**AGENDA CORRECTIONS & CHANGES**

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

MEMBER MORRIS: Mr. President, I move Rule 22A be suspended to add 2<sup>nd</sup> Reading Ordinances #7 through 10 and Ordinance #6 will be retained in Committee.

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MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to add 2<sup>nd</sup> Reading Ordinances 7 through 10 to this evening's agenda. Ordinance #6 will be retained in Committee. Are there any remarks? Hearing none, roll call vote please, Mr. Clerk.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

PRESIDENT SCHULMAN: Motion carries and those Ordinances are a legal part of your Agenda. And Ordinance #6 is going to be retained in committee.

**PUBLIC HEARINGS**

PRESIDENT SCHULMAN: We now turn to Public Hearings. We do have one public hearing tonight, and it is scheduled for **7:30 PM** and it's AN ORDINANCE DECLARING A DESIGNATED AREA OF THE CITY OF CANTON AS A TOURISM DEVELOPMENT DISTRICT FOR THE PURPOSES OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO OHIO REVISED CODE SECTION 715.014. (*Note: President Schulman states the ORC Section as 715.04, but the correct Section is 715.014.*) Is there anyone in the audience wishing to speak for or against this zoning ordinance? Now I have to repeat, is there anyone in the audience wishing to speak for or against this Tourism District, would you please step forward. Seeing no one stepping forward, the Chair declares this hearing to be concluded, and the matter is now sent to (*someone sneezes*) bless you... the hands of Council where the Ordinance will follow later.

**OLD BUSINESS**

PRESIDENT SCHULMAN: Turning now to Old Business. I do not believe we have any Old Business to discuss.

**PUBLIC SPEAKS**

PRESIDENT SCHULMAN: Turning now to Public Speaks. We have four speakers tonight. Our first is Jonathan Bailey. Mr. Bailey, as always welcome to Canton City Council. If you'll give us your name and your residential address, please.

JONATHAN BAILEY: My name's Jonathan Bailey. I live at 830 Cherry Avenue. The main reason why I came down I already discussed with you, but while I was listening to your guys' meeting over here earlier, you're paying how much to mow the grass?

BY UNIDENTIFIED VOICE: A lot.

JONATHAN BAILEY: What was that again, the number you threw out?

PRESIDENT SCHULMAN: It's a lot.

JONATHAN BAILEY: It's a lot. So, these people ain't mowing the grass and they're not paying a fine, so why don't you try something different. Go to a different direction and turn this liability into an asset, and have

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an appropriate shaming punishment. What you could do is you can use, what do you call them, public ser... uh, where people get sentenced to public service, they could do part of the work. Use goats. Goats will eat all that up and you can sell the milk and meat. That sounds funny, right? But it'd be a punishment too because you'd have these goats in your yard for not mowing your lawn. They wouldn't cost you nothing. You would be turning a liability into an asset, and you could be making money instead of spending money. And people will get out and start mowing their lawns real quick if they start seeing you putting up snow fences and a couple stakes, and to some people making sure, just call them shepherds, for making sure they don't wonder away. You start doing that, watch, the city will start getting really pretty real quick. Do that. It'd be a lot cheaper. Just an idea, and it is funny. *(Applause)*

PRESIDENT SCHULMAN: Good job, Mr. Bailey. Thank you, Mr. Bailey. I hear you. That's why we love public speaks when people have different ideas, and they're... not... not all the intelligence resides up here, I can assure you. So our next speaker is Jim Adams. Mr. Adams, good evening to Canton City Council. If you'll give us your name and your residential address, please.

