

**MINUTES OF THE MEETING NOVEMBER 30, 2020**

PRESIDENT SHERER: (*Gavel falls*) Good evening, ladies and gentlemen, and welcome to Canton City Council. Council Members, please make sure that you have your earbuds in, and if everyone in the audience could please turn your cell phones to vibrate. And we are encouraging social distancing... distancing here in Council Chambers. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please, Mr. Clerk.

12 COUNCIL MEMBERS PRESENT: (WILLIAM SMUCKLER, JAMES BABCOCK, CHRISTINE SCHULMAN, GREG HAWK, BRENDA KIMBROUGH, JASON SCAGLIONE, CHRIS SMITH, ROBERT FISHER, KEVIN HALL, JOHN MARIOL, PETER FERGUSON & FRANK MORRIS)

TWELVE COUNCIL MEMBERS PRESENT. (MEMBERS SCHULMAN, KIMBROUGH, FISHER, MARIOL & MORRIS APPEARED VIA VIDEOCONFERENCE)

CLERK DOUGHERTY: Twelve present, Mr. President.

PRESIDENT SHERER: Tonight's invocation will be given by Council Member-at-Large, Christine Schulman. If you would all please stand and remain standing for the Pledge of Allegiance.

*The regular meeting of Canton City Council was held on November 30, 2020 at 7:00 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 Council Member-at-Large, Christine Schulman. The Pledge of Allegiance was led by President Sherer. (Note: Voices were not in sync during the Pledge of Allegiance and there were brief delays) (Laughter)*

PRESIDENT SHERER: We have a slight delay. Thank you, Member Schulman.

CLERK DOUGHERTY: We should wait till they start talking, and then... (*chuckles*).

**AGENDA CORRECTIONS AND CHANGES**

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

MEMBER SMUCKLER: Mr. President, move Rule 22A be suspended to add 2<sup>nd</sup> Reading of Ordinances 16 to 20 to this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to add 2<sup>nd</sup> Readings to Ordinances 16 through 20 to this evening's Agenda. Are there any remarks? ...Hearing none, roll call vote, please.

CLERK DOUGHERTY: That's not 16 to 20. That would be 21 to 25, please.

MEMBER SCHULMAN: Thought that was wrong, but...

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PRESIDENT SHERER: So...

CLERK DOUGHERTY: 2<sup>nd</sup> Reading Ordinances.

PRESIDENT SHERER: You good?

MEMBER SMUCKLER: I apologize. Please change this to 21 to 25.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's... and once again, it's moved and seconded to suspend Rule 22A to add... to add 2<sup>nd</sup> Readings to Ordinances 21 through 25 to this evening's agenda. Are there any remarks? ...Hearing none, roll call vote please, Mr. Clerk.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 21 through 25 are a legal part of your agenda.

**PUBLIC HEARINGS**

PRESIDENT SHERER: We are now under Public Hearings and we have none for this evening.

**OLD BUSINESS**

PRESIDENT SHERER: We are now under Old Business, and there is no Old Business for this evening.

**PUBLIC SPEAKS**

PRESIDENT SHERER: We are now under Public Speaks and we have two speakers for this evening. Our first speaker is Miss Kimberly Bell.

KIMBERLY BELL: Hello. Kimberly Bell...

PRESIDENT SHERER: Ms. Bell, could you... oh, sorry. Just... by all means.

KIMBERLY BELL: 135 17<sup>th</sup> Street, Canton, Ohio.

PRESIDENT SHERER: Thank you, Miss Bell.

KIMBERLY BELL: You're welcome. I hope everybody had a nice Thanksgiving. I don't have much to complain about today. But, I... I want... as you noticed I... I... I pled allegiance now. Everybody was... has been mad for the last four years, but now I stand up and I salute my flag and say as my (*inaudible*)... my... give my honor to the flag. Before I wasn't. Last year I didn't. I was... everybody was angry last year, the last four years. But, I... I... I got a question and I don't... I know you can't answer this, but last year I was complaining about all the money and the millions of dollars that's on this paper that we come in and we see where the City is

