

**MINUTES OF THE MEETING MARCH 20, 2017**

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

ROLL CALL TAKEN BY CLERK DOUGHERTY:

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

ELEVEN COUNCIL MEMBERS PRESENT. (MEMBER CHESTER ABSENT)

CLERK DOUGHERTY: Eleven present, one absent, Mr. President.

**EXCUSING MEMBERS**

PRESIDENT SCHULMAN: Member Morris.

MEMBER MORRIS: Yes sir.

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Yeah.

PRESIDENT SCHULMAN: We have an absentee.

MEMBER MORRIS: Oh...*(Inaudible, Laughter)*. Mr. President, I move we excuse Member Chester from this evening's meeting.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to excuse Member Chester from this evening's meeting. Any remarks? Hearing none, roll call vote please, Mr. Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you. Motion carries, and Member Chester is excused from this evening's meeting. Tonight we'll have our invocation given by my good friend and Leader, Frank Morris. If you'll please stand and remain standing, for our Pledge of Allegiance.

*The regular meeting of Canton City Council was held on March 20, 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 9 Council Member, Frank Morris. The Pledge of Allegiance was led by President Schulman.*

PRESIDENT SCHULMAN: Leader, thank you very much for those words. It's appreciated.

**MINUTES OF THE MEETING MARCH 20, 2017****AGENDA CORRECTIONS & CHANGES**

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

MEMBER MORRIS: Mr. President, I move Rule 22A be suspended to add 2<sup>nd</sup> Readings, Ordinances #10 through #13.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and sss...it's been moved and seconded to suspend Rule 22A to add 2<sup>nd</sup> Readings, Ordinances 10 through 13 to this evening's agenda. Any remarks? Hearing none, roll call vote please, Mr. Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

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

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**PUBLIC HEARINGS**

PRESIDENT SCHULMAN: We turn to Public Hearings. We have none this evening.

**OLD BUSINESS**

PRESIDENT SCHULMAN: Turning to Old Business. We do have some Old Business.

DEPUTY MAYOR WILLIAMS: Mr. President. Mr. President, Members of Council. Uh, Jim Adams, our Health Commissioner wanted to give an another brief update in regards to the ongoing investigation at Georgeview Estates.

PRESIDENT SCHULMAN: Good evening.

HEALTH COMMISSIONER ADAMS: Mr. President, yes, just to follow up on the complaint...the comments that I made last week. Our department is investigating the complaints that have been made by some of the residents in that area. We are looking into that. We also have, at their request, established a...a public meeting for us to be able to communicate back to anybody that might be concerned about that, uh...the progress of our investigation, as well as any other further concerns that they have. That meeting will be held here in this Chamber, on August 4<sup>th</sup> at 6:00 p.m. April 4<sup>th</sup>, I'm sorry. August would be a bit of a lead time, wouldn't it? April 4<sup>th</sup> at 6:00.

PRESIDENT SCHULMAN: April 4<sup>th</sup> at 6:00.

HEALTH COMMISSIONER ADAMS: At City Council Chambers, here, so...

PRESIDENT SCHULMAN: Right here?

HEALTH COMMISSIONER ADAMS: Right here. So, I have talked with some of the residents in the

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community. We've had our staff go out and look around. We are also actively investigating the complaints and will report back at that time, how we're doing...so.

PRESIDENT SCHULMAN: Very good. Thank you Commissioner. Any questions? Alright, thank you very much. We'll see you then.

HEALTH COMMISSIONER ADAMS: Thank you.

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

**PUBLIC SPEAKS**

PRESIDENT SCHULMAN: We're now under Public Speaks. We have two speakers this evening. Our first speaker is Eugene Blakely. Mr. Blakely, good evening.

EUGENE BLAKELY: Good evening.

PRESIDENT SCHULMAN: Would you give us your name and your residential address, please.

EUGENE BLAKELY: Yeah, uh, my name's Eugene Blakely. I live at 2622 Caprice Avenue, Canton, Ohio 44709.

PRESIDENT SCHULMAN: As always, welcome.