JIM ADAMS: I'm Jim Adams. I'm the Health Commissioner for the Canton City Health Department. I live at 3518 Crown Point Street NW in Massillon. Thank you for letting me take a couple of minutes to talk to you about our Health Department's annual report. You received a communication at this meeting filing our annual report. I just want to take a couple of minutes to thank Council, both individually for the support you've given us in the community, and allowing us to go out into your community and serve the residents that you represent. We hope we do that well, and address the needs that you have for the people in your various wards and areas, and also City Council as a whole for appropriating funds for some of the support for our department. You currently appropriate almost two million dollars a year for our operation. Our total operation budget is almost seven million dollars a year, so for every dollar that you spend in public money we try to leverage almost three dollars in other funds that we receive through fees and per grants and contracts and things like that. So we really try to be good stewards of the money that you entrust us with and hope it goes to programming that you're proud of and makes a difference in people's lives. I'd also like to thank the community for their continued support for the oper... for our Health Department operations. Without them we wouldn't be able to do the job that we're able to do. What are we going to do in 2017? Let me just outline three areas that we're gonna be working on. One is, I've talked about before, is we are going to apply for national public health accreditation, set a voluntary standards. We intend to subm... complete and submit that application early in 2017. We're also going to continue our operations in kinda of a lean and mean fashion, so you know, we hear the message loud and clear there's not a lot of general fund money to go around and we appreciate that and want to be able to try to provide the services... the best services we can for... the most efficient way possible. We are expanding and continuing to expand our reach into the... into the community through better collaborations with public health, aligning ourselves with planning prevention and clinical activities. A couple of examples is our infant mortality reduction project called Thrive. We've been able to bring in about a million and a half dollars this year, another million and a half dollars for Medicaid funding to help support that programming next year. Early next year we'll be releasing a Community Health Improvement Plan that will contain specific goals and objectives that we think are suitable for the... for the city of Canton. So we thank you for continuing to allow us to be your public health department because to better we can... together we can prevent communicable disease, promote health, and protect the community from harm. So thank you very much. *(Applause)*

PRESIDENT SCHULMAN: Thank you, Commissioner Adams. We're very proud of you and what your organization does, and the work it does for our community. And obviously the 21<sup>st</sup> century communicable

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diseases are going to be high on our radar screen, unfortunately, so we appreciate all the work that you are doing. Our next speaker is Pete DiGiacomo. Mr. DiGiacomo, as always welcome to Canton City Council. If you'll step forward and give us your name and your residential address.

PETE DIGIACOMO: My name's Pete DiGiacomo, 600 Dent Place SW, Canton, Ohio. Same place for 51 years. What I wanted to talk about was on 9<sup>th</sup> and Schroyer Avenue. I know there's a group of skate boarders that have kind of adopted that area down there. For the folks that have never been down there, they're doing a really good job. I live down there. That's my neighborhood. I pass it every day. This past weekend I know they were in there building some type of loop or something to that effect. But it looks... they keep it clean. It looks nice. I don't see weeds and emp... you know, broken glass, bottles, cans and stuff like that, but I'm just giving them... I don't know all the... I don't know any of them, but I'm just giving them an attaboy. They did a good job. That's all.

PRESIDENT SCHULMAN: Alright, thank you. (*Applause*) And our last speaker is Henry Preston. Mr. Preston, as always good evening, welcome to Canton City Council. If you'll give us though for the record your name and your residential address, please.

HENRY PRESTON: Good evening. My name is Henry Preston. I live at 326 31<sup>st</sup> St NW, also known as Market Heights, also known as part of Mr. Councilman Morris' 9<sup>th</sup> ward. Uh, here to address Councilman Smuckler, his comments last week addressed to me. I thought they were a bit disingenuous. Maybe they were not, maybe I read you wrong, I don't know. But I looked at my transcript and I saw I did not really say what I meant to say, and I... I apologize to Councilman Morris and Councilman Fisher. The City, when they fund things they do what's called fund accounting. What it does is they take money out of the general fund from taxpayers, taxpayers put it in, and they fund fire department, police department, and they chose to fund the Chamber of Commerce, which is all fine and dandy. I... I thought Councilman Morris was disrespected of not being able to bring it to the floor, what I wanted to say was during that vote on Ordinance 14. That's what I was talking about, that Councilman Fisher and Councilman Morris voted no. And I think the reason I'm kind of speaking about this a little strongly is because in the last 90 days I've called the police department and they've responded. Three times I got a report. I think that's outstanding. I've never ever had that happen before, so I think the police department deserves some funding and I'd like to keep it that way. Sometimes... one time I called, the police were there in five minutes. It doesn't get any better than that. Councilman Morris has done a lot in his neighborhood over there on 19<sup>th</sup> Street. I remember when he was a rookie here, and he came up with the Shot Spotter. I thought that was very commendable. Nobody else had any effective way of addressing the shooting. I'm sure it wore on his mind every night that he heard gun shots like Forth Worth, Texas at the turn of the century, Dodge City, Kansas. I'm sure he got tired of that, and I think he... I think he should have had a little more respect, at least to be able to discuss it. Thank you very much.

