

MINUTES OF THE MEETING DECEMBER 18, 2017

PRESIDENT SCHULMAN: Good evening ladies and gentlemen. Welcome to Canton City Council. It's good to see all of you here tonight. Got some people that we're happy to have here. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call vote please, uh...Mr. Clerk.

ROLL CALL TAKEN BY CLERK DOUGHERTY:

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

TEN COUNCIL MEMBERS PRESENT (MEMBERS MORRIS AND CHESTER ABSENT)

MEMBER SMITH: Where did Chester go?

CLERK DOUGHERTY: Ten present, two absent.

MEMBER SMITH: Where'd he go?

CLERK DOUGHERTY: Who?

MEMBER SMITH: Hall is here, but I don't know where he went.

CLERK DOUGHERTY: Well, Nate's here.

MEMBER SMITH: Nate...he's here, he just to the bathroom. *(Inaudible)*.

PRESIDENT SCHULMAN: Say here!

MEMBER CHESTER: Here! *(Laughter)*.

PRESIDENT SCHULMAN: I started a little early, I'm sorry. I was not surprised...you know, trying to surprise you.

EXCUSING MEMBERS

PRESIDENT SCHULMAN: Leader.

MEMBER SMITH: Mr. President, I move we excuse Member Morris from tonight's meeting.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you excuse Member Morris from this evening's meeting. Any remarks? Hearing none, roll call vote please..

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Let the record show that Member Chester is in attendance. Eleven present, one absent.

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PRESIDENT SCHULMAN: Thank you. Motion carries, and Member Morris is excused from this evening's meeting. Member Morris indicated he was not feeling well tonight, so that's the reason he's been excused. We'll have our invocation tonight, given by my good friend and City Council Member-at-Large, Bill Smuckler. If you'll stand and remain standing for your Pledge of Allegiance.

The regular meeting of Canton City Council was held on December 18, 2017 at 7:00 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council David Dougherty. The invocation was given by At-Large-Council Member, Bill Smuckler. The Pledge of Allegiance was led by President Schulman.

AGENDA CORRECTIONS & CHANGES

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

MEMBER SMITH: Mr. President, I move Rule 22A be suspended to add 2nd Reading Ordinances 8 through 10.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to add Second Reading Ordinances 8 through...

MEMBER SMITH: 10.

PRESIDENT SCHULMAN: ...10 to this evening's agenda. Sorry. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

PRESIDENT SCHULMAN: Thank you. Motion carries and Ordinance, uh...Rule 10A is suspended and Ordinance, uh...8 through 10 are a legal part of your agenda. (*ERROR: President Schulman should have said Rule 22A*).

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We're now under Ordinances for Public Hearings. We have none this evening.

OLD BUSINESS

PRESIDENT SCHULMAN: We're now under Ordinances for Old Business. We have none.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We're now under Ordinances for Public Speaks. We have one speaker this evening. Good evening. If you'll step forward and give us your name and your re...your address...your residential address, please.

IRENE MACDOUGALL: Thank you, Members of Council. My name is Irene MacDougall. I live at 2670

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Substation Rd. In Medina. *(Inaudible)*.

PRESIDENT SCHULMAN: Can you hold one second. I'm having trouble hearing. I don't know about anybody else. Anybody else having trouble hearing back in the back of the room?

IRENE MACDOUGALL: Is that better?

PRESIDENT SCHULMAN: Yes. *(Inaudible)*.

IRENE MACDOUGALL: Okay, there. I think it might not have been on. *(Laughs)*. I apologize.

PRESIDENT SCHULMAN: That's okay.

IRENE MACDOUGALL: Alright. Irene MacDougall, 2670 Substation Rd., Medina, Ohio. I have the pleasure, as many of you know, of...the privilege of representing the Johnson Controls Hall of Fame Village, in connection with the transformative project...uh...that they are undertaking. I can't begin to speak as eloquently as David Baker does about the impact of that project on this community and its citizens, but I'm here because I wanted to thank the Members of Council and the Administration for the hard work over the past year, in forging ahead with trying to get to resolution, of a number of documents and issues. Um...the Administration has gone way above and beyond in meticulously trying to examine what could happen, thinking ahead. It's actually been quite a pleasure, from my seat, to see people so engaged, and I believe that the multiple meetings have created the basis for an ongoing cooperative, great relationship, and I applaud the Administration for that. I also just wanted to thank you personally, and on behalf of my client, for all of the effort that you have put into this. Um...I see this as, you know, again, I'm privileged to be able to point to this in years to come; that I was part of it, and I just would ask for your continued support and patience. Anything that's worth having is not easy, so thank you.

PRESIDENT SCHULMAN: Thank you very much. *(Applause)*. We appreciate all your hard work. Thank you so much, and what you're doing for our community.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We're now under Informal Resolutions. We have two this evening. Informal Resolution 8....Pardon me.

CLERK DOUGHERTY: 48.

PRESIDENT SCHULMAN: ...48, sorry. Close. *(Inaudible)*.

#48. COUNCIL-AS-A-WHOLE: COMMENDING LURENE GASSER AND GASSER FINE JEWELERS FOR THEIR FINE CUSTOMER SERVICE OVER THE YEARS. - ADOPTED

PRESIDENT SCHULMAN: Leader.

MEMBER SMITH: Mr. President, I move we adopt Informal Resolution #48.

MEMBER BABCOCK: Second.

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PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Informal Resolution 48. Any remarks? By voice vote, all those in favor signify by saying yes. Those opposed no.

NO REMARKS

RESOLUTION #48 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it.

MEMBER SMITH: Mr. President, could we have that read in its entirety, please.