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spending all this money and not one dollar goes to anything I spoke about with... with... um, helping with jobs and the gun violence. It was two gun incidents over the weekend by my house during the holiday, one on 12<sup>th</sup> and... and Logan... 12<sup>th</sup> and... um, um, Plain by a drive through and another one on 30<sup>th</sup> Street. And they got this big thing coming with the Hall of Fame Village and the Centennial Plaza and you think the tourists is gonna come in this city and feel safe being that they know of the gun violence every week that we have? That's a... that's a pet peeve of mine, them guns. I mean, I have five grandkids and I have one male child and that... that... that... that gun violence scares me and I hear it all night by my house. I live right downtown in the city. I don't hear it every night, but I hear it a lot. But we need to find something, some kind of employment. I have a cleaning business. Help me expand my cleaning business. I don't mind employing people that's coming out of the prison system. Been there, done that. I would love to expand my cleaning business and give these people that's coming out of the system a chance. Somebody gave me a chance, that's why I'm where I'm at now, but they need a chance too. My niece, she's coming home soon. I'm still today, from things that happened back in the... the late 90's is still affecting my... me finding housing and a good job. And it's been over 15 years and I still feel the... the pain from those... those... those convictions, and nobody wants to sometimes give me that chance. But I'll talk about it next time.

PRESIDENT SHERER: Thank you, Miss Bell. And our last speaker for this evening is Miss Skylark Bruce. Miss Bruce, could you please step forward and give us your name and residential address, please.

SKYLARK BRUCE: My name is Skylark Bruce and I live at 1242 Worley Avenue NW. At the end of the Canton City Council meeting two weeks ago, three Council Members closed by pleading with anyone who would listen that the Coronavirus is real and is to be taken seriously. I completely agree, which is why my life looks dramatically different today than it did a year ago. If I can help it, the crushing surge on hospitals won't be me or anyone that I sent there. But here is the irony. Viruses are invisible to our eyes. We trust those who know what they're looking at under microscopes to reveal the impact of viruses and bacteria to us. Another thing that is commonly invisible is institutional racism, just as many people claim that that is a hoax or a version of mind control. If it's not blazing in the lawn in a cross shape, it can't be racism, many say. If it doesn't have the shape of a noose, a pie in a tree, it's not deadly to black people, many say. If it's not a literacy test or a poll pass, it can't limit voting, they say. Black people are the experts on how institutional racism affects them far more negatively than anybody else. They are the scientists observing the patterns and reporting to the rest of us what is wrong. The system is meant to be invisible to those it benefits. Racism is sneaky like a virus. The experts, black people, have told us white folks what is wrong and how those of us who are white people can make progress towards fixing it. If we decide we don't care, that's going down in history. No one regarded as our cultural heroes now got there by sitting in meetings listening half-heartedly to members of the public. It takes courage and daring to do the unprecedented. City Council members can take concrete steps like pushing for Nix the Six to reduce police brutality, supporting individual liability insurance for officers and making sure no city employees are guilty of providing poor service to black people. Codes that disproportionately damage black people can be changed. Ignoring COVID 19 does not make it disappear. Same with the racism that is baked into our systems. It takes purposeful effort over time. I know most of you don't have what it takes, but I'm glad to be surprised. Black lives matter.

PRESIDENT SHERER: Thank you, Miss Bruce.

**MINUTES OF THE MEETING NOVEMBER 30, 2020****INFORMAL RESOLUTIONS**

PRESIDENT SHERER: We are now under Informal Resolutions and we have ten for this evening. Mr. Clerk, would you please read Resolution #60 by title.

#60. MAJORITY LEADER SMUCKLER: AUTHORIZE AND DIRECT SERVICE DIRECTOR TO OPEN ONE OR MORE PURCHASE ORDERS IN TOTAL AMOUNT NOT TO EXCEED \$17,041.00 FOR PURCHASE OF SIX (6) ADDITIONAL TOUGHPADS FOR CMMS IMPLEMENTATION (WATER DEPT). – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move... I move we adopt Resolution #60.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #60. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #60 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #60 is adopted. Resolution #61, please.

#61. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MR. DON TARVER TO BOARD OF BUILDING APPEALS COMMENCING 1/1/21 THRU 12/31/23. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #61.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #61. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #61 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #61 is adopted. Resolution #62, please.