PRESIDENT SCHULMAN: Thank you, sir, very much. (*Applause*) I want to thank all our speakers tonight. We appreciate it.

**INFORMAL RESOLUTIONS**

PRESIDENT SCHULMAN: We now turn to Informal Resolutions, and we have four I think this evening. We'll begin with Informal Resolution 64.

#64. COUNCIL-AS-A-WHOLE: COMMENDING 2016 CANTON FIREFIGHTER/PARAMEDIC OF

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THE YEAR, CAPTAIN DOUG LEWIS- ADOPTED

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Mr. President, could we have that read?

PRESIDENT SCHULMAN: Yes, if you would, Mr. Clerk.

CLERK SHOWES: #64 presented by Canton City Council. An Informal Resolution respectfully submitted by Council-as-a-Whole on this the 7<sup>th</sup> day November, 2016. **Whereas**, Doug Lewis became a Firefighter/Paramedic on March 8<sup>th</sup>, 1993. Doug is has been a captain since January 16<sup>th</sup>, 2001 on the 2<sup>nd</sup> Battalion, operating out of Fire Station #7; and **Whereas**, on June 27, 2016, Captain Lewis responded to a structure fire with the Fire Station #7 crew at a residence located at 1515 Parkhill Pl NE. Upon entering the house, Captain Lewis went upstairs locating 3 adults and a child who were all asleep and led them out of the burning dwelling; and **Whereas**, if it were not for the heroic efforts in public safety and firefighting displayed by Captain Lewis, the residents of that house would have probably perished. **Now, Therefore Be It Resolved** that we, the Members of Canton City Council, do hereby go on public record commending and honoring the **2016 CANTON FIREFIGHTER/PARAMEDIC OF THE YEAR, CAPTAIN DOUG LEWIS** for his dedication, loyalty and for ensuring the safety of the citizens of Canton. Thank you!

MEMBER MORRIS: Mr. President, I move we adopt Informal Resolution #64.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Informal Resolution 64. Any remarks? By voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #64 PASSED UNANIMOUSLY BY VOICE VOTE

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

MEMBER MORRIS: Okay. Captain Lewis, could you step up here, please, sir. (*Applause*) Congratulations.

DOUG LEWIS: Thank you. Thank you very much.

MEMBER MORRIS: On behalf of Canton City Council we would like to present you with that. You guys do an amazing job. If you haven't seen it yet, Member Dougherty worked for years to get a plaque out there...

DOUG LEWIS: Yeah.

MEMBER MORRIS: ...in the lobby.

DOUG LEWIS: Kellen showed me. Yeah.

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MEMBER MORRIS: Your name will be there forever.

DOUG LEWIS: Thanks.

MEMBER MORRIS: We admire you. I mean, you guys do a fantastic job. I mean, people are running out, you guys are running in. I still think you're nuts. (*Laughter*) You do an outstanding job...

DOUG LEWIS: No problem.

MEMBER MORRIS: ...with the resources and the manpower you have, and you know, obviously truly we do appreciate all that you do for us.

DOUG LEWIS: Thank you very much. Thank you, everyone.

PRESIDENT SCHULMAN: Thank you very much. And now we turn to Informal Resolution 65, please.

#65. COUNCIL-AS-A-WHOLE: HONORING 2016 FIRE PREVENTION 4<sup>TH</sup> GRADE ESSAY WINNER, KAYLEIGH BOWSER - ADOPTED

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Mr. President, could we have the Clerk read that one too, please.