CLERK DOUGHERTY: An Informal Resolution Respectfully Submitted By Council-as-a-Whole on this 18th day of December, 2017. **Whereas**, John Gasser learned clock, watch and jewelry repair from his father in Switzerland before moving to the United States in 1923. The store, which he opened in 1937, has remained under family ownership for generations, and celebrated its 80th anniversary earlier this year; and **Whereas**, First known as John Gasser & Son Jewelers and currently as Gasser Fine Jewelers, it has outlasted several downtown businesses because of the exceptional customer service and commitment to the city of Canton. In 1992 Robert Gasser told the Canton Repository, "*We might be able to do greater volume at Belden Village, but this is where we want to be*"; and **Whereas**, Since the death of John Gasser's son, Robert, and grandson, Mark, the store has been led by Robert's wife, Lurene, along with the dedicated employees that make up the Gasser Family. Lurene Gasser, who was instrumental in running Reed Funeral Home with her brother for a number of years after the death of her father, left Reed Funeral Home to work with her husband and became President of the company upon Robert's passing in 2007. In 2007, Harper's Bazaar named Gassers Fine Jewelers one of the 124 best jewelry and watch retail stores in America; and **Whereas**, Under Lurene's leadership, Gassers has had representatives on a number of community boards, such as Arts in Stark, Canton Players Guild, Greater Canton Chamber of Commerce, and Aultman Hospital Women's Board. Lurene has been a special promoter of the Domestic Violence Project, Inc. of Stark Co. and the Canton Museum of Art. Gasser Fine Jewelers has donated jewelry and money to virtually every Stark County charitable organization. **Now, Therefore, Be It Resolved:** That we, the Members of Canton City Council, and the entire Canton community do hereby recognize and commend Lurene Gasser and Gasser Fine Jewelers for the wonderful service and customer care that you have provided us over the years. We join you in celebrating this milestone and wish you continued prosperity, good health, and much happiness. (*Applause*).

CLERK DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes.

CLERK DOUGHERTY: Yes, that...that will be presented at a later date, this week, so we can move on to the next one.

PRESIDENT SCHULMAN: Thank you. (*Inaudible*). Turning now to Resolution, uh, 29.

MEMBER SMITH: 49.

PRESIDENT SCHULMAN: What is it?

MEMBER SMITH: 49.

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PRESIDENT SCHULMAN: Sorry. I'll get this right eventually.

MEMBER SMITH: That's okay.

#49. COUNCIL-AS-A-WHOLE: COMMENDING AT-LARGE COUNCIL MEMBER TOM HARMON FOR HIS DEDICATED PUBLIC SERVICE. - ADOPTED

PRESIDENT SCHULMAN: Leader.

MEMBER SMITH: Mr. President, I move we adopt Informal Resolution #49.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Informal 40...Informal Resolution 49. All those in favor signify by aye...saying aye. Those opposed no.

NO REMARKS RESOLUTION #49 PASSED UNANIMOUSLY BY VOICE VOTE

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

MEMBER SMITH: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER SMITH: Could we have that read in its entirety, please.

CLERK DOUGHERTY: An Informal Resolution Respectfully Submitted By Council-as-a-Whole on this 18th day of December, 2017. **Whereas**, Graduating from Lincoln High School in 1973, Councilman-at-Large Thomas L. Harmon has been a devoted civil servant for both the City of Canton and Stark County for many years; and **Whereas**, Tom was elected Clerk of the Canton Municipal Court in 1984 and successfully held that position until retiring in June of 2007. During his tenure in office, Tom was instrumental in automating the Clerk's Office, as well as developing the Stark County Criminal Justice System (CJIS) where the three municipal courts, the county court, and the county jail are combined into one information system. The use of this system over the years to control jail overcrowding has saved millions in tax dollars; and **Whereas**, Soon after retiring, Tom returned to public service when he was appointed to the vacancy left behind by Stark County Commissioner Gayle Jackson. Tom was then elected to that position in 2008 where he successfully served until December of 2009; and **Whereas**, Tom's commitment to his civic duty continued when he was elected in 2016 as Council Member-at-Large for the City of Canton. During his term on Council, Tom chaired the Environmental & Public Utilities Committee, and served on the Finance, Consolidation of Public Services, Judiciary, Rules and Downtown Development Committees. He was also appointed by Mayor Bernabei to serve on the Canton Community Improvement Corporation (CCIC) Commission; and **Whereas**, At all times during his tenure as a Council Member, Tom was readily available and more than happy to help his constituents as well as fellow Council Members and the Council Staff. **Now Therefore Be it Resolved:** that we, the Members of Canton City Council, do hereby go on record commending Councilman-at-large,

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Thomas L. Harmon for his excellent service as a fellow member of Canton City Council, and honoring him for his many years of hard work and dedication to the community. Thank you. (*Applause*).

MEMBER SMITH: Come on down, Tom! (*Laughter*). I especially like to thank you for all that you have done for me and I hope that, uh, you enjoy yourself. Just make sure you come back and vote for me when it's time, and...uh...I appreciate (*Laughter*), and I appreciate all that you've done and I'm quite sure that everyone else feels the same. So, we present this to you, and you enjoy your retirement.

MEMBER HARMON: Thank you.

MEMBER SMITH: Yes. (*Applause*).

MEMBER HARMON: Uh...I'm uh...a little overwhelmed. Uh, I feel like I haven't been here for much more than a cup of coffee. Um...I...but... really, I don't know, and upon close examination, how much I contributed, but one of the things I know, is that I tried very hard. And I...I...enjoyed great relationships with each and every Council Member, the Council Staff, Dave, Beth, Jill, all the elected officials, Mayor and your staff, um...department heads. It's been a...a wonderful ride and I'm...I'm flattered here. My wife's here tonight and my best friends. Thank you, very much. That's all I can say. (*Applause*).

