

MINUTES OF THE MEETING JANUARY 30, 2017

PRESIDENT SCHULMAN: Good evening ladies and gentlemen, and welcome to Canton City Council. With a quorum being present, the Chair does call this meeting of Canton City Council to order. Roll call vote, please, Mr. Clerk.

ROLL CALL TAKEN BY CLERK DOUGHERTY:

12 COUNCIL MEMBERS PRESENT: (FRANK MORRIS, CHRIS SMITH, JAMES BABCOCK, TOM HARMON, BILL SMUCKLER, GREG HAWK, NATHANIEL CHESTER, JASON SCAGLIONE, ROBERT FISHER, KEVIN HALL, JOHN MARIOL & EDMOND MACK)

TWELVE COUNCIL MEMBERS PRESENT.

CLERK DOUGHERTY: Ten yeas, I'm sorry, I meant twelve.

PRESIDENT SCHULMAN: Thank you. Tonight's invocation will be given by our new Ward 2 Council Member, Nate Chester, III. Will you please stand, and remain standing for our Pledge of Allegiance.

The regular meeting of Canton City Council was held on January 30, 2017 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, David R. Dougherty. The invocation was given by Ward 2 Council Member, Nathaniel Chester, III. The Pledge of Allegiance was led by President Schulman.

PRESIDENT SCHULMAN: Thank you, Member Chester.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: We're now under Agenda Corrections and Changes. Leader.

MEMBER MORRIS: Mr. President, I move Rule 22A be suspended to add second readings, Ordinances #13 through #17, and Ordinance #12 will retained in committee indefinitely.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to add second reading Ordinances 13 through 17 to this evening's ordinance, Ordinance #12 will retained in committee. Are there any remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you. Motion carries. Rule 12A (22A) is suspended, and that is a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We now turn to Public Hearings. We do have a Public Hearing this evening. It is scheduled for **7:30 PM** and it's AN ORDINANCE AMENDING O#70, I'm sorry...O#55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE

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SAME TO BE AN EMERGENCY. THIS IS A CITY-WIDE ZONE CHANGE INCLUDING HARVARD AVE NW - AT RT 62 FROM CS (COMMUNITY SERVICE) TO R-4 (MULTI FAMILY RESIDENTIAL DISTRICT), IN WARD 7; 1525 HENRY AVE SW FROM R-1 (SINGLE-FAMILY RESIDENTIAL, 8000 Sq Ft) TO R-1A (SINGLE-FAMILY RESIDENTIAL 6,000 Sq Ft), IN WARD 5; 4TH ST NE AND WARNER RD NE FROM R-1A (SINGLE-FAMILY RESIDENTIAL 6,000 Sq Ft) TO OS (OPEN SPACE), IN WARD 4; AND BELLFLOWER AVENUE SW AND WEST TUSCARAWAS ST FROM PB-3 (PLANNED GENERAL BUSINESS DISTRICT) AND R-4 (MULTI-FAMILY RESIDENTIAL DISTRICT) TO B-3 (GENERAL BUSINESS DISTRICT), IN WARD 3. PLANNING COMMISSION RECOMMENDED APPROVAL OF THE SAME. Are there people in the audience wishing to speak for or against this Zone Change, will you please step forward. I have to say one more time...Is there is anyone in the audience wishing to speak for or against this Zone Change, will you please step forward. I see no one stepping forward, the matter now rests in the hands of City Council. The Ordinance will follow later this evening.

OLD BUSINESS

PRESIDENT SCHULMAN: And now, under Old Business. We have no Old Business this evening.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We are now under Public Speaks. We have three speakers this evening. Our first is Patricia Kirk. Ms. Kirk, as always, welcome to Canton City Council. Please step forward and give us your name and your residential address.

PATRICIA KIRK: Hello, my name is Patricia Kirk. I live at 131 5th St. NE, for the past twenty-one years, and I'm going to start some pictures at this end and you can pass them around. My main point is that the Kresge Lot, or Market Square, the plans that were in Sunday's Canton Repository, is not what Canton...the central part of Canton, needs. A fountain...a circular fountain on the end of a fire escape tower is not going to do anything for the city. The paper made the plot look big, but it's about the size of a tiny little postage stamp and part of it is taken up for the parking lot of Marie Byington's Arcadia Grill. This is the only, only ground, only piece of ground that the city of Canton has, so what are we going to do? Destroy it. We don't have anything for the children in the city of Canton...oops...for the city of Canton. And you know how I know this? I live there. And you know what I see? I see parents and grandparents try to find a place for their kids to play and they can't find one. So they settle for the gorilla, the blue gorilla or the yellow duck, which is made in the city of Canton, but that's the only thing the kids can find to climb on. There's nothing else there. So what are we doing to do? Wipe it all out and put a tower there with a fountain on it that the kids can do nothing with. One time...I'm president of Downtown Central Neighborhood Association, and we have put thousands of dollars into that little postage stamp. It doesn't even have topsoil, but we've put walls, we've had landscaping, we've had planting there. I turn out voluntarily, when I can, to weed. We're the only ones that do anything there. The city doesn't do anything. The city does mow, I thank them for that, but that's it. And that's all the ground we have. Let's not destroy this. When you said, "Okay, let's put a fountain there." What's that going to do for the city of Canton. People are not going to say, "Let's stop by Canton, and I hear they have a fountain on the end of a tower there, we've got to see this." No, they will see the art, they will see what they have for kids, they will see what people locally have done. Please use your decision making ability to stop this before it becomes a mistake. First, see if the Football Hall of Fame thing is successful, where they are already putting something up, then make plans, but do not take away our only piece of ground. Thank you very much.