CLERK SHOWS: #65 presented by Canton City Council. An Informal Resolution respectfully submitted by Council-as-a-Whole on this the 7<sup>th</sup> day of November, 2016. **Whereas**, at the recent Annual Fire Prevention Week Kickoff Breakfast, there was a fourth grade essay contest, "Don't Wait, Check the Date" was the topic of this year's contest; and **Whereas**, this year's winner is Kayleigh Bowser, a fourth grader from Clarendon Elementary School. Her teacher is Conrad Keim, and **Whereas**, in her essay, Kayleigh stresses the importance of checking Smoke Detectors by using a calendar to set 6 month reminders to change the batteries. **Now, Therefore Be It Resolved** that we, the Members of Canton City Council, do hereby go on public record commending and honoring **KAYLEIGH BOWSER AS THE 4<sup>TH</sup> GRADE WINNER OF THE 2016 FIRE PREVENTION ESSAY CONTEST** for her paper on fire prevention that can help make the people's homes as well as the City of Canton safer. (*Applause*)

MEMBER MORRIS: Mr. President, I move we adopt Informal Resolution #65.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Informal Resolution 65. Any remarks before the presentation? Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #65 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. The motion carries. Member Hawk.

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MEMBER HAWK: Kayleigh, thank you very much. And thank your parents for being here in the City. We thank you for all your hard work and your good efforts at Clarendon School. Be careful, take care, and thank you for everything you've done. (*Applause*)

PRESIDENT SCHULMAN: Congratulations. And congratulations to mom and dad and all the family members involved. We now turn to Informal Resolution 66.

#66. COUNCIL-AT-LARGE SMUCKLER: REQ SERV DIR TO RAISE ADMIN CHARGES AND FEES FR \$100 TO \$200 FOR CUTTING OF WEEDS AND GRASSES OF RANK GROWTH. - ADOPTED

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Lea... Lea...derrr. (*Mimicking a sheep sound*)

MEMBER MORRIS: Mmm...oh...kayyy. (*Laughter*) Oh, I get it. That was a goa...ttt joke. (*Mimicking a sheep sound*) Got it. Alright. This is Bill's. I move we adopt Informal Resolution #66.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Informal Resolution 66. And by the way, I don't think we're joking. I think there's some... some real good idea there, and it's a good truth. Leader.

MEMBER MORRIS: Actually, Mr. President, in Cleveland they actually had somebody going around doing that.

PRESIDENT SCHULMAN: I.. maybe it would be something that we might want to look into. It's a very... (*background noise*) A very good idea. Any remarks? Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #66 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. Motion carries, and Resolution #66 is adopted. We now turn to Informal Resolution 67.

#67. PERSONNEL COMMITTEE: CONFIRMING REAPPT OF SUSAN ROSS TO SERVE ON BOARD OF ZONING APPEALS COMMENCING 1/1/17 AND EXPIRING 12/31/19. - ADOPTED

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Mr. President, I move we adopt Informal Resolution #67.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Informal Resolution 67. Any remarks under this Ordinance? Or this Resolution? Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

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NO REMARKS

RESOLUTION #67 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, the motion carries, and the Informal Resolution 67 has been adopted.

**COMMUNICATIONS**

PRESIDENT SCHULMAN: We now turn 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 NOVEMBER 7, 2016.***