EUGENE BLAKELY: Uh, I'd just like to take a moment to thank the City for flying the American Red Cross flags all month. Uh, it really means a lot to me. I get up early in the morning and go to (*Inaudible*). I go help people (*Inaudible*) everything else, and I really appreciate you guys flying the flag all month long. It really means a lot to me every time I go down past the flag in Central Square. It really means so much to me. You guys don't understand how much it really means to see the flag flying (*Inaudible*) I do. I get up at 2:00 in the morning, go (*Inaudible*), you name it, I'm there. So, thank you.

PRESIDENT SCHULMAN: Thank you. We appreciate all that you do. (*Applause*). Our next speaker is Roger Zachary. Mr. Zachary, as always, welcome. If you'll give us your name and your residential address, please.

ROGER ZACHARY: Uh, to the Honorable President, Mayor, Council Members, guests. I'm here again to talk about Republic Steel Corporation on 8<sup>th</sup> St. NE, Canton. Uh, I know about the meetings that going to be held on April 4<sup>th</sup>, uh, but there's some things we need on April 4<sup>th</sup>. Uh, we need to know what the Health Department has been doing since 2004 to 2017, when all of this smoke, debris, and whatever has been blowing into our neighborhood. And, we have not been cautioned or no one has said anything. This is, uh, a document here...says uh...it's from Re...Republic Steel...from the EPA...US EPA. From 2013 to 2016, it says the Republic Steel on 8<sup>th</sup> St. NE has been significantly non-complies. Now, it didn't say complies...non...uh, non-complies status (*Inaudible*), it says significantly non-complies on magnesia, aluminum, dust, lead compound, nickle, chromium, copper compound, mercury. I just want to know where our Health Department's been. I...they...we need some answers from them. They...they don't have to come in and talk to us, and we need to know what they're going to do from...after April 4<sup>th</sup>, what they are going to do, as a Health Department as far as protecting us. This is the part...they are responsible for our air, water, soil, you know.

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And I just got this...if the Repository can put (*Inaudible*) front page, with a big toilet, somebody should be able to notify us and say, "Well, you know, you're getting too much lead in your air...in your neighborhood." You know, and even after that, after I've spoken about it, they should have come forward and say, "You know, you're safe in your neighborhood," or "you're not safe." We haven't heard anything. Haven't seen anything, you know. He came up here tonight before me, yeah, because he knew I was going to speak, and I'm not gone give it up...I'm not giving up. I want to know. What happened between 2004 and 2017? Three years, the last full inspection, seventy-six days ago. The last formal enforcement action was five years and four months ago. Thank you.

PRESIDENT SCHULMAN: Thank you, very much. (*Applause*). Thank you for your, uh, requests, and statements, and questions, and I can assure you that they'll be answered.

**INFORMAL RESOLUTIONS**

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

**COMMUNICATIONS**

PRESIDENT SCHULMAN: We're now under Communications. Let the journal show that all Communications have been 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 MARCH 20, 2017.***

109. FINANCE DIRECTOR CROUSE: REQ \$3,812,000.00 APPROP TRF FR 1155 500601  
COMMUNITY DEVELOPMENT - OTHER TO 1155 101501 CODE ENFORCEMENT - OTHER  
(NIP III PROGRAM). - FINANCE COMMITTEE
110. PLANNING COMMISSION: REQ REPLAT OF LOTS 18439 & 18440, 17<sup>TH</sup> & OHIO NE, WARD 9  
(HABITAT FOR HUMANITY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
111. PLANNING COMMISSION: REQ REPLAT OF LOTS 24467 AND 24466, 3040 13<sup>TH</sup> ST SW,  
WARD 5 (DON BONIPHANT). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
112. PLANNING COMMISSION: REQ ZONE CHANGE AT 1703-1711 FULTON RD NW (PARCELS  
210921, 210922 & 244550) FR R-3 (GARDEN & TOWNHOME APTS) TO PB-1 (PLANNED  
OFFICE BUSINESS DISTRICT) FOR USE AS GROUP RESIDENTIAL SOCIAL SERVICE  
FACILITY (KLIMO FAMILY FOUNDATION, INC.) (WARD 7). - JUDICIARY COMMITTEE
113. PLANNING COMMISSION: REQ REVISIONS TO CITY CODE CHAPTER 1105, HISTORIC  
PRESERVATION CODE. - JUDICIARY COMMITTEE
114. PROPERTY OWNER MARATHON PETROLEUM CO: REQ ZONE CHANGE OF 1.452 ACRES  
N OF 21<sup>ST</sup> ST AND W OF BROOKS AVE SW FOR PARKING, STORAGE & OTHER USES  
ASSOC WITH OPERATION OF REFINERY (WARD 5). - PLANNING COMMISSION