PRESIDENT SCHULMAN: Thank you. (*Applause*). Our next speaker is Pete DiGiacomo. Mr. DiGiacomo,

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as always, welcome to Canton City Council. If you'll step forward and give us your name and your residential address, please.

PETE DIGIACOMO: My name is Pete DiGiacomo, 600 Dent Place SW, Canton, Ohio. I'm going to speak on number eleven, here, where there's going to be a vote about the Pioneer Trail that's going to run up behind Malone, um...College, there. Turn your phone off, please. (*Inaudible*).

PRESIDENT SCHULMAN: We got it.

PETE DIGIACOMO: Oh...oh...okay. Put my seconds back on. (*Laughter*). Okay. Anyhow, I've already kind of spoke with uh...Councilman Mariol, Service Director Bartos, and uh, Frank Morris. The...I'd like to see if you could possibly hold this in Committee for a week, maybe even two, to try to get, uh, I guess maybe a couple things worked out. Um...Going down 27th Street, I've...I've talked with 'em and it's not going to be a bicycle lane as per se, the average bicycle lane. You can ride your bike but if there's cars parked there, you have to ride around the cars, which could cause an accident. I'm not saying it would, but it could cause an accident. Uh, the other thing is, if you make it just designated, just for bicycles, I don't believe there's going to be any parking on that street at all, there's not going to be enough room. Uh, but the route that is being explained to me, it...uh...some of it makes sense, some of it doesn't make sense, um, and I'd hate to see moving forward with it and then you end up with something like you have on Walnut Avenue. And I don't have to go there, you know...you know my feelings on that bicycle lane. Uh, I guess that's about all. I'm just hoping if you could postpone it for a week, maybe even two, I know there's a time limit, so it could be looked at, I guess a bit more thoroughly. Thank you.

PRESIDENT SCHULMAN: Thank you, Mr. DiGiacomo. (*Applause*). Our final speaker tonight is James Parker. Mr. Parker, as always, welcome to Canton City Council. If you'll give us your name and your residential address, please.

JAMES PARKER: Yes sir, thank you, Council President Schulman. James Parker, 630 Penny Street SE, North Canton. Concerning the Kresge Lot, Market Square, if that rendition is supposed to resemble a football, why does it have five spires, or towers, when a football has four seams? See today's Repository for a discourse on the dimensions of a football...has four seams and one lace. In the interim, the flagpoles in Central Plaza have been bare again for some time. You know I've rallied about this concerning when the old United Way flags were weathered, torn, and gray and then another set of Goodwill flags were up there for six months at a time. I think this is what Mr. DiGiacomo's writing or talking about when he says, "You can't build something and not maintain it properly." The NFL team flags have been there but wore out and this is uh, I think what he meant. You have \$100,000.00 in flag poles but can't put up flags to decorate it? That's the city's responsibility. When we can fully honor the hometown connection and realize the heros of the game that played here in Canton, the Canton Bulldogs and the ones that became Hall of Famers, and their connection to the Hall of Fame. There are at least five Hall of Famers from that team, the Canton Bulldogs. Fats Henry, Link Lyman, Guy Chamberlin, Joe Guyon, and of course, the legend, Jim Thorpe. I know that you may not think of a five...you may...that you may think of that five story mural of him, of Thorpe, is adequate, but I content that you're just getting warm. No film exists of him. Records weren't kept yet. Even photos were few because players were playing under assumed names. Coming from colleges where they were coaches and players and playing up here for the Bulldogs and other teams, under names likes Fisher. Even photos...okay, I did that... The legend, Jim Thorpe, is now of mythical proportion. Could he really drop kick a hundred yards? You betcha. Ask Pete Calac, Jr. Let's honor the heros of the game. Let's celebrate excellence everywhere. Let's preserve their memories, of the Native Americans who are responsible in part,

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for what you have coming forward. Thank you.

PRESIDENT SCHULMAN: Thank you, as always. (*Applause*). That concludes are Public Speaks. We thank all your...public speakers for the...their interesting takes. We do listen to them.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We're now under Informal Resolutions. We have none this evening.

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 JANUARY 30, 2017.

40. AUDITOR MALLONN: REQ AUTHORIZATION TO ENTER INTO ADDITIONAL (3) YR AGMT WITH JULIAN & GRUBE, INC IN AMT OF \$25,400 ANNUALLY COVERING 2016, 2017 AND 2018 AUDIT PERIODS. - FINANCE COMMITTEE
41. FINANCE DIRECTOR CROUSE: REQ \$27,600.00 INTER-FUND TRF FR 1001 GENERAL FUND TO 1105 POLICE SETTLEMENT FUND FOR SETTLEMENT AGMT WITH BOBBY JO WRIGHT. - FINANCE COMMITTEE
42. COUNCIL MBR SCAGLIONE: REQ AMENDMENTS TO CHAPTER 1352 OF THE CODIFIED ORDINANCES TO CLARIFY SEVERAL TIMELINES AND NUMERICAL REFERENCES. - JUDICIARY COMMITTEE
43. LAW DIRECTOR MARTUCCIO: AUTHORIZE MAYOR OR SERV DIR TO ACCEPT JOINT ECONOMIC DEVELOPMENT DISTRICT AGMT (JEDD) IN SPECIFIC VACANT, COMMERCIAL AREA IN JACKSON TWP KNOWN AS DISTRICT FP. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
44. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR, OR THEIR DESIGNEES, TO NEGOTIATE AND ENTER INTO AGMTS FOR SALE OR DONATIONS OF CITY-OWNED PROPERTY FOR PERMANENT RD RIGHT-OF-WAY AND TEMP CONSTRUCTION EASEMENTS TO ODOT NECESSARY FOR MIDDLEBRANCH AND 30TH ST RECONFIGURATION, PID 96346; AUTHORIZE MAYOR AND/OR SERV DIR, OR THEIR DESIGNEES, TO MAKE MINISTERIAL CHANGES TO CORRECT PROPERTY OWNER NAMES, PARCEL NUMBERS, AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC SAFETY & THOROUGHFARES & FINANCE COMMITTEES
45. SERVICE DIRECTOR BARTOS: AUTHORIZE AUDITOR TO PAY \$62,360.67 MORAL OB TO