408. AGENT FOR PETITIONER SLIMAN: COPY OF ANNEXATION PETITION DOCUMENTS FILED W/STK. CTY. COMM (HOF VILLAGE #2 ANNEXATION, 13.078 ACRES). - RECEIVED & FILED
409. AUDITOR MALLONN: REQ FOR ADDT'L AMENDED CERT DATED 10/31/16. - RECEIVED & FILED
410. AUDITOR MALLONN: MNTHLY RPT BY FUND FOR 10/1/16 THRU 10/31/16. - RECEIVED & FILED
411. AUDITOR MALLONN: YRLY RPT BY FUND FOR 1/1/16 THRU 10/31/16. - RECEIVED & FILED
412. DEPUTY MAYOR WILLIAMS: REQ AUTHORIZATION FOR MAYOR AND/OR SERV DIR TO TRANSFER PERMANENT PARCEL #284927, LOCATED @ 5<sup>TH</sup> ST SW TO CCIC FOR SUBSEQUENT TRANSFER TO ESMET, INC. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
413. HEALTH COMMISSIONER ADAMS: ANNUAL RPT FOR CANTON CITY HEALTH DEPT. - RECEIVED & FILED
414. LAW DIRECTOR MARTUCCIO: REQ AUTHORIZATION TO PREPARE LEG TO APPROVE NECESSARY REPLAT OF INVOLVED LOTS, SUBJECT TO APPRV'L BY PLAN. COMM. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
415. MEMBER MORRIS, WARD 9 COUNCIL MEMBER: AMEND SEC 1130.03 OF CODIFIED ORD WHICH LISTS CATEGORIES OF SEVERAL TYPES OF PROHIBITED SIGNS TO CONTINUE IN RESIDENTIALLY ZONED AREA BUT TO ALLOW FOR STRICTLY LIMITED SIZED SIGNAGE ON BENCHES IN OTHER AREAS WHERE THEY DO NOT POSE A PROBLEM OR IMPEDE PEDESTRIAN, WHEELCHAIR, OR VEHICULAR TRAFFIC. - JUDICIARY COMMITTEE



**MINUTES OF THE MEETING NOVEMBER 7, 2016****ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING**

PRESIDENT SCHULMAN: Turning now to First Reading Ordinances and Ordinances for their first reading. Would you please, Mr. Clerk, begin with Ordinance #1.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK SHOWES TO READ ORDINANCES #1 THROUGH #6 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

- #1. (1<sup>ST</sup> RDG) AN ORDINANCE DECLARING CERTAIN PARCELS OF REAL PROPERTY LOCATED IN THE CITY OF CANTON, STARK COUNTY, OHIO TO BE BLIGHTED; DECLARING THE IMPROVEMENT OF THOSE PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE; DECLARING SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESIGNATING SPECIFIC PUBLIC INFRASTRUCTURE IMPROVEMENTS THAT, ONCE MADE, WILL DIRECTLY BENEFIT THE PARCELS FOR WHICH IMPROVEMENT IS DECLARED TO BE A PUBLIC PURPOSE; REQUIRING ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND; AUTHORIZING THE EXECUTION OF A COMPENSATION AGREEMENT; AND PROVIDING RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40(B), 5709.42, 5709.43, 5709.832 AND 5709.85; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- #2. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ISSUE REQUEST FOR PROPOSALS FOR PROPERTY MANAGEMENT OF RENTAL UNITS, AUTHORIZE THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT UPON SELECTION OF A QUALIFIED ENTITY; AUTHORIZING THE SALE OF THOSE PROPERTIES THAT ARE ELIGIBLE TO BE SOLD THROUGH O.R.C. SECTION 721.28 UNDER COUNCIL'S URBAN RENEWAL AND REDEVELOPMENT AUTHORITY; AND DECLARING THE SAME TO BE EMERGENCY  
Referred to Community & Economic Development Committee
- #3. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$70,000.00 APPROP TRF FR 1001 101501 CODE ENFORCEMENT - OTHER, \$2,558.77 APPROP TRF FR 1001 102080 POLICE - TRAFFIC - PERSONNEL TO 1001 501101 HUMAN RESOURCES - PERSONNEL - \$10,000.00, TO 1001 852001 TREASURER - PERSONNEL - \$20,000.00, TO 1001 102001 POLICE-ADMIN - OTHER - \$40,000.00, TO 1001 102090 POLICE - CRIME LAB - PERSONNEL - \$2,558.77)  
Referred to Finance Committee
- #4. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF AN ANNUAL STIPEND TO THE DIRECTOR OF HUMAN RESOURCES; AUTHORIZING THE

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AUDITOR TO PAY SAID STIPEND; AND DECLARING THE SAME TO BE AN EMERGENCY (\$6,500.00 FOR SIMULTANEOUSLY HOLDING POSITION AND RESPONSIBILITIES OF HEALTH BENEFITS ADMIN)