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115. PROPERTY OWNER ST. MARK'S EPISCOPAL CHURCH: REQ ZONE CHANGE OF PARCEL #380067 AT 515 48<sup>TH</sup> ST NW FOR PROPOSED CHURCH AND SCHOOL ACTIVITIES (WARD 8). - PLANNING COMMISSION
116. SAFETY DIRECTOR PERRY, SERVICE DIRECTOR BARTOS: AUTHORIZE APPROPRIATE OFFICIAL(S) TO PURCH AND/OR LEASE TITLED VEHICLES, INCLUDING ALL NECESSARY EQUIP AND COMPONENTS, IN ACCORDANCE WITH SEC 105.08 OF CANTON CODIFIED ORDINANCES; AUTHORIZE APPROPRIATE OFFICIAL(S) TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTACT FOR SAID PURCH; REQ SUPP APPROPS FR UNAPPROP BALS: \$1,260,027.50 FR 4501 CAPITAL PROJECTS FUND, \$340,248.00 FR 4502 MOTOR VEHICLE PURCHASES FUND, \$7,728.00 FR 5201 WATER WORKS OPERATING FUND, \$7,728.00 FR 5410 SEWER OPERATING FUND, \$10,000.00 FR 5701 BUILDING CODE FUND; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT AND FINANCE COMMITTEES
117. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS NECESSARY TO PURCH (2) SALT TRUCKS TO INCLUDE CAB/CHASSIS, DUMP BODY, PLOW, SPREADER, AND ALL NECESSARY ACCESSORIES FOR STREET DEPT; ALTERNATIVELY AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ALL CONTRACTS NECESSARY FOR PURCH OF SAID ITEMS VIA ANY COOP PURCH AGMT; REQ \$170,000.00 SUPP APPROP FR UNAPPROP BAL OF 4502 MOTOR VEHICLE FUND TO 4502 202210 STREET MAINTENANCE - OTHER. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
118. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO PROF SRVS AGMT WITH ARCADIS U.S., INC. IN AMT NOT TO EXCEED \$713,700.00 FOR PILOT TESTING, DESIGN, BIDDING ASSISTANCE, CONSTRUCTION ENGINEERING AND OVERSIGHT AND OTHER PROF SRVS FOR WRF SLUDGE PROCESSING MODIFICATIONS PROJ; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO AGMTS WITH NORTH CANTON AND STARK CO FOR THEIR SHARE OF PROJ COSTS; AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT; REQ \$7,398,700.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SANITARY SEWER FUND TO 5410 206056 WRF SLUDGE PROCESSING MODIFICATIONS PROJ - OTHER; RETROACTIVELY AUTHORIZE AND RATIFY ANY ACTIONS TAKEN PRIOR TO PASSAGE OF LEGISLATION THAT WERE TAKEN IN FURTHERANCE OF PROJ; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
119. STARK CO. COMMISSIONERS: REQ ANNEXATION OF 0.176 ACRES IN PLAIN TWP TO CITY OF CANTON (HOF VILLAGE #3). - PLANNING COMMISSION
120. TREASURER PEREZ: MTHLY RPT OF PARKING METER REVENUE FOR FEBRUARY, 2017. - RECEIVED & FILED

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121. TREASURER PEREZ: MTHLY RPT OF DEPOSITS AND PAY-INS FOR AMBULANCE LOCK BOX ACCT FOR FEBRUARY, 2017. - RECEIVED & FILED

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING.**

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

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #1 THROUGH #9 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