#62. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MS. LISA SIMS TO CANTON CONSTRUCTION BOARD COMMENCING 1/1/21 THRU 12/31/23. – ADOPTED

PRESIDENT SHERER: Leader.

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MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #62.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #62. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #62 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #62 is adopted. Resolution #63, please.

#63. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MR. STUART KRAFT TO CANTON CONSTRUCTION BOARD COMMENCING 1/1/21 THRU 12/31/23. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #63.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #63. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #63 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #63 is adopted. Resolution #64, please.

#64. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MR. DONN ANGUS TO STARK COUNTY REGIONAL PLANNING COMMISSION COMMENCING 1/1/21 THRU 12/31/22. – ADOPTED

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #64. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #64 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #64 is adopted. Resolution #65,

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please.

#65. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MR. ERNIE SCHOTT TO FAIR HOUSING COMMISSION COMMENCING 1/1/21 THRU 12/31/25. – ADOPTED

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #65. Are there any re... any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #65 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #65 is adopted. Resolution #66, please.

#66. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MR. HENRY RENFRO TO FAIR HOUSING COMMISSION COMMENCING 1/1/21 THRU 12/31/25. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #66.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #66. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #66 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #66 is adopted. Leader.

MEMBER SMUCKLER: Mr. President...

PRESIDENT SHERER: Oh, I'm sorry, my... I'm jumping the gun here. Resolution #67, please.

#67. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MR. WILLIAM JONES TO FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/21 THRU 12/31/22. – ADOPTED

PRESIDENT SHERER: Leader Smuckler.

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

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MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #67. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #67 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #67 is adopted. Resolution #68, please.

#68. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MS. VIRGINIA JEFFRIES TO FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/21 THRU 12/31/22. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #68.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #68. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #68 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #68 is adopted. Resolution #69, please.

#69. PERSONNEL COMMITTEE: CONFIRMING RE-APPOINTMENT OF MS. LOVIE HAILEY TO FAIR EMPLOYMENT PRACTICES BOARD COMMENCING 1/1/21 THRU 12/31/22. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move to adopt Resolution #69.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #69. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #69 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Resolution #69 is adopted.

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PRESIDENT SHERER: We are 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.***

427. APPLICANT, MICHAEL HOWARD: REQ VACATION OF PORTION OF UNNAMED ALLEY BETWEEN CLARENDON AVE SW AND BEDFORD AVE SW (37.04' SEC 77 FEET SOUTH OF SOUTHERN RIGHT OF WAY LINE OF 15<sup>TH</sup> ST. SW), IN WARD 5. – PLANNING COMMISSION
428. APPLICANT, RON SPENCER: REQ VACATION OF PORTION OF OLIVE PL NE AND AN UNNAMED 10' ALLEY (UNNAMED ALLEYS FROM NORTHERN RIGHT OF WAY LINE OF OLIVE PL NE NORTHERLY TO TERMINUS), IN WARD 9. – PLANNING COMMISSION
429. LAW DIRECTOR BATES: REQ FINAL AUTH TO PREPARE ORD SETTLEMENT IN JONES V. CITY OF CANTON, ET AL, STARK COUNTY COMMON PLEAS COURT CASE NO. 2020CV00890 FOR TOTAL PMT AMT OF \$85,000.00 (ACCIDENT INVOLVING CANTON SANITATION TRUCK). – FINANCE COMMITTEE
430. MAYOR BERNABEI: LTR ADVISING ALL ANNEXATION RESPONSIBILITIES FOR CITY OF CANTON WILL BE ASSIGNED TO DEPUTY MAYOR FONDA WILLIAMS, REPLACING ANNEXATION DIR SAM SLIMAN, EFFECTIVE RETRO 11/20/20. – RECEIVED & FILED
431. MAYOR BERNABEI: LTR ADVISING OF APPTS TO CANTON COMMUNITY IMPROVEMENT CORPORATION (CCIC) AS AUTH PURSUANT TO ARTICLE III, SEC 1 AND 4 OF CODE OF REGULATIONS. – RECEIVED & FILED
432. PLANNING COMMISSION: REQ VACATION OF PART OF A 12' ALLEY AND REPLAT OF VACATED ALLEY AND LOTS 13241, 13242 AND 20480, WARD 5 (FOR MICHAEL AND ANGELA HOWARD, PUB HRG WAIVED). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
433. PLANNING COMMISSION: REQ VACATION OF PART OF OLIVE PL NE AND AN UNNAMED 10' ALLEY AND REPLAT OF LOTS 14157 THRU 14162 AND LOT 43372, AND THE UNNAMED ALLEY BETWEEN OLIVE PL AND OUT LOT 199, WARD 9 (RON SPENCER FOR FPT CANTON LAND, LLC @ 1500 MAPLE AVE NE, PUB HRG WAIVED). – PUBLIC SAFETY & THOROUGHFARES COMMITTEE
434. SERVICE DIRECTOR HIGHMAN: AUTH SERV DIR TO OPEN PURCH ORDER IN AMT OF \$17,041.00 TO COMSOURCE, INC. FOR PURCH OF SIX (6) ADDT'L PANASONIC TOUGHPADS FOR WATER DEPT. – RECEIVED & FILED
435. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO EXTEND WATER MAIN TO GRACE BAPTIST CHURCH IN PLAIN TWP; AUTH MAYOR AND/OR SERV DIR TO ENTER INTO AGMTS INCLUDING EASEMENT AGMTS NECESSARY FOR WATER MAIN