PRESIDENT SCHULMAN: Thank you very much. We're going to really miss you. I just have a feeling you're not going to go anywhere though, that's the thing! (*Laughter*).

COMMUNICATIONS

PRESIDENT SCHULMAN: We're now under Communications. Let the journal show that all Communications are received as read.

NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS FILE DATED DECEMBER 18, 2017.

467. CLERK OF COUNCIL DOUGHERTY: END OF TERM PENDING LEGISLATION PER COUNCIL RULE #29. - RECEIVED & FILED
468. MAYOR BERNABEI: AUTHORIZE ODOT TO CONSTRUCT PROJ AT I-77, US-62 AND FULTON RD WITHIN CITY OF CANTON; AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO ANY AND ALL REQUIRED CONSTRUCTION AND MAINTENANCE AGMTS WITH ODOT; AUTHORIZE CITY OF CANTON TO ENTER INTO CONTRACT WITH ODOT TO MAKE PAYMENT FOR LOCAL SHARE OF PROJ; REQ \$120,000.00 SUPP APPROP FR UNAPPROP BAL OF 4501 (CAPITAL FUND) TO 4501-202048 (CAPITAL FUND - STA - I77-11.50, PID 100290, GP 1268 ORGANIZATION) (OTHER). - PUBLIC PROPERTY CAPITAL IMPROVEMENT & FINANCE COMMITTEES
469. MAYOR BERNABEI: AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS PURSUANT TO CANTON CODIFIED ORDINANCE SEC 105.09 FOR PURCH OF SUPPLY EQUIP; ITEMS, MATERIALS,

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SUPPLIES AND SERVICES DURING 2018; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO PROF SERVICES CONTRACTS PURSUANT TO CANTON CODIFIED ORDINANCE SEC 105.10 FOR APPLICABLE PROF SERVICES DURING 2018; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACTS PURSUANT TO ORC SEC 735.05 WITH QUALIFIED NONPROFIT AGENCIES AS DEFINED BY ORC SECS 4115.31 TO 4115.35 FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES DURING 2018; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACTS FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES DURING 2018 UTILIZING ANY PURCH PROCESS AUTHORIZED BY EITHER ORC OR CANTON CODIFIED ORDINANCES; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CHANGE ORDERS AND/OR CONTRACT AMENDMENTS FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES DURING 2018; AUTHORIZE SAID CONTRACTS TO BE MULTIPLE YR CONTRACTS AND/OR CONTAIN RENEWAL PROVISIONS WHERE REQUIRED OR BENEFICIAL TO CITY; RETROACTIVELY AUTHORIZE AND RATIFY ANY AND ALL ACTIONS TAKEN PRIOR TO EXECUTION OF CONTRACTS FOR PURCH OF SUPPLY EQUIP, ITEMS, MATERIALS, SUPPLIES AND SERVICES DURING 2018 IF SAID ACTIONS WERE TAKEN PRIOR TO 3/1/18; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE

470. MAYOR BERNABEL: REAUTHORIZE ORDINANCES NOT AUTHORIZED BY 2016-2017 COUNCIL; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO COMPLETE CONTRACTS PREVIOUSLY AUTHORIZED BY SAID ORDINANCES; AUTHORIZE LAW DEPT, IN CONJUNCTION WITH APPROPRIATE AUTHORITY, TO MAKE ANY MINISTERIAL CHANGES, SUCH AS CORRECTION OF DATES, PROVIDED CHANGES OR AMENDMENTS DO NOT INVOLVE ADDITIONAL COSTS OR RESULT IN SUBSTANTIVE CHARGES; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
471. PLANNING COMMISSION: REQ ZONE CHANGE AT 1120 15TH ST NW (PARCEL 280008) AKA FORMER LEHMAN HIGH SCHOOL BLDG FR R-1A (SINGLE FAMILY RESIDENTIAL) TO PR-4 (PLANNED MULTI-FAMILY RESIDENTIAL) FOR USE AS SENIOR APTS AND FAMILY TOWNHOMES, WARD 1. - JUDICIARY COMMITTEE
472. PLANNING COMMISSION: APPROVE WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR HOF VILLAGE #4 ANNEX (HOFV-HALL OF FAME VILLAGE DISTRICT, WARD 7). - ANNEXATION COMMITTEE
473. PLANNING COMMISSION: APPROVE WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR 4111 LOUISVILLE ST-MAHONING INDUSTRIAL PARK ANNEX (I-1 LIGHT INDUSTRIAL, WARD 6). - ANNEXATION COMMITTEE
474. PLANNING COMMISSION: APPROVE WARD ASSIGNMENT AND ZONING CLASSIFICATION FOR 4229 4TH ST NW ANNEX (B-2 NEIGHBORHOOD BUSINESS, WARD 3).

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- ANNEXATION COMMITTEE

475. PLANNING COMMISSION: REQ ZONE CHANGE AT 617 MCKINLEY AVE SW (PARCELS 280007, 280082 & 280083) FR R-1A (SINGLE FAMILY RESIDENTIAL) TO PR-4 (PLANNED MULTI-FAMILY RESIDENTIAL FOR USE AS PERMANENT SUPPORTIVE HOUSING, WARD 4. - JUDICIARY COMMITTEE
476. PLANNING COMMISSION: APPROVE REPLAT OF LOTS 16752, 16753 & 16754, AKA TAX PARCELS 243194, 228819 & 228962, WARD 1 (1200 BLOCK OF 11TH ST NW FOR ATTY WILLIAM DEMSKY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
477. PLANNING COMMISSION: APPROVE REPLAT OF LOTS 35611, 35612 & 35613, AKA TAX PARCELS 302398, 304405, 304404 & 302400, WARD 6 (2900 BLOCK OF SAHARA AVE NE FOR ROY BROWN & STEVE CAMACHO). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
478. TREASURER PEREZ: REPORT OF 11/30/17 BANK RECONCILIATIONS AND CITY'S OUTSTANDING INVESTMENTS AS OF 11/30/17. - RECEIVED & FILED
479. TREASURER PEREZ: COMPARATIVE REPORT OF CASH RECEIPTS FR 1/1/17 TO 11/30/17. - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING.