Referred to Finance and Personnel Committees

- #5. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY ONE OR MORE MORAL OBLIGATIONS TO WENGER EXCAVATING, INC. AND CENTRAL ALLIED ENTERPRISES, INC.; AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$115,649.00 SUPP APPROP FR UNAPPROP BAL OF 2113 MUNICIPAL ROAD FUND TO 2113 MUNICIPAL ROAD FUND - OTHER; \$146,691.00 SUPP APPROP FR UNAPPROP BAL OF 4506 INFRASTRUCTURE BOND FUND TO 4506 INFRASTRUCTURE BOND FUND - OTHER)
- Referred to Finance and Public Property Capital Improvement Committees

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SCHULMAN: We now turn to Ordinances and Formal Resolutions for their Second Reading. I think #6 has been retained in committee. So we turn now to Ordinance #7, please.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK SHOWES TO READ ORDINANCES #7 THROUGH #10 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS (ORDINANCE #6 RETAINED IN COMMITTEE; ORDINANCE #10 ADOPTED ON 2<sup>ND</sup> READING):***

- #6. (2<sup>ND</sup> RDG) ***RETAINED IN COMMITTEE AN ORDINANCE DECLARING A DESIGNATED AREA OF THE CITY OF CANTON AS A TOURISM DEVELOPMENT DISTRICT FOR THE PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO OHIO REVISED CODE SECTION 715.014; AND DECLARING THE SAME TO BE AN EMERGENCY***
- #7. (2<sup>ND</sup> RDG) AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$2,000,000.00 TO PROVIDE FUNDS TO MAKE A LOAN FOR ECONOMIC DEVELOPMENT IN THE CITY; AUTHORIZING RELATED MATTERS; AND DECLARING THE SAME TO BE AN EMERGENCY (HISTORIC HERCULES)
- #8. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$20,000.00 SUPP APPROP FR UNAPPROP BAL OF 2316 WIC SUPPLEMENTAL HEALTH FUND TO 2316 301001 WIC SUPPLEMENTAL HEALTH - 700 OTHER)
- #9. (2<sup>ND</sup> RDG) A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE H.O.F. VILLAGE #2 ANNEXATION AREA, THE APPROXIMATE DATE SERVICES WILL BE

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PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO THE CITY OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY

#10. (2<sup>ND</sup> RDG) **ADOPTED AS ORDINANCE NO. 209/2016** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,129,322.00 SUPP APPROP FR UNAPPROP BAL OF 2314 FAMILY HEALTH FUND TO 2314 301001 FAMILY HEALTH - 700 OTHER)

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Mr. President, I move we suspend the Statutory Rules for Ordinance #10.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you suspend the Statutory Rules for Ordinance #10. Any remarks? Hearing none, Mr. Clerk.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

PRESIDENT SCHULMAN: Motion carries. Leader.

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, Mr. Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#10 ADOPTED AS ORDINANCE NO. 209/2016**

PRESIDENT SCHULMAN: Ordinance #10 is adopted.

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

PRESIDENT SCHULMAN: We turn now to Ordinances for their Third Final Reading and Formal Resolutions for their Third Final Reading and Vote. Mr. Clerk, would you please begin with Ordinance #11.

CLERK SHOWES: Are we holding 11?

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MEMBER MORRIS: No, we're postponing it.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK SHOWES TO READ THE FOLLOWING ORDINANCES #11 THROUGH #20 FOR THE THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

#11. (3<sup>RD</sup> RDG) ***POSTPONED UNTIL 11/14/16*** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACTS WITH HABITAT FOR HUMANITY EAST CENTRAL OHIO IN AN AMOUNT NOT TO EXCEED \$250,000.00 FOR THE CONSTRUCTION OF A MINIMUM OF SIX SINGLE-FAMILY HOMES FOR LOW-TO-MODERATE INCOME FAMILIES FOR THE HOME PROGRAM WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #11. Any remarks?  
Leader.