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CARGILL, INC. FOR ROAD SALT; AUTHORIZE AUDITOR TO PAY \$4,647.82 MORAL OB TO DRS SERVICES, INC. FOR ROAD SALT CONVEYANCE; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE

46. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SRVS CONTRACT WITH DUBLIN TECHNOLOGIES, INC. FOR UPGRADE OF WATER DEPT'S SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM; AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR PURCH OF COMPUTERS, LAPTOPS, SOFTWARE LICENSES, AND MISC ASSOCIATED ITEMS REQUIRED FOR UPGRADE OF SAID SYSTEM; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT FOR PURCH OF SAID ITEMS IN ACCORDANCE WITH ANY COOP PURCH PROG OR PROCUREMENT PROCEDURE AUTHORIZED BY LAW; REQ \$50,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207012 - WATER PUMPING MAINTENANCE - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

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

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #1 THROUGH #11 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #1. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 257/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$20,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 CAPITAL PROJ FUND TO 4501 102001 POLICE ADMIN - OTHER)
Referred to Public Property Capital Improvement and Finance Committees
- #2. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 257/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$8,353,850.00 SUPP APPROP FR UNAPPROP BAL OF 4581 12TH ST BRIDGE REPLACEMENT FUND TO 4581 202091 12TH ST BRIDGE REPLACEMENT - OTHER; \$273,297.00 SUPP APPROP FR UNAPPROP BAL OF 2113 MUNICIPAL ROAD FUND TO 2113 202091 12TH ST BRIDGE REPLACEMENT - OTHER)
Referred to Public Property Capital Improvement and Finance Committees
- #3. (1ST RDG) AN ORDINANCE AUTHORIZING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY (O#S 48/2016, 59/2016, 86/2016, 101/2016, 111/2016, 136/2016 & 252/2016; TRAFFIC CODE SEC'S 501.04, 505.071, 52901 & 529.03)
Referred to Judiciary Committee

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- #4. (1ST RDG) A RESOLUTION AUTHORIZING THE LAW DIRECTOR TO DISTRIBUTE FREE OF CHARGE TO PUBLIC OFFICIALS AND PUBLIC INSTITUTIONS COPIES OF THE 2016 SUPPLEMENT TO THE CANTON CODIFIED ORDINANCES; TO AFFIX PRICE FOR THE SALE OF SAME; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Judiciary Committee
- #5. (1ST RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING AND RENUMBERING OF PART OF LOTS 6538 AND 2460; AND DECLARING THE SAME TO BE AN EMERGENCY (HABITAT FOR HUMANITY, 1012 4TH ST SW, WARD 4)
Referred to Public Safety & Thoroughfares Committee
- #6. (1ST RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOTS 22429 AND 22430; AND DECLARING THE SAME TO BE AN EMERGENCY (HABITAT FOR HUMANITY, 2222 8TH ST NE, WARD 4)
Referred to Public Safety & Thoroughfares Committee
- #7. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH CTI ENGINEERS, INC. FOR THE 13TH STREET NW LIFT STATION ELECTRICAL PANEL REPLACEMENT, GP 1254; AMENDING APPROPRIATION ORDINANCE NO. 257/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$19,189.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SANITARY SEWER FUND TO 5410 206319 13TH ST NW LIFT STATION ELECTRICAL PANEL REPLACEMENT, GP 1254 - OTHER)
Referred to Finance Committee
- #8. (1ST RDG) AN ORDINANCE DECLARING: VARIOUS PARCELS OF CITY- OWNED PROPERTY TO BE VACATED AND THE INTENT OF CANTON TO SELL SAID PROPERTIES; AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, OR THEIR DESIGNEE TO GIVE NOTICE OF THE INTENTION TO SELL SAID PROPERTIES; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO PROFESSIONAL SERVICE CONTRACTS WITH ONE OR MORE PROFESSIONAL AUCTIONEERS NECESSARY TO EXECUTE THE SALE OF SAID PROPERTIES; AND DECLARING THE SAME TO BE AN EMERGENCY (UNUSED PARK PROP, 200 ECONOMY ST NE, 252 LAWN AVE SW, 1030 LAWN AVE SW, 740 MARION AVE SW, WAYNESBURG DR SE)
Referred to Parks & Recreation and Finance Committees
- #9. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR THE PURCHASE OF ONE (1) CATERPILLAR 926M WHEEL LOADER AND ONE (1) CARGO VAN; OR TO ALTERNATIVELY PURCHASE SAID VEHICLES PURSUANT TO ANY COOPERATIVE PURCHASING

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PROGRAM OR PROCUREMENT PROCEDURE AUTHORIZED BY LAW; AND
DECLARING THE SAME TO BE AN EMERGENCY (WATER DEPT)

Referred to Public Property Capital Improvement Committee

- #10. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH TASOS ELECTRIC COMPANY, INC. FOR A STORM SEWER CONNECTION AND PRIVATE DRAINAGE EASEMENT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities Committee

(COUNCIL RECESSED AT 7:47 P.M. FOR THE PARKS & RECREATION COMMITTEE TO DISCUSS ORDINANCE #11; RECONVENED AT 8:13 P.M.)