PRESIDENT SCHULMAN: We now turn to, uh, First Reading Ordinances and Ordinances for their First Reading... *(Inaudible)*.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #1 THROUGH #7 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- #1. (1ST RDG) **ADOPTED AS ORDINANCE NO. 270/2017** A RESOLUTION OBJECTING TO THE RENEWAL OF TWO LIQUOR PERMITS LOCATED WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY (RUBY SALOON, 2548 WINFIELD WAY NE, WARD 6; HOOCH'S PUB, 1533 CLEVELAND AVE SW, WARD 5)
Referred to Judiciary Committee
- #2. (1ST RDG) **ADOPTED AS ORDINANCE NO. 271/2017** AN ORDINANCE AMENDING TITLE THREE - LICENSING CONTRACTORS OF PART THIRTEEN, BUILDING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON BY THE ADDITION OF CHAPTER 1312, GENERAL CONSTRUCTION
Referred to Judiciary Committee
- #3. (1ST RDG) **ADOPTED AS ORDINANCE NO. 272/2017** AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENT WITH THE STATE OF OHIO FOR

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THE ACCEPTANCE OF THE JUSTICE REINVESTMENT GRANT; AUTHORIZING THE AUDITOR TO CREATE THE 2799 JUSTICE REINVESTMENT GRANT-PRETRIAL SERVICE FUND; AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$285,301.00 SUPP APPROP FR UNAPPROP BAL OF 2799 701001 JUSTICE REINVESTMENT GRANT -PRETRIAL SERVICES FUND TO 2799 701001 JUSTICE REINVESTMENT GRANT - PRETRIAL SERVICES - PERSONNEL)

Referred to Finance Committee

- #4. (1ST RDG) **ADOPTED AS ORDINANCE NO. 273/2017** AN ORDINANCE AMENDING ORDINANCE NO. 248/2014; AND DECLARING THE SAME TO BE AN EMERGENCY (ECONOMIC GROWTH INITIATIVE PROG WITH STOLLE MACHINERY)
Referred to Community & Economic Development Committee
- #5. (1ST RDG) **ADOPTED AS ORDINANCE NO. 274/2017** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$59,474.70 SUPP APPROP FR UNAPPROP BAL OF 2789 2012 COPS HIRING PROG GRANT FUND TO 2789 102001 POLICE ADMIN - OTHER; \$59,474.70 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN - OTHER; \$59,474.70 INTER-FUND TRF FR 1001 102001 POLICE ADMIN - TRF OUT TO 2789 102001 POLICE ADMIN - TRF IN)
Referred to Finance Committee
- #6. (1ST RDG) **ADOPTED AS ORDINANCE NO. 275/2017** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$24,237.68 APPROP TRF FR 1001 101001 SAFETY DIRECTOR ADMIN - PERSONNEL, \$68,097.33 APPROP TRF FR 1001 102001 POLICE - ADMIN - PERSONNEL, \$13,000.00 APPROP TRF FR 1001 102040 POLICE - VICE - PERSONNEL, \$59,145.73 APPROP TRF FR 1001 102050 POLICE - PATROL- PERSONNEL, \$3,532.32 APPROP TRF FR 1001 102070 POLICE TRAINING - PERSONNEL, \$15,867.40 APPROP TRF FR 1001 102080 POLICE - TRAFFIC - PERSONNEL, \$15,000.00 APPROP TRF FR 1001 102501 SCHOOL POLICE ADMIN - PERSONNEL, \$80,119.54 APPROP TRF FR 1001 103501 CENTRAL COMMUNICATION ADMIN - PERSONNEL TO 1001 103001 FIRE ADMIN - PERSONNEL - \$279,000.00; \$100.00 APPROP TRF FR 5410 201001 SERVICE DIRECTOR ADMIN - PERSONNEL TO 5410 202020 URBAN FORESTRY - PERSONNEL; \$676.50 ADDT'L APPROP FR UNAPPROP BAL OF FUND 2353 SWIMMING POOL TO 2353 301001 HEALTH - ADMIN - PERSONNEL; \$25,000.00 APPROP REDUCTION FR 1153 501001 MAYOR - ADMIN - OTHER TO UNAPPROP BAL OF FUND 1153 HISTORIC ONESTO PROJ LOAN FUND; \$47,406,130.64 APPROP REDUCTION FR 5442 206054 WRF PHOSPHORUS (CONSTRUCTION) - OTHER TO UNAPPROP BAL OF FUND

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5442 WRF PHOSPHORUS PROJ FUND; \$809,689.62 APPROP REDUCTION FR 7502 801001 AUDITOR - ADMIN - OTHER TO UNAPPROP BAL OF FUND 7502 PAYROLL CLEARING FUND)

Referred to Finance Committee

- #7. (1ST RDG) **ADOPTED AS ORDINANCE NO. 276/2017** AN ORDINANCE AUTHORIZING THE CITY OF CANTON TO ACCEPT THE DONATION OF REAL PROPERTY FROM THE CANTON COMMUNITY IMPROVEMENT CORPORATION; AND DECLARING THE SAME TO BE AN EMERGENCY (GEORGETOWN RD NE)
Referred to Community & Economic Development Committee

CLERK DOUGHERTY: We'll now go into recess with the Committees. You are in recess.