MEMBER MORRIS: Mr. President, I move we postpone Ordinan... uh, easy for me to say, Ordinance #11 for one week until November 14<sup>th</sup>, 2016.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you postpone Ordinance #11 for one week. Any remarks? Hearing none, by voice vote all those in favor signify by saying aye. Those opposed no.

NO REMARKS      ORDINANCE #11 POSTPONED UNTIL 11/14/16 UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it, motion carries, and the Ordinance is continued for one week. Ordinance #12, please.

#12. (3<sup>RD</sup> RDG) ***ADOPTED AS ORDINANCE NO. 210/2016*** AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$50,000.00 TO STARKMHAR FOR CENTRALIZED INTAKE AND ASSESSMENT PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

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PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #12. Any remarks? Again, hearing none...

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#12 ADOPTED AS ORDINANCE NO. 210/2016**

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

#13. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 211/2016** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$68.54 SUPP APPROP FR UNAPPROP BAL OF 2778 CANTON AUXILIARY POLICE FUND TO 2778 201001 POLICE ADMIN. - OTHER; \$3,000.00 APPROP TRF FR 1001 101501 - OTHER TO 1001 204010 - OTHER)

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

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

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#13 ADOPTED AS ORDINANCE NO. 211/2016**

PRESIDENT SCHULMAN: Ordinance 13 is adopted. Ordinance 14, please.

#14. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 212/2016** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$29,000.00 APPROP TRF FR 5410 206005 SEWER FUND - PERSONNEL TO 5410 206001 SEWER FUND - PERSONNEL)

PRESIDENT SCHULMAN: Leader.

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? Again hearing none, Mr. Clerk.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

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CLERK SHOWES: Ten yeas, sir.

**#14 ADOPTED AS ORDINANCE NO. 212/2016**

PRESIDENT SCHULMAN: Ordinance 14 is adopted. Ordinance 15, please.

#15. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 213/2016** AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$1,000.00 TO OHIO PEACE OFFICER TRAINING ACADEMY FOR FIREARMS INSTRUCTOR TRAINING; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #15. Any remarks? Again hearing none, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#15 ADOPTED AS ORDINANCE NO. 213/2016**

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

#16. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 214/2016** AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$577.89 TO THE OHIO TREASURER OF STATE FOR VARIOUS CLASSES POLICE OFFICERS ATTENDED; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#16 ADOPTED AS ORDINANCE NO. 214/2016**

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

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- #17. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 215/2016** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO RECEIVE THE 2016 COPS HIRING PROGRAM GRANT IN THE ESTIMATED AMOUNT OF \$1,125,000.00; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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? Hearing none...

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#17 ADOPTED AS ORDINANCE NO. 215/2016**

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

- #18. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 216/2016** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ONE OR MORE PROFESSIONAL SERVICES CONTRACTS FOR DESIGN, ENGINEERING, CONTRACT ADMINISTRATION, AND OTHER PROFESSIONAL SERVICES; AND TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ONE OR MORE CONTRACTS FOR SUBSEQUENT ROOF REPAIRS FOR VARIOUS BUILDINGS AT THE WATER RECLAMATION FACILITY; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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? Again hearing none, Mr. Clerk.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#18 ADOPTED AS ORDINANCE NO. 216/2016**

PRESIDENT SCHULMAN: Ordinance 18 is adopted. Ordinance 19, please.

- #19. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 217/2016** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A SOLE

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SOURCE PURCHASE AGREEMENT WITH CRAUN-LIEBING COMPANY FOR THE PURCHASE OF ONE PUMPING STATION CONTROL PANEL; AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER FUND TO 5410 206006 COLLECTION SYSTEMS DEPARTMENT - OTHER)

PRESIDENT SCHULMAN: Leader.

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?  
Hearing none...

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#19 ADOPTED AS ORDINANCE NO. 217/2016**

PRESIDENT SCHULMAN: Ordinance 19 is adopted. Ordinance 20, please.