- #11. (1ST RDG) **ADOPTED AS ORDINANCE NO. 10/2017** AN ORDINANCE AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, OR CANTON BOARD OF PARK COMMISSIONERS TO: ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS AND A COOPERATIVE AGREEMENT NECESSARY FOR THE CONSTRUCTION OF THE PIONEER TRAIL; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH MALONE UNIVERSITY, OR ANY ASSOCIATED ENTITY, FOR AN EASEMENT REQUIRED FOR THE PIONEER TRAIL; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Parks & Recreation Committee

PRESIDENT SCHULMAN: At this time the Chair would declare an in-house recess so that the Parks & Recreation Committee can meet in regard to Ordinance #11 on the agenda. You are in recess.

(RECESS)

PRESIDENT SCHULMAN: Council will now convene after its recess. Leader.

MEMBER MORRIS: Mr. President, I move we suspend Rule 22A to place Ordinance #11 back on this evening's agenda.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to place Ordinance 11 on this evening's agenda. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you. Motion carries, and Ordinance #11 is a legal part of your agenda. Leader.

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MEMBER MORRIS: Mr. President, I move we suspend Statutory Rules for Ordinance #11.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules on Ordinance #11. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Motion carries. 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?

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MORRIS: Just a point of clarification, Service Director. The reason why we're passing this on the first reading is so we do not lose the half a million dollar grant, correct?

SERVICE DIRECTOR BARTOS: Yes, I would say that's correct.

MEMBER MORRIS: Thank you.

MEMBER SMUCKLER: Mr. President.

PRESIDENT SCHULMAN: Member Smuckler.

MEMBER SMUCKLER: Um, I'll go along with this because the ward Councilman wants it, but the traffic signal so close bothers me. Um, the...over the years, engineers have told us a lot of things that would be safe. Route 62, where the houses are almost up against the highways. I watched Frank Morris do battle with people on Facebook the other night about the roundabout and closing off on 62, that's going to be done. I...I...I'm just shaking my head. I hope this is safe. I hope...I'm very concerned about this. I'm concerned about Cleveland Avenue and the bikes, and, I ride a bike but no, I'm not wearing spandex and I don't wear the helmet, but I'm just...I'm not sure I would drive...ride my bike down Cleveland Avenue, especially, uh, on rush hour. I'm...I don't know...I just...it's easy to sit here and say what's going to be safe and what isn't going to be safe. I've watched 12th Street, those tings in the middle of the road, get torn out time after time after time, and we keep

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putting them back because we're pretty smart. I don't know, but I'll go along with this because you want it in the ward, Councilman.

MEMBER MARIOL: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MARIOL: It...it does not have anything to do with Cleveland Avenue. It crosses Cleveland Avenue and I believe there's a light there, but it does not go down Cleveland Avenue. And that's specifically, um, part of the obstacle of this, was to avoid hitting main roads. Um, and I...you know...and we've had multiple meetings. We have looked at every possible route. Uh, this one makes the most sense. If there is a better route, um...I...I would imagine Engineer Moeglin would be more than willing to look at some alternative routes, but everything that we've looked at, and Member Harmon, you were in those meetings, this one makes the most sense, but it does not go down Cleveland Avenue. It moves across Cleveland Avenue at a light and stays on neighborhood roads.

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MORRIS: Uh, I concur with Member Smuckler and his concerns for safety. I...I like supporting projects like this because the trails actually running through Malone and the trails running through the parks, those are utilized to the fullest, okay. Those really are. The concept of people riding bikes to work and going down our city streets in spandex and wearing their hats and young professionals...this is their means of travel, is a delusional concept of creating an environment for people who don't live here. The folks in the neighborhoods, they love the trail system, and I'll always support the trails. I made a huge mistake by doubting one out in the Northeast end, and once I visited it, it was absolutely gorgeous, but I do agree with Member Smuckler that engineering...one day you tell us it's not possible, the next day you turn around and it's part of your proposal. Bill is a former Ward 9 Council Member. He's gotten his share of grief about the traffic flows of Colonial Blvd. and five roads coming together and I can't get a stop sign over there, but it seems that we have a project that's in conjunction with a bicycle trail, that within a thousand feet we can get an extra stop light put in. So, I'm definitely agreeing with him, but I'll definitely support it because of the trail up around Malone College. Thanks.

MEMBER MACK: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MACK: If I could just add, uh, to the...to the topic of spandex, (*Laughter*) because it is near and dear to my heart. I mean, to Leader Morris' point, you know, we're trying to create an environment for people who don't live here. That's exactly right. I mean, I don't know if anyone's checked out finances in recent times, but things aren't exactly great. And if we don't start competing for people with disposable income, if our children don't start buying houses in Canton instead of wherever else, then we're never going to turn the corner in this city. And, I'm not saying that bikes are (*Inaudible*) for that matter, or the cure to the city's ails, maybe spandex, but I think that this maybe will help. And if it doesn't work, then we'll go back to it. But I

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know what's it's like to be in the trenches in one of these issues in the ward and I would encourage Members that, you know, if you see something that maybe you have concerns with, you know, reach out to the Ward Councilperson, because chances are they've spent ten hours, twenty hours, thirty hours trying to make this work because they're not easy. And so, I'm happy to support this for John.