(COUNCIL RECESSED AT 7:16 PM FOR THE FINANCE COMMITTEE TO DISCUSS O#3, O#5 & O#6; RECONVENED AT 7:19 PM)

(COUNCIL RECESSED AT 7:19 PM FOR THE COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE TO DISCUSS O#4 & O#7; RECONVENED AT 7:21 PM)

(COUNCIL RECESSED AT 7:21 PM FOR THE JUDICIARY COMMITTEE TO DISCUSS O#1 & O#2; RECONVENED AT 7:27 PM)

PRESIDENT SCHULMAN: Council will reconvene after its recess. Leader.

MEMBER SMITH: Mr. President, I move we suspend Rule 22A to place Ordinances 1, 2, 3, 4, 5, 6, and 7 back on this evening's agenda.

MEMBER BABCOCK: Second.

CLERK DOUGHERTY: It's been moved and seconded to get all the Ordinances, 1 thru 7, back on this evening's agenda. Roll Call.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

PRESIDENT SCHULMAN: Ordinances 1 thru 7 are a legal part of your agenda. Move to second...

MEMBER SMITH: Mr. President, I move we suspend the Statutory Rules on Ordinances 1, 2, 3, 4, 5, 6, and 7.

MEMBER BABCOCK: Second.

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

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NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

PRESIDENT SCHULMAN: Motion carries. You've heard the readings, Leader.

MEMBER SMITH: Mr. President, I move we adopt Ordinance #1.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #1. Any remarks? Roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#1 ADOPTED AS ORDINANCE NO. 270/2017

PRESIDENT SCHULMAN: Motion carries. Ordinance #1 is adopted.

MEMBER SMITH: No, Mr... *(Inaudible)*.

PRESIDENT SCHULMAN: Okay.

MEMBER SMITH: Mr.... Mr....Mr. President, I move we amend Ordinance #1 per the copy that all members of Council have in front of them.

MEMBER BABCOCK: Second.

CLERK DOUGHERTY: No, no...excuse me, that was a mistake. We aren't amending #1.

MEMBER SMITH: Okay. Oh, that was a mistake? Oh, okay. Now y'all got me reading mistakes. Okay.

CLERK DOUGHERTY: The amendment's going on #9.

MEMBER SMITH: Okay.

PRESIDENT SCHULMAN: Amendment on #9.

CLERK DOUGHERTY: Once we get there, so.

MEMBER SMITH: Okay, Mr. President. I move we adopt Ordinance #2.

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MEMBER BABCOCK. Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #2. Any remarks?
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#2 ADOPTED AS ORDINANCE NO. 271/2017

PRESIDENT SCHULMAN: Ordinance #2 is adopted. Ordinance 3.

MEMBER SMITH: Mr. President, I move we adopt Ordinance #3.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #3. Any remarks under this Ordinance? Hearing none, roll call vote please Mr. Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#3 ADOPTED AS ORDINANCE NO. 272/2017

PRESIDENT SCHULMAN: Ordinance #3 has been adopted. Ordinance 4, please.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas on Ordinance 4, Mr. President.

#4 ADOPTED AS ORDINANCE NO. 273/2017

PRESIDENT SCHULMAN: Ordinance #4 is adopted. Ordinance 5, please.

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MEMBER SMITH: Mr. President, I move we adopt Ordinance #5.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #5. Any remarks?
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#5 ADOPTED AS ORDINANCE NO. 274/2017

PRESIDENT SCHULMAN: Ordinance uh...

CLERK DOUGHERTY: 5.

PRESIDENT SCHULMAN : ...5 is adopted. Ordinance 6, please.

MEMBER SMITH: Mr. President, I move we adopt Ordinance #6.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #6. Any remarks?
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#6 ADOPTED AS ORDINANCE NO. 275/2017

PRESIDENT SCHULMAN: Ordinance #6 is adopted. Ordinance 7.

MEMBER SMITH: Mr. President, I move we adopt Ordinance #7.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #7. Any remarks?
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

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CLERK DOUGHERTY: Eleven yeas, Mr. President.

#7 ADOPTED AS ORDINANCE NO. 276/2017

PRESIDENT SCHULMAN: Ordinance #7 is adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: We now turn to Ordinance uh... and Formal Resolutions for their Second Reading, Mr. Clerk.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #8 THROUGH #10 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS (O#8, AND O#10 ADOPTED, O#9 ADOPTED AS AMENDED ON 2ND READING):

- #8. (2ND RDG) **ADOPTED AS ORDINANCE NO. 277/2017** AN ORDINANCE ADOPTING TEMPORARY APPROPRIATIONS FOR THE OPERATING AND CAPITAL EXPENDITURES OF THE CITY OF CANTON, OHIO, FOR FISCAL YEAR 2018; AND DECLARING THE SAME TO BE AN EMERGENCY
- #9 (2ND RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 278/2017** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH THE STARK COUNTY PUBLIC DEFENDER COMMISSION FOR THE PROVISION OF LEGAL SERVICES TO INDIGENTS; AND DECLARING THE SAME TO BE AN EMERGENCY
- #10 (2ND RDG) **ADOPTED AS ORDINANCE NO. 279/2017** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO RECEIVE THE 2017 COPS HIRING PROGRAM GRANT IN THE ESTIMATED AMOUNT OF \$1,000,000.00; AUTHORIZING THE AUDITOR TO CREATE THE 2784 2017 COPS HIRING GRANT FUND; AND DECLARING THE SAME TO BE AN EMERGENCY

CLERK DOUGHERTY: Leader.

MEMBER SMITH: Mr. President, I move we suspend Statutory Rules for Ordinances #8, 9, and 10.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules for Ordinances 8, 9, and 10. Any 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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PRESIDENT SCHULMAN: Motion carries. Uh, You've heard the three readings.