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EXTENSION; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – ENVIRONMENTAL & PUBLIC UTILITIES AND FINANCE COMMITTEES

436. SERVICE DIRECTOR HIGHMAN: AUTH MAYOR AND/OR SERV DIR TO ENTER INTO EASEMENT AGMT WITH EAST OHIO GAS CO DBA DOMINION ENERGY OHIO (DEO) FOR INSTALLATION OF TWO GAS UTILITY PIPE LINES ON CITY PROP; AUTH AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS; EMERGENCY. – ENVIRONMENTAL & PUBLIC UTILITIES AND FINANCE COMMITTEES
437. TREASURER PEREZ: COMPARATIVE RPT OF CASH RECEIPTS AS OF 10/31/20. – RECEIVED & FILED

**ORDINANCES AND FORMAL RESOLUTIONS FOR FIRST READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their First Reading. Mr. Clerk, would you please begin with Ordinance #1.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #1 THROUGH #20 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS (O#16 THROUGH O#20 ADOPTED):***

- O#1. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$35,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL FUND TO 1001 GENERAL FUND – PERSONNEL (FOR CONTINUED OPERATION OF BANKED VACATION PROVISIONAL ACCT)  
Referred to Finance Committee
- O#2. (1<sup>ST</sup> RDG) AN ORDINANCE ADOPTING TEMPORARY APPROPRIATIONS FOR THE OPERATING AND CAPITAL EXPENDITURES OF THE CITY OF CANTON, OHIO, FOR FISCAL YEAR 2021; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#3. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING ORDINANCE NO. 100/2011, AS AMENDED, TO: REMOVE THE DIRECTOR OF PLANNING FROM THE MAYOR’S OFFICE MANAGEMENT AND NON-BARGAINING CLASSIFICATION PLAN AND PLACING IT INTO A NEWLY CREATED DEPARTMENT OF PLANNING AND ZONING AND ADD TO THE NEWLY CREATED DEPARTMENT OF PLANNING AND ZONING THE POSITION OF PLANNING ADMINISTRATOR; AMENDING ORDINANCE NO. 40/2000, AS AMENDED, TO UPDATE THE BARGAINING UNIT CLASSIFICATION PLAN FOR THE DIVISION OF COMMUNITY & ECONOMIC DEVELOPMENT & PLANNING MANAGEMENT; THE SAFETY DIRECTOR’S DEPARTMENT OF CODE ENFORCEMENT AND ESTABLISHING THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL FOR THE

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DEPARTMENT OF PLANNING AND ZONING; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Personnel and Finance Committees