PRESIDENT SCHULMAN: Any other remarks? Yes.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

MEMBER HAWK: Member Mack, you...I agree with you whole-heartedly. We have to begin building for the future. You're exactly correct in this. The past hasn't been very kind to us, we can't live there anymore, we need to begin expanding our horizons. Go towards what going to bring people to our city, encourage them to come to our city. These are the types of amenities that will attract people with disposable income to come and help our city grow. Thank you.

PRESIDENT SCHULMAN: Thank you, Member Hawk. Any other remarks? Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

#11 ADOPTED AS ORDINANCE NO. 10/2017

PRESIDENT SCHULMAN: Motion carries and Ordinance #11 is adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: We now turn to Ordinances and Formal Resolutions for their Second Reading. Would you please begin with...

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #13 THROUGH #17 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS (ORDINANCE #12 RETAINED IN COMMITTEE):

#12. (2ND RDG) ***RETAINED INDEFINITELY*** A RESOLUTION EXPRESSING THE INTENT OF THE COUNCIL OF THE CITY OF CANTON TO RECEIVE ANNUAL PAYMENTS FROM STARK COUNTY AND THE STARK AREA REGIONAL TRANSIT AUTHORITY EQUAL TO THE INCREMENTAL SALES TAX GROWTH FROM VENDORS LOCATED WITHIN THE PREVIOUSLY ESTABLISHED TOURISM DEVELOPMENT DISTRICT, PURSUANT TO SECTION 5739.213 OF THE OHIO REVISED CODE; AND DECLARING THE SAME TO BE AN EMERGENCY

#13. (2ND RDG) A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE HOF VILLAGE #3

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ANNEXATION AREA, THE APPROXIMATE DATE SERVICES WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

- #14. (2ND RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 257/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$10,500.00 APPROP TRF FR 2760 102001 FEDERAL FORFEITURE FUND - OTHER TO 2760 102001 FEDERAL FORFEITURE FUND - PERSONNEL)
- #15. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO MAKE APPLICATION FOR AND ACCEPT FUNDS FROM THE OHIO HOUSING FINANCE AGENCY FOR THE NEIGHBORHOOD INITIATIVE PROGRAM; TO DEMOLISH AND MAINTAIN ACQUIRED, BLIGHTED PROPERTIES; TO ENTER INTO VARIOUS CONTRACTS AND COOPERATIVE AGREEMENTS WITH VARIOUS ENTITIES TO EFFECTIVELY ADMINISTER THE PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY
- #16. (2ND RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$21,323.00 TO C.R.S. GENERAL CONTRACTING; AND DECLARING THE SAME TO BE AN EMERGENCY (DEMO 617/619 CHERRY AVE NE)
- #17. (2ND RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 257/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$234,600.00 SUPP APPROP FR UNAPPROP BAL OF 2530 PARK OPERATING FUND TO 2530 401040 J BABE STEARN CENTER - OTHER - \$76,000.00 TO 2530 401045 EDWARD PEEL COLEMAN CENTER - OTHER - \$136,600.00; TO 2530 401060 SPECIAL PARKS - OTHER - \$22,000.00)

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. Mr. Clerk, would you please begin with Ordinance 18.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ THE FOLLOWING ORDINANCES #18 THROUGH #26 FOR THE THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

- #18. (3RD RDG) **ADOPTED AS ORDINANCE NO. 11/2017** AN ORDINANCE AUTHORIZING THE CREATION OF THE POSITION OF DIRECTOR OF PLANNING AS A CABINET-LEVEL POSITION UNDER THE MAYOR, AS RECOMMENDED BY THE STEERING COMMITTEE FOR THE IMPLEMENTATION OF THE COMPREHENSIVE PLAN FOR THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

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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?

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MORRIS: Somebody knew I was going to have a bad night cause they put a snicker bar in front of me. (*Laughter*). Okay, \$350,000.00 on a Comprehensive Plan, now we're looking to spend another \$120,000.00 on a planner. Now, out of the \$120,000.00, what is the actual cost to the taxpayers on the benefits on that?

DEPUTY MAYOR WILLIAMS: Mr. President, Members of Council. What we're proposing is to hire a Planner at roughly \$120,000.00. We factored in an additional \$30,000.00 in benefits. And as I indicated during Committee meeting, we have successfully received commitments for roughly a little over half of that salary...excuse me...a little over half of that salary from the business community. We're looking at...we budgeted \$50,000.00 out of the General Fund and an additional \$25,000.00 out of CDBG funds, in order to pay for this position.

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MORRIS: So, Deputy Mayor, you're telling me that the position is not necessarily \$120,000.00 position, it's a \$150,000.000, actually only \$75,000.00 back to us. So, I'm still coming out with \$100...er...\$500,000.00 invested in a Comprehensive Plan that, just as a plan at this point. And I can buy into everybody's thought process, but I did not support the initial \$350,000.00. Uh, when it was proposed, I felt that, you know, we were going out on a limb here and we're going to say, "Okay, well we're going to invest this money in a Plan", and the Plan was brought to us by somebody from the Carolinas because...well, we didn't have anybody around here that could do a Plan. Now we're going to hire somebody as the Planner, to implement the Plan, yet again we're right back to the square one... "well, we really don't have anybody around here that can do the Plan", so now we have to outsource that again. So that's...it, it, it...the total keeps going up and I don't see anything past what the Comprehensive Plan is. And I know every...a lot of people support the Comprehensive Plan. Here's what I see as the Comprehensive Plan. I see the Comprehensive Plan as a Downtown Hall of Fame Plan. Every direction you slice this plan, there is no way that the plan will improve the quality of life in Ward 9. Okay, worse case scenario, what it's going to do is, once you start cleaning out those areas and you try to improve certain areas, it's going to force those people into other wards that are renters, that can't afford to buy homes, it...it...you're just going to push things in other directions and it...that direction's going to be in Ward 9's direction. I know that you're...a lot of people would say, "You have to look at this from a city perspective." Okay. And put the city before your own ward, but I'm elected to represent Ward 9. I haven't seen from day one, anything that's implemented or going to be implemented in this city, in this Comprehensive Plan, that's directly going to impact my ward. Now, I know there's \$50,000,000.00 that