CLERK DOUGHERTY: You have the three readings, Leader.

MEMBER SMITH: Mr. President, I move that we adopt Ordinance #8.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 8. Any remarks?
Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#8 ADOPTED AS ORDINANCE NO. 277/2017

PRESIDENT SCHULMAN: Ordinance #8 is adopted. Ordinance #9, please.

MEMBER SMITH: Mr. President, I move that we adopt Ordinance #9.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #9. Any remarks? Hearing none, roll call vote please. What? What?

CLERK DOUGHERTY: #9 has to be amended. Amendment on #9.

MEMBER SMITH: Mr. President, I move to adopt Ordinance #9...

PRESIDENT SCHULMAN: It's been moved and seconded to that you...

CLERK DOUGHERTY: No.

PRESIDENT SCHULMAN: No.

CLERK DOUGHERTY: You've got to move to...to amend #9, please.

PRESIDENT SCHULMAN: Moved and seconded to amend #9.

CLERK DOUGHERTY: Move to amend Ordinance 9.

MEMBER SMITH: Mr. President, I move to amend Ordinance #9.

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MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to amend Ordinance #9. Any remarks? Hearing none...

CLERK DOUGHERTY: Voice Vote.

PRESIDENT SCHULMAN: Voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

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

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

CLERK DOUGHERTY: Ordinance #9 as amended.

MEMBER SMITH: Okay.

PRESIDENT SCHULMAN: Sorry, Ordinance 9, as amended.

MEMBER SMITH: Okay, I move we adopt Ordinance #9, as amended.

MEMBER BABCOCK: Second.

AMENDMENT

Pursuant to Rule 36, I move to amend the caption and Section 1 of Agenda Item No. 9 to read "Mayor or Director of Public Service".

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #9, as amended. Any remarks? Hearing none... Yes, I'm sorry.

LAW DIRECTOR MARTUCCIO: Mr. President.

PRESIDENT SCHULMAN: Yes.

LAW DIRECTOR MARTUCCIO: As indicated during the Committee Meetings, the amendment is to authorize the Mayor or the Service Director to enter into contract with the Stark County Public Defender Commission for a very reasonable price that has remained the same for 15 years. Thank you.

PRESIDENT SCHULMAN: Thank you. All those...anyone else? All those in favor, signify by saying aye. Those opposed no. The Motion carries. Leader.

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MEMBER SMITH: Mr. President, I move we adopt Ordinance #9, as amended.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #9, as amended. Any remarks as amended? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#9 ADOPTED AS AMENDED AS ORDINANCE NO. 278/2017

PRESIDENT SCHULMAN: Thank you. Ordinance #9 is adopted. Ordinance 10.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#10 ADOPTED AS ORDINANCE NO. 279/2017

PRESIDENT SCHULMAN: Motion carries. Ordinance 10 is adopted. Ordinance 11, please. There is no 11.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: We are now on...

CLERK DOUGHERTY: Yeah, we're on 11...

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK DOUGHERTY TO READ THE FOLLOWING ORDINANCES #11 THROUGH #16 FOR THE THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

#11. (3RD RDG) **ADOPTED AS ORDINANCE NO. 280/2017** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A DEVELOPMENT AGREEMENT, AN OPERATIONS & MAINTENANCE AGREEMENT, AND ALL OTHER NECESSARY AGREEMENTS RELATED TO

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THE JOHNSON CONTROLS HALL OF FAME VILLAGE; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #11. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#11 ADOPTED AS ORDINANCE NO. 280/2017

PRESIDENT SCHULMAN: Motion carries. Ordinance #11 is adopted. We now turn to Ordinances and Resolutions...er...I'm sorry...

CLERK DOUGHERTY: #12.

PRESIDENT SCHULMAN: Pardon.

CLERK DOUGHERTY: Ordinance #12.

PRESIDENT SCHULMAN: Oh, I'm sorry. Ordinance 12.

#12. (3RD RDG) **ADOPTED AS ORDINANCE NO. 281/2017** AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE BY THE CITY OF CANTON IN ANTICIPATION OF THE COLLECTION AND PAYMENT OF INCOME TAXES, GENERAL PROPERTY TAXES, AND MISCELLANEOUS OTHER SOURCES TO THE CITY OF CANTON; DECLARING THE NECESSITY OF THE ISSUANCE OF SAID NOTE PROCEEDS WHICH WILL BE USED FOR THE PAYMENT OF CURRENT EXPENDITURE AND OPERATION EXPENSES; AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$2,000,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 801001 ANTICIPATORY NOTE - OTHER)

PRESIDENT SCHULMAN: Leader.

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

MEMBER BABCOCK: Second.

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PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #12. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#12 ADOPTED AS ORDINANCE NO. 281/2017

PRESIDENT SCHULMAN: Motion carries. Ordinance #12 is adopted. Ordinance #13, please. I think that's right, isn't it?

CLERK DOUGHERTY: Yes.

#13. (3RD RDG) **ADOPTED AS ORDINANCE NO. 282/2017** AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$4,160.00 TO HABITAT FOR HUMANITY EAST CENTRAL OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY (DEMO OF GARAGE @ 2241 16TH ST NE)

PRESIDENT SCHULMAN: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #13. Any remarks? Hearing none...

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER HAWK: Thank you sir. I'm going to support this and vote for it, but I did receive an itemized thing from Mr. Williams. I read this and I thought that this was probably one of the craziest billing systems I've ever seen. I mean this guy's billed us for everything except breathing air. It did cost us \$4,100.00 to drop a garage, but I'm going to support it, I just think we need to be more careful or some of these contracts will be back soon. We used to tear houses down for this kind of money. So, that's my only comment. I will support it though. Thank you.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK DOUGHERTY: Eleven yeas, Mr. President.