- #1. (1<sup>ST</sup> RDG) A RESOLUTION WITHDRAWING CANTON'S OBJECTION TO THE TRANSFER OF A LIQUOR PERMIT LOCATED WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY (MARK A. MILLS DBA MILLS TAVERN, 1649 HARRISON AVE SW, WARD 5)  
Referred to Judiciary Committee
- #2. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING SECTION 521.08, LITTERING AND DUMPING OF CHAPTER 521 OF THE GENERAL OFFENSES CODE  
Referred to Judiciary Committee
- #3. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$10,000.00 SUPP APPROP FR UNAPPROP BAL OF 2217 2016 PARTNERSHIP GRANT FUND TO 2217 505010 FAIR HOUSING DEPT - OTHER)  
Referred to Community & Economic Development Committee
- #4. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING SECTIONS 505.14 AND 505.15 OF CHAPTER 505 OF THE GENERAL OFFENSES CODE (KEEPING OF DOGS AND CATS)  
Referred to Judiciary Committee
- #5. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION TO COUNTY FIRE PROTECTION; AND DECLARING THE SAME TO BE AN EMERGENCY (\$4,207.00 FOR INSPECTION & MAINTENANCE OF FIRE TRUCK LADDERS AND AERIALS)  
Referred to Finance Committee
- #6. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$35,420.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 102075 POLICE PROFESSIONAL TRAINING - OTHER)  
Referred to Finance Committee
- #7. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION TO GPD GROUP; AND DECLARING THE SAME TO BE AN

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EMERGENCY (\$75,859.05 TO GPD GROUP FOR MAHONING RD NE CORRIDOR PROJ)

Referred to Finance Committee

- #8. (1<sup>ST</sup> RDG) AN ORDINANCE APPROVING A CANTON CITY WATER MAIN EXTENSION TO THE VILLAGE OF HARTVILLE; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT FOR THE EXTENSION OF SAID WATER MAIN; AND DECLARING THE SAME TO BE AN EMERGENCY (LMT MERCER GROUP, 322 LAKE AVE NE)

Referred to Environmental & Public Utilities Committee

- #9. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION; AND DECLARING THE SAME TO BE AN EMERGENCY (AEP SCHROYER AVE SW SUBSTATION)

Referred to Finance Committee

PRESIDENT SCHULMAN: Thank you.

**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 Ordinance #10.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ THE FOLLOWING ORDINANCES #10 THROUGH #13 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

- #10. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING CHAPTER 551 OF THE GENERAL OFFENSES CODE (HIGH GRASS, NOXIOUS WEEDS & LITTER)
- #11. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$38,500.00 SUPP APPROP FR UNAPPROP BAL OF 2766 MUNICIPAL PROBATION SERVICES FUND TO 2766 701001 MUNICIPAL PROBATION SERVICES - OTHER)
- #12. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO A UTILITY EASEMENT AGREEMENT WITH THE EAST OHIO GAS COMPANY, DBA DOMINION EAST OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY (12" GAS LINE ON 3<sup>RD</sup> ST SE BRIDGE RUNNING OVER NIMISHILLEN CREEK TO BE RELOCATED UNDER SAID CREEK, SOUTH OF BRIDGE AND ACROSS PORTION OF LEE PARK)
- #13. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO

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ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR THE LEASE OF APPROXIMATELY FORTY-FIVE (45) TO FIFTY (50) ACRES OF PROPERTY IN PIKE TOWNSHIP; AND DECLARING THE SAME TO BE AN EMERGENCY (WRF)

PRESIDENT SCHULMAN: Thank you, Mr. Clerk.

**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. Would you please begin with Ordinance 14.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ THE FOLLOWING ORDINANCES #14 THROUGH #25 FOR THE THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.***

- #14. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 51/2017** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES, IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,300,000.00, FOR THE PURPOSE OF PAYING THE COSTS OF REVITALIZATION WITHIN THE CITY AND ADDRESSING PROPERTY CONDITIONS THAT ARE DELETERIOUS TO THE PUBLIC HEALTH AND SAFETY THROUGH THE DEMOLITION OF DETERIORATING STRUCTURES AND THE IMPROVEMENT OF THOSE SITES, THEREBY ENABLING THE USE OR REUSE OF LANDS WITHIN THE CITY

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? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#14 ADOPTED AS ORDINANCE NO. 51/2017**

PRESIDENT SCHULMAN: Thank you. Motion carries. Ordinance 14 is adopted. Ordinance 15, please.

- #15. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 52/2017** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,100,000.00 FOR THE



**MINUTES OF THE MEETING MARCH 20, 2017****PURPOSE OF PROVIDING FUNDS TO PAY A COURT-APPROVED  
SETTLEMENT OF A CLAIM AGAINST THE CITY**

PRESIDENT SCHULMAN: Leader.