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will go towards the neighborhoods to help build the neighborhoods, will help fund projects in the neighborhoods, but I'm going to bet my life that if we only raise \$100,000,000.00, that \$50,000,000.00 for the neighborhoods, that's going to be put on the back end of the plan. I mean, I'd almost...I would bet my life on that. So, I can't support, you know, a \$150,000.00 on a Planner..uh, not at this time. I mean the climate's not right, we're still broke, we're still trying to keep our head above water and, uh, you know, I..I just can't change my mind on that. So, I'll be voting no.

DEPUTY MAYOR WILLIAMS: Mr. President.

PRESIDENT SCHULMAN: Yes.

DEPUTY MAYOR WILLIAMS: Members of Council. I absolute respect, you know, everyone's position and their decision, uh, but, I'll just give you my unsolicited...um, without a Plan, we will continue on a downward trend. Without a Plan, we will continue to build houses up against highways, that makes no sense. Without a Plan, we've wasted \$350,000.00. Without hiring a Planner, we've wasted money because noone will implement this Plan. This Council has tremendous influence to make sure that this Plan does not sit on the shelf and it gets implemented. And again, I just want to stress this...the business community, and I personally visited over twelve different companies, they were elated at the fact that they could help contribute to this position because it was so important for the city of Canton's future. All of our businesses that I've met with, not one business said no, we don't have the money to help contribute to hire a Director or Planner. We applaud the city of Canton, we applaud Canton City Council for adopting, for adopting the Comprehensive Plan and sticking to your guns to make sure this Plan will be implemented. Just my opinion, thank you.

MEMBER SMUCKLER: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER SMUCKLER: As I said last week, I voted against this Plan, but I'm not a dictator down here, and my biggest fear was that we were gonna spend \$350,000.00 for a Plan to sit on the shelf. And if we don't hire a Planner, that's exactly what's gonna happen with this Plan. A long time ago, Councilman Dougherty, Councilman Smuckler, Councilman Diamond, Councilman Workman, Councilman Williams...went to National League of Cities. And what every city that was on the upswing, had adopted some type of plan and planner. Planners in the past here, with all due respect, were not visionary people. That's why there's houses built up against highways. That's why there's roads that, I don't even know why there's different increments coming in and out, where you can have an accident at any point and time. We're not doing the smart thing here, folks, and that's coming from a guy who voted against this because I was afraid this would end up on a shelf. The neighborhoods are important. We have to take care of the neighborhoods. But somebody also has to say, "Where are we going to raise the money from"? Because those that believe that the institutions of the past are coming back again, for all these jobs, sadly mistaken. They're robotic jobs. We have to look to the future where we can put people to work. The future may be the Hall of Fame. The future may be Aultman Hospital and Mercy Hospital, where they talked about jobs in those corridors too, of expanding the medical facilities that are in Ward 7 and Ward 3. We need to make an impact, and the way to make an impact is to have somebody come from another community and take a fresh look at what we're doing here because we haven't been doing it right. That's for dog-on sure. Thank you Mr. President.

PRESIDENT SCHULMAN: Thank you, Member Smuckler

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MEMBER MACK: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MACK: I feel like I said something to upset Leader Morris...

MEMBER MORRIS: No.

MEMBER MACK: ...Because he's like going after me tonight. *(Laughter)*. No...I'm not...I know we don't want to get into philosophical waxing about city policy. I did just want to add something to Member Smuckler's remarks, which I think hit the nail on the head. I want to push back on the notion that we don't use the Comprehensive Plan, that's now sitting on the shelf. We use it all the time. Um...you could say just in the funds that Kirk Schuring was able to secure the city of Canton, a million dollars, to invest in Market Square. We've already received a 2 to 1 return on our investment in the Comprehensive Plan. But to Member Smuckler's point, we're not done and we need a professional to, um, help us fully implement it. Because I want the roads in Ward 9 paved. I want the roads in Ward 8 paved, but we've gotta...we gotta look at things differently because the status quo's not working. Thank you.

MEMBER MARIOL: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MARIOL: You know...were...investing money when the budget is tight is a tough thing to do, but I think that this is a very, very important piece to this. If we do not implement the Comprehensive Plan correctly, not even just do it, it has to be done correctly, our budget is not going to get any better. There is not going to be a time, if we don't do anything that leads to growth in this city, there is not going to be any time in our near future that the budget is going to be flexible enough, and comfortable to absorb this. The investments that we are going to have to make to get this city turned around are going to be difficult and they're going to be painful and they're going to take a lot of money, but if we do not do that, the city is going to continue to decline. This is a critically, critically important thing. I'm not a City Planner, and as much as I like to think that I can do this, I can't. I need somebody to call and ask when proposals come up, what they would recommend. When it comes to what is going to happen in the neighborhoods, I have a meeting to discuss how the Comprehensive Plan can be applied to my ward. Um, the neighborhood portion of this can happen and it can...it can happen in every single ward, but it is going to be on us to work with people in this community that are energized about implementing this Plan, figuring out a strategy, and then having a City Planner, a trained City Planner, that knows what they're doing, that has a track record, and follow that. I think this is, this is just the baby step towards implementing this Plan and I think this is probably one of the most important pieces of this, so I am gladly, gladly supporting this. Thank you.