MINUTES OF THE MEETING DECEMBER 18, 2017**#13 ADOPTED AS ORDINANCE NO. 282/2017**

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

CLERK DOUGHERTY: Ordinance 14.

PRESIDENT SCHULMAN: 14, sorry.

#14. (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 283/2017** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 801001 AUDITOR - ADMIN - OTHER; \$500,000.00 INTER FUND TRF FR 1001 801001 AUDITOR - OTHER TO 6017 201001 SERVICE DIRECTOR - OTHER)

PRESIDENT SCHULMAN: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #14. Any remarks?

MEMBER SMITH: Mr. President, I move to amend Ordinance #14 per a copy all Council Members have in front of them.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to amend Ordinance #14 by virtue of the copy before each Member of Council. Any remarks? Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: They ayes have it. Leader.

MEMBER SMITH: Mr. President, I move we adopt Ordinance #14, as amended.

MEMBER BABCOCK: Second.

AMENDMENT

Pursuant to Rule 36, I move to amend Agenda Item No. 14 by changing the dollar amount in all four references in Section 1 from "\$500,000.00" to "\$1,750,000.00".

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #14, as amended. Any remarks? Hearing none, roll call vote please.

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NO REMARKS

ROLL CALL 11 YEAS, 0 NAY

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#14 ADOPTED AS AMENDED AS ORDINANCE NO. 283/2017

PRESIDENT SCHULMAN: Motion carries, and the Ordinance is adopt...is amended as adopted. We turn now to 15.

#15. (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 284/2017** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 41/2017; AND DECLARING THE SAME TO BE AN EMERGENCY (\$30,000.00 SUPP APPROP FR UNAPPROP BAL OF 6023 COMPENSATED ABSENCE CLAIM FUND TO 6023 801001 AUDITOR - ADMIN - PERSONNEL)

PRESIDENT SCHULMAN: Leader.

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

MEMBER BABCOCK: Second.

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

CLERK DOUGHERTY: We'll need to amend that one please.

PRESIDENT SCHULMAN: Sorry, there's an amend... Sorry, there's a motion to amend.

MEMBER SMITH: Mr. President, I move to amend Ordinance #15 per a copy all Council Members have in front of them.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: All those in favor signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

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

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

MEMBER BABCOCK: Second.

AMENDMENT

Pursuant to Rule 36, I move to amend Section 1 of Agenda Item No. 15 to change the dollar amount from "\$30,000.00" to "\$80,000.00".

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PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #15, as amended. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAY

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#15 ADOPTED AS AMENDED AS ORDINANCE NO. 284/2017

PRESIDENT SCHULMAN: Ordinance #15 is adopted. Ordinance 16, please...as amended, sorry.

#16. (3RD RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 285/2017** AN ORDINANCE SUSPENDING AUTOMATIC WAGE INCREASES FOR ALL CITY MANAGEMENT AND NON-BARGAINING UNIT PERSONNEL AND ELECTED OFFICIALS FOR 2018; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 16. Any remarks?

MEMBER SMITH: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER SMITH: I move to amend Ordinance #16 per a copy that all Council Members have in front of them.

MEMBER BABCOCK: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to amend Ordinance 16 by virtue of the uh...voice vote. Any remarks? Hearing none, roll call vote...er no...hearing none, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

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

MEMBER SMITH: Mr. President, I move we adopt Ordinance #16, as amended.

MEMBER BABCOCK: Second.

MINUTES OF THE MEETING DECEMBER 18, 2017**AMENDMENT**

Pursuant to Rule 36, I move to amend Agenda Item No. 16 by adding an "s" to the word "Ordinance" in Section 3 and adding the word and numbers "and 192/2017" after the numbers "95/2016".

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #16, as amended. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAY

CLERK DOUGHERTY: Eleven yeas, Mr. President.

#16 ADOPTED AS AMENDED AS ORDINANCE NO. 285/2017

PRESIDENT SCHULMAN: Ordinance 16?

CLERK DOUGHERTY: Yep, we adopted 16.

PRESIDENT SCHULMAN: Ordinance 16, as amended, is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

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

CLERK DOUGHERTY: There are none.

PRESIDENT SCHULMAN: There are none. Congratulations.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: And now we turn to...any remarks?

CLERK DOUGHERTY: I have something...

PRESIDENT SCHULMAN: Yes.

DEPUTY MAYOR WILLIAMS: Mr. President. Um...many Council Members have been asking about Union Metal and I have a letter that we received as of December 14th, and I'd just like to read it to Council. *(Clears throat...excuse me)*. "Dear Mayor Bernabei, this letter is to notify you that in the coming months, Union Metal Corporation may permanently lay off approximately 339 employees, located at it's 1432 Maple Ave. NE, Canton, Ohio 44705 location. And it is anticipated that the entire plant ultimately will be closed sometime during 2018. Separations began on December 11, 2017, and are expected to continue through the upcoming weeks. The anticipated schedule for such separations is that approximately 25 employees will be separated per week for the next 4 to 8 weeks. Attached as Exhibit A, please find a list of the job titles of positions to be affected and the number of affected employees in each classification. *(Clears throat...excuse me)*. Bumping rights exist for bargaining unit employees, but do not for non-bargaining unit employees. The union representing the affected bargaining unit employees is the USW9094, whose President is Tim Lynn. If you have any questions or require additional information about the above, please contact me." This was delivered by Guy Pietra, Vice President of Operations and Human Resources. Uh, our staff met with Union

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Metal today. Uh, we are trying to work with them. We also talked to our partners at the State, Team (*Inaudible*) and Jobs Ohio, to try to see what we can do, within our power, to...to save these jobs. We'll absolutely keep Council informed of what transpires. Thank you.