- O#4. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE 3000 8<sup>TH</sup> ST NE ANNEXATION AREA CONTAINING APPROXIMATELY 1.745 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY AS I-1 LIGHT INDUSTRIAL; AND DECLARING THE SAME TO BE AN EMERGENCY (WARD 4)  
Referred to Annexation Committee
- O#5. (1<sup>ST</sup> RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF LOTS 35841, 35842 & 35843; AND DECLARING THE SAME TO BE AN EMERGENCY (RICHARD ABBRUZZI ON BEHALF OF VICTORIA & JACQUELINE BERBELIS AND RICHARD & TRISHA ABBRUZZI, 4801 – 4817 ELLINDA CIR NW, WARD 8)  
Referred to Public Safety & Thoroughfares Committee
- O#6. (1<sup>ST</sup> RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF LOTS 2416 AND 2417; AND DECLARING THE SAME TO BE AN EMERGENCY (TERRENCE HUDSON ON BEHALF OF JESSE HUDSON, 625 O'JAY'S PKWY NE, WARD 2)  
Referred to Public Safety & Thoroughfares Committee
- O#7. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING ORDINANCE NO. 68/2019, THE CLASSIFICATION PLAN FOR MANAGEMENT AND NON-BARGAINING UNIT PERSONNEL; AND DECLARING THE SAME TO BE AN EMERGENCY (HUMAN RESOURCES COORDINATOR)  
Referred to Personnel and Finance Committees
- O#8. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE APPROPRIATE APPOINTING AUTHORITY, DURING CALENDAR YEAR 2021, TO SELL CITY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION PURSUANT TO ORC 721.15(D); AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance and Public Property Capital Improvement Committees
- O#9. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS FOR THE PURCHASE OF ONE (1) SMALL PACKER, ONE (1) BOOM LOADER TRUCK AND ONE ROLL-OFF TRUCK FOR THE SANITATION DEPARTMENT; OR TO ALTERNATIVELY PURCHASE SAID VEHICLES PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Public Property Capital Improvement and Finance Committees

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- O#10. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE A CONSTRUCTION CONTRACT FOR THE BUILDING OF A NEW DECHLORINATION BUILDING FOR THE LAGOONS AT THE CANTON WATER DEPARTMENT'S SUGAR CREEK WATER TREATMENT PLANT; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance and Environmental & Public Utilities Committees
- O#11. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH BURGESS & NIPLE IN AN AMOUNT NOT TO EXCEED \$50,000 FOR DESIGN OF THE BRENTWOOD INTERIOR TANK PAINTING PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY (WATER DEPT)  
Referred to Finance and Environmental & Public Utilities Committees
- O#12. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE CHANGE ORDER #2 AND FINAL WITH HM MILLER CONSTRUCTION COMPANY IN AN AMOUNT NOT TO EXCEED \$26,671.55 FOR THE 4<sup>TH</sup> ST SW SEWER RELOCATION PROJECT, GP 1303; RETROACTIVELY AUTHORIZES ALL ACTIONS TAKEN PRIOR TO THE FINALIZATION OF SAID CHANGE ORDER TO FACILITATE THE PROJECT; AUTHORIZING THE AUDITOR TO PAY ANY MORAL OBLIGATIONS RELATED TO THE SAME; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance and Environmental & Public Utilities Committees
- O#13. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE CHANGE ORDER #3 AND FINAL WITH S.E.T., INC. IN AN AMOUNT NOT TO EXCEED \$17,047.17 FOR THE FAWCETT CT NW DRAINAGE PROJECT, GP 1300; RETROACTIVELY AUTHORIZES ALL ACTIONS TAKEN PRIOR TO THE FINALIZATION OF SAID CHANGE ORDER TO FACILITATE THE PROJECT; AUTHORIZING THE AUDITOR TO PAY ANY MORAL OBLIGATIONS RELATED TO THE SAME; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#14. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE CHANGE ORDER #2 AND FINAL WITH FIRST CHOICE ELECTRIC SOLUTIONS, LLC IN AN AMOUNT NOT TO EXCEED \$6,317.76 FOR THE EAST TUSCARAWAS ELECTRIC VEHICLE CHARGING STATIONS PROJECT, GP 1316; RETROACTIVELY AUTHORIZES ALL ACTIONS TAKEN PRIOR TO THE FINALIZATION OF SAID CHANGE ORDER TO FACILITATE THE PROJECT; AUTHORIZING THE AUDITOR TO PAY ANY MORAL OBLIGATIONS RELATED TO THE SAME; AND DECLARING THE SAME TO BE AN EMERGENCY