PRESIDENT SCHULMAN: Thank you, Member Mariol.

MEMBER HAWK: Mr. President

PRESIDENT SCHULMAN: Yes, Member Hawk.

MEMBER HAWK: Thank you. Again, this is a very easy position to support. This city does not have a Plan that we've followed, and the end result is where we are today. And, we cannot spend money unless we first generate money, and this will bring us jobs, this will bring us a future, and this will bring us people with

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disposable income into our city. Now, some stuff may have to be put on the back burner, that's going to have to happen folks, because if we don't...if we don't invest in our future, and that's what this Planner will begin helping us with, investing in our future, we will go nowhere. And if you want to take a look at cities that go nowhere, take a look at East Cleveland, Ohio. They can't even afford to fix trucks or tractors. Why? Because they never invested in their future. We can't fix neighborhoods, we can't promote programs. There's nothing we can do unless we begin to generate a stronger tax base and I think one of the things that the Planner will bring about, and the planning does show and teaches about, is how to generate a stronger tax base. So, therefore, we will have the money to afford new programs, to do the things that we need to do to make our city better. Right now, it's going to be a very hard step to take, but it's something we need to do. Our income is stagnant at best, you know that will be...stagnant would be a fortunate thing to say right now at this point and time, and our growth is there. It can be there...the hospitals. Republic Steel is not going to open. Ford Motor Company is not going to start building (*Inaudible*) out there on 8th Street anymore. These things are gone. These jobs are gone. We need to begin investing in what will produce jobs in our city, and therefore we'll have the income to go forward. Thank you.

PRESIDENT SCHULMAN: Thank you, Member Hawk. Any other remarks? Well, it's either we do it or we die. I mean, it's pretty clear. We either try to take advantage of all these opportunities that (*Inaudible*) and never forget, we're in this position that I...that we've been talking about for...years. We're in this position because the State of Ohio has kept all of the money from us, which deservedly should go cities, and kept it in Columbus. That's why we're here. We've talked about this forever. Forever. We've not been treated fairly, as a city. No city in Ohio has been treated fairly. The State is remarkably dense and mean spirited, and cheap, and expect...and then they expect a miracle to occur? Well, there is a miracle on the horizon and it might occur, but it's not going to occur if we don't give it the opportunity. And I think I'm hearing from everyone, whether you're for or against, I think the spirit in this room is...we have to try. We have to do this for our community. This is a great community to live, to work, and it will continue to be a great community and I think it will be an even better community if we dream big, which is what I think we're all here to do. So, with that, any other remarks? Mr. Clerk, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 1 NAYS
(MEMBER MORRIS VOTED NAY)

CLERK DOUGHERTY: Eleven yeas, one nay, Mr. President.

#18 ADOPTED AS ORDINANCE NO. 11/2017

PRESIDENT SCHULMAN: Motion 18 is approved and carries. Ordinance 19, please.

#19. (3RD RDG) ***POSTPONED UNTIL 2/6/2017 AN ORDINANCE AMENDING TITLE NINE OF THE TAXATION CODE OF THE CITY OF CANTON TO ESTABLISH CHAPTER 187 ADMISSIONS TAX, OF FIVE PERCENT IN THE AREA OF THE CITY DESIGNATED AS A TOURISM DEVELOPMENT DISTRICT IN SUPPORT OF REDEVELOPMENT ACTIVITIES WITHIN THE AREA OF THE CITY DESIGNATED AS A TOURISM DEVELOPMENT DISTRICT AND IN SUPPORT OF THE HOF VILLAGE REDEVELOPMENT PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY***

PRESIDENT SCHULMAN: Leader.

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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?

MEMBER MORRIS: Mr. President, I move we postpone Ordinance 19 until February 6, 2017.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to...to hold Ordinance 19 until February 6th. Any remarks? Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS #19 POSTPONED UNTIL 2/6/17 UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. The motion carries. The Ordinance is continued to February 6th. Ordinance #20.

#20. (3RD RDG) ***POSTPONED UNTIL 2/6/17 AN ORDINANCE ESTABLISHING A SPECIAL FUND TO BE DESIGNATED AS THE "HOFV FUND"; AND DECLARING THE SAME TO BE AN EMERGENCY (TOURISM DEVELOPMENT DISTRICT)***

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?
Leader.

MEMBER MORRIS: Mr. President, I move we postpone Ordinance #20 until February 6, 2017.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to postpone, um, the vote on Ordinance #20th...20. Any remarks? Hearing none, roll call vote please. Oh, I'm sorry, not roll call, all those in favor signify by saying aye. Those opposed no.

NO REMARKS #20 POSTPONED UNTIL 2/6/17 UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. The motion carries. This um, is rescheduled. Ordinance #21.

#21. (3RD RDG) ***POSTPONED UNTIL 2/6/17 AN ORDINANCE AMENDING SECTION 185.14 OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON IN ORDER TO AUTHORIZE THE REALLOCATION OF EXISTING TRANSIENT LODGING TAX FUNDS TO SUPPORT REDEVELOPMENT OF THE HALL OF FAME VILLAGE IN CONNECTION WITH THE CITY OF CANTON'S***

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PRESIDENT SCHULMAN: Leader.

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?
Leader.

MEMBER MORRIS: Mr. President, I move we postpone Ordinance #21 until February 6, 2017.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to postpone Ordinance 21 until February 6. Any remarks? Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS #21 POSTPONED UNTIL 2/6/17 UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: They ayes have it. The motion carries. Ordinance #22.