#20. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 218/2016** AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR A LIST OF UNPAID AND DELINQUENT CHARGES FOR SERVICES PERFORMED BY AND/OR ON BEHALF OF THE CITY OF CANTON ENGINEERING DEPARTMENT, URBAN FORESTRY DIVISION; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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? Again hearing none, Mr. Clerk, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

**#20 ADOPTED AS ORDINANCE NO. 218/2016**

PRESIDENT SCHULMAN: Ordinance 20 is adopted.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

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



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MEMBER MARIOL: Mr. President.

PRESIDENT SCHULMAN: Yes, Leader.

MEMBER MARIOL: Finance Committee will meet Monday, November 14<sup>th</sup> at 6:45 here in Council Chambers.

PRESIDENT SCHULMAN: Thank you, Chair.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Thank you, Chair.

MEMBER DOUGHERTY: Public Property Capital Improvement will also meet that night at that time.

PRESIDENT SCHULMAN: Thank you.

MEMBER BABCOCK: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER BABCOCK: Personnel, same time.

PRESIDENT SCHULMAN: Thank you, Chairman Babcock.

MEMBER SMITH: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER SMITH: CD, same time.

PRESIDENT SCHULMAN: Thank you, Chairman Smith. Anyone else?

**MISCELLANEOUS BUSINESS**

PRESIDENT SCHULMAN: Any Miscellaneous Business? Hearing none...

MEMBER MORRIS: Mr. President, Miscellaneous Business. Just for the record, Mr. Preston, I wasn't sure if I thought you said that I was the one that got Shot Spotter in that area or not. Just so... for point of record, Member Dougherty was the Chairman of Public Property Capital Improvement, worked well with the police department and brought Shot Spotter to program into the city of Canton. I've been a huge supporter of it. Even when we were looking at budget cuts this year, we fought to make sure that we kept it there. As for the increase in patrols and the wonderful service you're getting up in your area, that is a compliment to yourself and your neighbors. Squeaky wheel gets the grease. We've had a lot of complaints up in that area. We've had numerous meetings with the police department about increasing the patrols in that area. And because of your due diligence and your neighbors of constantly being on the phone and calling and reporting, you've gotten what you wanted. You're getting increased patrol, so you guys get all the credit for that one so, thank you.

MEMBER MARIOL: Mr. President.

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PRESIDENT SCHULMAN: Yes.

MEMBER MARIOL: I need to change the time. We'll be meeting at 6:30. We're gonna have a budget presentation.

CLERK SHOWES: No, we're not gonna have a budget presentation. We're gonna have the presentation for the TDD again, the TDD, the Tourism Development District. We're gonna do a finance... the budget on the 21<sup>st</sup>.

MEMBER MARIOL: Okay.

PRESIDENT SCHULMAN: Mr. Mayor.

MEMBER MARIOL: Meeting at 6:30 still? For the TDD? Is that the (*inaudible*)?

PRESIDENT SCHULMAN: Is that gonna give us enough time?

UNIDENTIFIED VOICE: No.

MEMBER MARIOL: No?

LAW DIRECTOR MARTUCCIO: Mr. President...

PRESIDENT SCHULMAN: Yes.

LAW DIRECTOR MARTUCCIO: Members of Council, I'm sorry, let...

PRESIDENT SCHULMAN: Law Director.

LAW DIRECTOR MARTUCCIO: For purposes of supplementing the information you had last week, questions about the TDD, as I mentioned, will be revisited I think by the attorneys from Cleveland, and we'll also have some information in house as well. I... I think 15 or 20 minutes should be enough to capsule that for you. Uh, there may be some additional questions.

MEMBER MARIOL: Let's... uh, let's do 6:15, and then we'll do the budget presentation also. Thank you.

PRESIDENT SCHULMAN: So the time is 6:15. Thank you. Any other remarks? Leader.

MEMBER MORRIS: Move to adjourn.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adjourn. Roll call vote, please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK SHOWES: Ten yeas, sir.

PRESIDENT SCHULMAN: (*Gavel falls*). Thank you. Meeting's adjourned. Drive safety everyone. See

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you next week.

ADJOURNMENT TIME: 8:15 P.M.

ATTEST:

APPROVED:

KELLEN SHOWES  
CLERK OF COUNCIL

ALLEN SCHULMAN  
PRESIDENT