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?  
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#15 ADOPTED AS ORDINANCE NO. 52/2017**

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

#16. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 53/2017** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$5,000,000.00 TO PROVIDE FUNDS TO PAY A PORTION OF THE COSTS OF ACQUIRING, CONSTRUCTING, IMPROVING, FURNISHING OR EQUIPPING AN ECONOMIC DEVELOPMENT PROJECT IN THE CITY; AUTHORIZING RELATED MATTERS; 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?  
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#16 ADOPTED AS ORDINANCE NO. 53/2017**

PRESIDENT SCHULMAN: Thank you. Motion carries. Ordinance 16 is adopted. Ordinance 17, please.

#17. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 54/2017** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN AN

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AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,500,000.00 FOR THE PURPOSE OF PAYING THE COST OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING AND IMPROVING CITY BUILDINGS, INCLUDING, WITHOUT LIMITATION, THE REPLACEMENT OF THE CITY HALL ROOF, THE CIVIC CENTER ROOF AND IMPROVEMENTS TO OTHER CITY FACILITIES

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? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#17 ADOPTED AS ORDINANCE NO. 54/2017**

PRESIDENT SCHULMAN: Thank you. Motion carries. Ordinance 7...no, 17, we only, uh...*(Inaudible)*. Ordinance 11 is adopted. Ordinance 18, please.

#18. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 55/2017** AN ORDINANCE RENAMING GONDER AVENUE SE IN THE CITY OF CANTON, HATTIE REE AVENUE SE

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?

CLERK DOUGHERTY: Yes, there is, Mr. President. SE, please.

MEMBER SMITH: Yes.

CLERK DOUGHERTY: My apologies.

PRESIDENT SCHULMAN: Any other remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

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**#18 ADOPTED AS ORDINANCE NO. 55/2017**

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

#19. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 56/2017** AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION TO CANTON TOWNSHIP; AND DECLARING THE SAME TO BE AN EMERGENCY (\$46,844.80 UNPAID TAXES FOR 1530 RAFF RD SW, PPC ANNEX)

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, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#19 ADOPTED AS ORDINANCE NO. 56/2017**

PRESIDENT SCHULMAN: Thank you. Ordinance 19 is adopted. Ordinance 20.

#20. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 57/2017** AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF PART OF LOTS 1616 AND 1617; AND DECLARING THE SAME TO BE AN EMERGENCY (NW CORNER FULTON RD NW & W TUSC FOR SRO RESTAURANT)

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 under this Ordinance? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#20 ADOPTED AS ORDINANCE NO. 57/2017**

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

#21. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 58/2017** AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF AND RENUMBERING PLAT OF ALL OF LOTS 42872, 42873, AND 42874; AND DECLARING THE SAME TO BE AN EMERGENCY (SW CORNER OF 8<sup>TH</sup> ST & BELDEN AVE NE FOR HABITAT FOR HUMANITY; WARD 4)

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? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#21 ADOPTED AS ORDINANCE NO. 58/2017**

PRESIDENT SCHULMAN: Thank you. Motion carries. Ordinance 21 is adopted. Ordinance 22, please.

#22. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 59/2017** AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY (ADMIN ASST III)

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 that you adopt Ordinance 22. Any remarks under this Ordinance? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#22 ADOPTED AS ORDINANCE NO. 59/2017**

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PRESIDENT SCHULMAN: Thank you. Motion carries. Ordinance 22 is adopted. Ordinance 23, please.

#23. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 60/2017** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH ARCADIS FOR DESIGN OF THE 44<sup>TH</sup> STREET NW WATER MAIN REPLACEMENT PROJECT, AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$109,100.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207046 44<sup>TH</sup> ST NW WATER MAIN REPLACEMENT PROJ - OTHER)

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? Again, hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#23 ADOPTED AS ORDINANCE NO. 60/2017**

PRESIDENT PRO TEM MORRIS: Thank you. Motion carries. Ordinance 23 is adopted. Ordinance 24, please.

#24. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 61/2017** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH CT CONSULTANTS, INC. FOR DESIGN OF THE FAIRMOUNT AREA WATER MAIN REPLACEMENT PROJECT, AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$96,000.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207045 FAIRMOUNT AREA WATER MAIN REPLACEMENT PROJECT, PHASE 1 - OTHER)

PRESIDENT SCHULMAN: Leader Morris.