#22. (3RD RDG) ***POSTPONED UNTIL 2/6/2017 AN ORDINANCE, FOR THE PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THE AREA OF THE CITY OF CANTON DESIGNATED AS A TOURISM DEVELOPMENT DISTRICT, PURSUANT TO SECTIONS 715.014(D) AND 5739.101 OF THE OHIO REVISED CODE, LEVYING A TAX ON THE PRIVILEGE OF ENGAGING IN THE BUSINESS OF MAKING CERTAIN TYPES OF SALES IN THE TOURISM DEVELOPMENT DISTRICT; AND DECLARING THE SAME TO BE AN EMERGENCY***

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

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

MEMBER MORRIS: Mr. President, I move we postpone Ordinance #22 until February 6, 2017.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to postpone Ordinance 22 until February 6. Any remarks? By voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS #22 POSTPONED UNTIL 2/6/17 UNANIMOUSLY BY VOICE VOTE

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PRESIDENT SCHULMAN: They ayes have it. The motion carries. We're now under 23.

#23. (3RD RDG) **ADOPTED AS ORDINANCE NO. 12/2017** AN ORDINANCE AUTHORIZING ROLLIN SEWARD, AS DIRECTOR OF COMMUNITY DEVELOPMENT, TO RECEIVE TEN (10) DAYS OF VACATION PER YEAR BEGINNING IN 2017, UNTIL HIS CITY ACCRUED TIME CORRELATES WITH THE APPLICABLE CITY VACATION SCHEDULE; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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?
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

#23 ADOPTED AS ORDINANCE NO. 12/2017

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

#24. (3RD RDG) **ADOPTED AS ORDINANCE NO. 13/2017** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ANY AND ALL CONTRACTS FOR THE PURCHASE OF ONE (1) RESTROOM UNIT IN AN AMOUNT NOT TO EXCEED \$70,000.00; OR TO ALTERNATIVELY PURCHASE SAID UNIT PURSUANT TO ANY COOPERATIVE PURCHASING AGREEMENT OR PURCHASING PROCESS AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 24. Any remarks?
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

#24 ADOPTED AS ORDINANCE NO. 13/2017

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PRESIDENT SCHULMAN: Thanks, 24 is adopted. Ordinance 25, please.

#25. (3RD RDG) **ADOPTED AS ORDINANCE NO. 14/2017** 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 (CITY WIDE, HARVARD AVE NW - AT RT 62, 1525 HENRY AVE SW, 4TH ST & WARNER RD NE, BELLFLOWER AVE SW & W TUSC)

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #25.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 25. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

#25 ADOPTED AS ORDINANCE NO. 14/2017

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

#26. (3RD RDG) **ADOPTED AS ORDINANCE NO. 15/2017** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO: MAKE APPLICATION FOR THE 2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT IN A TOTAL AMOUNT NOT TO EXCEED \$73,145.00 AND ACCEPT THE CITY'S PORTION OF THE FUNDS IN AN AMOUNT NOT TO EXCEED \$36,572.50; AUTHORIZING THE AUDITOR TO RENAME FUND 2770 TO THE 2016 LOCAL SOLICITATION BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT; AMENDING APPROPRIATION ORDINANCE NO. 257/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$36,572.50 SUPP APPROP FR UNAPPROP BAL OF 2770 2016 LOCAL SOLICITATION BYRNE GRANT FUND TO 2770 102001 POLICE ADMIN - OTHER)

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 26. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

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PRESIDENT SCHULMAN: Ordinance 26 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

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

MEMBER MARIOL: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MARIOL: Um...Finance...Finance will meet February 6 at 6:00. We're going to be doing a budget presentation. Also, Public Property Capital Improvement will meet, same time, same place.

PRESIDENT SCHULMAN: Thank you, Chairman. Anyone else? Yes, Chairman Harmon.

MEMBER HARMON: Public Utilities Committee will meet same time, same place.

PRESIDENT SCHULMAN: Thank you. Anyone else? Any Miscellaneous Business?

CLERK DOUGHERTY: Parks & Rec... *(Inaudible)*.

PRESIDENT SCHULMAN: Sorry.

MEMBER SCAGLIONE: Parks & Rec, same time, same place.

PRESIDENT SCHULMAN: Thank you.

CLERK DOUGHERTY: Judiciary.

MEMBER MACK: Judiciary's going to meet at the same time, same place.

PRESIDENT SCHULMAN: We have a great Clerk...*(Inaudible)*.

MEMBER MACK: Amazing Clerk.

PRESIDENT SCHULMAN: Anyone else?

CLERK DOUGHERTY: Public Safety Thoroughfares, please.

PRESIDENT SCHULMAN: Public Safety & Thoroughfares.

MEMBER HAWK: Thank you. Public Safety & Thoroughfares will meet at the same time, at the same place. Thank you very much.

PRESIDENT SCHULMAN: Thank you, Chairman Hawk. Any other announcements?

MISCELLANEOUS BUSINESS

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PRESIDENT SCHULMAN: Turning now to Miscellaneous Business. Is there any: Leader.

MEMBER MORRIS: Move to adjourn.

MEMBER SMITH: Second.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas.

PRESIDENT SCHULMAN: *(Gavel falls)* Meeting is adjourned. Good...good job everyone.

ADJOURNMENT TIME: 8:53 P.M.

ATTEST:
DAVID R. DOUGHERTY
CLERK OF COUNCIL

APPROVED:
ALLEN SCHULMAN
PRESIDENT