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Referred to Finance Committee

- O#15. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING AND CONSENTING TO THE INSTALLATION OF WET REFLECTIVE PAVEMENT MARKINGS ALONG US-62; AND DECLARING THE SAME TO BE AN EMERGENCY (ODOT)  
Referred to Public Safety & Thoroughfares Committee
- O#16. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 224/2020** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$3,878.51 SUPP APPROP FR UNAPPROP BAL OF 2185 URBAN TIF FUND TO 2185 871002 INNOVATION DISTRICT TIF – OTHER) (HISTORIC ONESTO TIF)  
Referred to Finance Committee
- O#17. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 225/2020** AN ORDINANCE VACATING A PORTION OF ROBIN COURT SE; APPROVING AND ACCEPTING THE REPLAT OF PART OF OUT LOTS 297, 305, 306 AND 307; AND DECLARING THE SAME TO BE AN EMERGENCY (SARTA & SMHA, 1600 GATEWAY BLVD SE NORTH TO SHERRICK RD SE, WARD 4)  
Referred to Public Safety & Thoroughfares Committee
- O#18. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 226/2020** AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF LOTS 41838, 41839 AND OUT LOT 991; AND DECLARING THE SAME TO BE AN EMERGENCY (HERB KOHLER ON BEHALF OF COURIS HOLDINGS LLC, 1200 BLOCK OF 3<sup>RD</sup> ST SW, WARD 4)  
Referred to Public Safety & Thoroughfares Committee
- O#19. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 227/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO AUTHORIZE PAYMENT TO DEBORAH HOUESHELL FOR TEN DAYS OF UNUSED VACATION IN CALENDAR YEAR 2020 EXEMPTING THE TIME FRAME REQUIREMENTS OF CANTON CODIFIED ORDINANCE SECTION 151.07(H); AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance and Personnel Committees
- O#20. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 228/2020** AN ORDINANCE AUTHORIZING THE SETTLEMENT OF SAMUEL JONES V. CITY OF CANTON, ET AL; AND DECLARING THE SAME TO BE AN EMERGENCY (TOTAL PMT AMT OF \$85,000.00; ACCIDENT INVOLVING CANTON SANITATION TRUCK AND PLAINTIFF)  
Referred to Finance Committee

CLERK DOUGHERTY: Mr. President.

**MINUTES OF THE MEETING NOVEMBER 30, 2020**

PRESIDENT SHERER: At this time, the Chair would declare an in-house recess for Finance, Public Safety & Thoroughfares and Personnel Committees... Commit... Personnel Committees to meet in regards to Ordinances 16 through 20 on your agenda this evening. You are now in recess.

***(COUNCIL RECESSED AT 7:23 PM FOR THE FINANCE, PUBLIC SAFETY & THOROUGHFARES AND PERSONNEL COMMITTEES TO DISCUSS O#16 THROUGH O#20; RECONVENED AT 7:29 PM)***

PRESIDENT SHERER: Council is reconvening after the recess. Leader.

MEMBER SMUCKLER: Mr. President, I now move to 20... have Rule 22A be suspended to add Ordinances 16 through 20 back to the agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to place Ordinances 16 through 20 back on this evening's agenda. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 16 through 20 are a legal part of your agenda. Leader.

MEMBER SMUCKLER: Mr. President, I move that we suspend State Statute of Ordinances 16 through 20 for... um, third readings. *(Brief pause)*

PRESIDENT SHERER: Yeah, we're good.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend the... the Statutory Rules on Ordinances 16 through 20. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SHERER: You've heard the three readings. Leader.

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

MEMBER BABCOCK: Second.