PRESIDENT SCHULMAN: Thank you. Well, that's sad news, but, we...we've had sad news before and we've overcome it. I think we've done our best and obviously the people in our community will do their best. Any uh, other remarks?

MEMBER MARIOL: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER MARIOL: I just wanted to comment, uh, it's been a great pleasure, getting to work next to...uh, Member Harmon. And it didn't take long to find out why he's been in public service for so long. And I've learned a lot from you over the past two years and I have enjoyed it. And I'll look back and I'll enjoy the time I had working with you. Thank you.

PRESIDENT SCHULMAN: Thank you.

LAW DIRECTOR MARTUCCIO: Mr. President.

PRESIDENT SCHULMAN: Yes.

LAW DIRECTOR MARTUCCIO: Thank you Mr. President. A couple of notes, first of all, I want to echo Atty. MacDougall and thank all of you on Council for recognizing the extremely hard work and dedication that went into negotiating some very difficult agreements by the Administration, the Mayor's cabinet, his department heads did a fine job, and all the others involved, thank you. Uh, secondly, I wanted to congratulate all of the Members of this Council for completing a new term. Uh, soon to be like the Phoenix, dissolving and coming up out of the ashes again, with one new Member, and I congratulate all of you and Corey Minor Smith on the next term. But, I want to conclude by saying to Member Harmon, thank you. You were a role model in terms of working with our office, in terms of due diligence. As an example, Member Harmon brought to bear, his private and public experience in, in one instance I can think of immediately, and that's bringing us into a state-of-the-art Parking Ordinance. Um, he brought to bear all sorts of great information from other areas, from his experience as Clerk of Courts and uh, was very patient, very diligent in working with us, very thoroughly in achieving a very helpful, to this city, state-of-the-art ordinance. But he was typical of our experiences with you as partner, where you were extremely courteous and diligent and I'll miss working with you. I wish you the best in this next chapter of life, as you conclude this most recent chapter of life. To you and your lovely wife, and your family, and uh, your friends that are your support group, happy holidays! And as Charles Dickens' Tiny Tim observed, God bless us, everyone! (*Applause*).

PRESIDENT SCHULMAN: Yes.

MEMBER SMUCKLER: Mr. President. Um...Tom Harmon has a problem with Rule 22A. For those of you that don't know, I've sat here now for two years and listened to him complain to me, what does Rule 22A mean? Now, I've sort of ignored him because...(*Laughter*)...there's a reason I've ignored him. Because when Tom and I talk, based on his hearing, it's usually very loudly. And based on that, several months ago Tom sat

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here and said to me, “Uh, we’re passing a Resolution tonight, commending a hearing specialist”, and I said, “Do you know him?” He says, “Yeah, that’s my hearing doctor.” And I said, “I think I’m going to regret this vote.” I did pass that Resolution with Tom and the one thing you can always count on from Tom is his friendship. As most of you know, I’ve had a very trying year and it doesn’t matter whether I’ve been at home, in the hospital, or here, or any other year, Tom has always been there for me. And I think that can be said for everyone around the circle, here. Um, I can never express my gratitude for the amount of times where I’ve got the opportunity to call Tom and say, “help”, and God, he’s always been there. I hope some of you have had that pleasure and I’m always looking forward to another opportunity with Tom because we’ve already made plans for this summer to take in, what him and I are very fond of...uh...baseball in New York. Thank you. *(Applause)*.

PRESIDENT SCHULMAN: Tom, you are a stud! *(Laughter)*. You are amazing. You do everything. You help everybody. You have helped the whole community, uh, in remarkable ways, so we are really going to miss you. I’m going to miss you because I like seeing that face, but I’m sure we’ll see each other soon. But you have been spectacular and we can’t thank you and your bride enough, for all the things you’ve done for this community. And I mean all the things, not just here. You’ve done just a remarkable job. So proud and thank you again. Anyone else? Yes.

MAYOR BERNABEI: And uh, to Tom, who was a very, very close friend. We keep following around each, or following each other, like in circle at different times, to dear Carlene, his wonderful wife, we wish you well, and uh, make this your final decision, not to re-enter public life. *(Laughter)*. And thank you so very much for the opp...on my behalf, but also on behalf of the entire cabinet, uh, for your excellence at the City Council. Thank you.

MEMBER HARMON: Thank you.

PRESIDENT SCHULMAN: Okay, anything else?

CLERK DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes.

CLERK DOUGHERTY: I too want to thank Tom for all your hard work and dedication and always your support for the staff. We really appreciate that.

QUOTE FOR THE WEEK

CLERK DOUGHERTY: And I have a...if you need some Christmas gift suggestions, I have them here for you. From Author, Oren Arnold, who says, “*Christmas gift suggestions: To your enemy, forgiveness. To an opponent, tolerance. To a friend, your heart. To a customer, service. To all, charity. To every child, a good example. To yourself, respect.*” Merry Christmas. *(Applause)*.

MEMBER SMITH: Mr. President, Merry Christmas to all, and the meeting is adjourned.

MEMBER BABCOCK: Second.

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

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NO REMARKS

ROLL CALL 9 YEAS, 2 NAYS

CLERK DOUGHERTY: Nine yeas, two nays, Mr. President.

PRESIDENT SCHULMAN: (*Gavel falls*). Happy holidays, everyone. We love you.

ADJOURNMENT TIME: 7:55 PM

ATTEST: DECEMBER 20, 2017
DAVID R. DOUGHERTY
CLERK OF COUNCIL

APPROVED:
ALLEN SCHULMAN
PRESIDENT