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 under this Ordinance? Hearing none, roll call vote please.

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NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#24 ADOPTED AS ORDINANCE NO. 61/2017**

PRESIDENT SCHULMAN: Thank you. Motion carries and Ordinance 24 is adopted. Ordinance 25, please.

#25. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 62/2017** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH IBI GROUP FOR DESIGN OF THE RIDGEWOOD EAST WATER MAIN REPLACEMENT PROJECT, AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$68,980.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER FUND TO 5201 207047 RIDGEWOOD EAST WATER MAIN REPLACEMENT PROJECT, PHASE II - OTHER)

PRESIDENT SCHULMAN: Leader Morris.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

**#25 ADOPTED AS ORDINANCE NO. 62/2017**

PRESIDENT SCHULMAN: Thank you. Motion carries. Ordinance #25 is adopted. Thank you, Mr. Clerk.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

PRESIDENT SCHULMAN: Announcements of Committee Meetings.

MEMBER MARIOL: Mr. President.

PRESIDENT SCHULMAN: Yes, Leader.

MEMBER MARIOL: Finance Committee will meet ...

PRESIDENT SCHULMAN: Chairman...

MEMBER MARIOL:...Monday, March 27<sup>th</sup> at 6:30 p.m. here in the Council Chambers.PRESIDENT SCHULMAN: March 27<sup>th</sup>?

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MEMBER MARIOL: March 27<sup>th</sup>, yes.

PRESIDENT SCHULMAN: Thank you.

MEMBER SMITH: CD will also meet at the same time.

PRESIDENT SCHULMAN: Thank you.

MEMBER HARMON: Mr. President. Environmental & Public Utilities Committee will meet at the same time, same place.

PRESIDENT SCHULMAN: Thank you, Chairman. Anyone else?

MEMBER MACK: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MACK: Judiciary will meet at the same time, same place.

PRESIDENT SCHULMAN: Thank you. Anyone else?

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MORRIS: Council will be meeting Monday, March 27<sup>th</sup> at 6:00 p.m. for a presentation from Stark County Sheriff, as well as the County Commissioner, regarding the Proposed Renewal Inc...er...Sales Tax, as well as some radio purchases they're looking to make. So, they will be here next Monday at 6:00 p.m. for that presentation.

PRESIDENT SCHULMAN: Thank you, Leader. Any other remarks under Announcements?

**MISCELLANEOUS BUSINESS**

PRESIDENT SCHULMAN: Turning to Miscellaneous Business. Is there any?

MEMBER SMITH: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER SMITH: Um, Ms. Hattie Ree's daughters are in the audience and they just wanted me to thank Council in support in the name change, honoring their mother. Could y'all stand up for 'em, please. (*Applause*). Thank you.

PRESIDENT SCHULMAN: Thank you, very much. Anything else?

MEMBER MORRIS: Mr. President.

PRESIDENT SCHULMAN: Yes.

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MEMBER MORRIS: With the recent outbreak of head colds and the flu going around, if Deputy Mayor Williams could check into the heat in this building, it would be most appreciated. My feet are froze, Member Chester was at the hospital last night, I thought I was going to die last week, and be...Chris is not feeling well, so, before we start losing too many, it would be nice to come in here on the 27<sup>th</sup>, in a nice warm, comfy atmosphere, please.

DEPUTY MAYOR WILLIAMS: Mr. President.

PRESIDENT SCHULMAN: Yes.

DEPUTY MAYOR WILLIAMS: Duly noted. *(Laughter)*.

PRESIDENT SCHULMAN: Any other, uh, remarks? Can you give us our saying for the day?

CLERK DOUGHERTY: Thought for the week...An optimist is a person who sees a greenlight everywhere, while a pessimist sees only the red stoplight...The truly wise person is colorblind. - Albert Schweitzer.

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: May we all hit green lights on the way home. Motion to adjourn.

MEMBER SMITH: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

PRESIDENT SCHULMAN: *(Gavel falls)*. Very good. Meeting's adjourned. Have a safe trip and hope everybody's feeling better.

ADJOURNMENT TIME: 7:55 P.M.

ATTEST:  
DAVID R. DOUGHERTY  
CLERK OF COUNCIL

APPROVED:  
ALLEN SCHULMAN  
PRESIDENT