**MINUTES OF THE MEETING NOVEMBER 30, 2020**

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #16. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#16 ADOPTED AS ORDINANCE NO. 224/2020**

PRESIDENT SHERER: The motion carries and Ordinance #16 is adopted. Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #17. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#17 ADOPTED AS ORDINANCE NO. 225/2020**

PRESIDENT SHERER: The motion carries and Ordinance #17 is adopted. Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #18. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#18 ADOPTED AS ORDINANCE NO. 226/2020**

PRESIDENT SHERER: The motion carries and Ordinance #18 is adopted. Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #19. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

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NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#19 ADOPTED AS ORDINANCE NO. 227/2020**

PRESIDENT SHERER: The motion carries and Ordinance #19 is adopted. Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #20. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#20 ADOPTED AS ORDINANCE NO. 228/2020**

PRESIDENT SHERER: The motion carries and Ordinance #20 is adopted.

**ORDINANCES AND FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Second Reading. Mr. Clerk, would... would you please begin with Ordinance #21.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #21 THROUGH #25 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

O#21. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING ORDINANCE NO. 100/2011, AS AMENDED, TO ESTABLISH THE ATTACHED EXHIBIT A AS THE CLASSIFICATION PLAN FOR THE CIVIL SERVICE COMMISSION MANAGEMENT AND NON-BARGAINING PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

O#22. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR THE PURCHASE OF TWO (2) PICKUP TRUCKS; OR TO ALTERNATIVELY PURCHASE SAID VEHICLES PURSUANT TO ANY COOPERATIVE PURCHASING AGREEMENTS AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY (COLLECTION SYSTEMS DEPT)

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- O#23. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR, DIRECTOR OR PUBLIC SERVICE OR DIRECTOR OF PUBLIC SAFETY TO APPLY FOR, ENTER INTO AGREEMENT FOR, AND RECEIVE FUNDS FROM MULTIPLE POTENTIAL FUNDING SOURCES FOR VARIOUS CITY PROJECTS; AND DECLARING THE SAME TO BE AN EMERGENCY
- O#24. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO: ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR THE SALE OF CITY OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, LOCATED AT STARK COUNTY AUDITOR PARCEL NUMBER 246024 AND TO ENTER INTO ALL CONTRACTS NECESSARY TO FACILITATE SAID SALE; AND DECLARING THE SAME TO BE AN EMERGENCY (15<sup>TH</sup> ST & DUEBER AVE SW, WARD 5)
- O#25. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE AND SAFETY TO: ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO VARIOUS CONTRACTS FOR SUPPLY EQUIPMENT, ITEMS, MATERIALS, SUPPLIES, AND SERVICES PURSUANT TO CODIFIED ORDINANCE SECTION 105.09; ENTER INTO PROFESSIONAL SERVICES CONTRACTS PURSUANT TO CODIFIED ORDINANCE SECTION 105.10; ENTER INTO CONTRACTS PURSUANT TO O.R.C. SECTIONS 735.05 WITH QUALIFIED NONPROFIT AGENCIES; ENTER INTO CONTRACT FOR THE PURCHASE OF SUPPLY EQUIPMENT, ITEMS, MATERIALS, SUPPLIES, AND SERVICES UTILIZING ANY PURCHASING PROCESS AUTHORIZED BY EITHER THE O.R.C. OR CANTON CODIFIED ORDINANCES; ENTER INTO CHANGE ORDERS AND/OR CONTRACT AMENDMENTS FOR SAID PURCHASES DURING THE 2021 CALENDAR YEAR; AND DECLARING THE SAME TO BE AN EMERGENCY

CLERK DOUGHERTY: Mr. President.

PRESIDENT SHERER: For the Council Members that are at home right now, we're hearing a lot of back chatter, so I'm not quite sure...

MEMBER SCHULMAN: I can hear it too. I don't...

PRESIDENT SHERER: I'm not quite sure who it is, but if we could try to tone that down, that would be greatly appreciated.

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

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Third/Final Reading and Vote. Mr. Clerk, please begin with Ordinance #26.



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**NOTE: PRESIDENT SHERER CALLED UPON CLERK DOUGHERTY TO READ ORDINANCES #26 THROUGH #33 FOR THEIR THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:**

O#26. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 229/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A PARKING INCENTIVE AGREEMENT WITH STARK METROPOLITAN HOUSING AUTHORITY; AND DECLARING THE SAME TO BE AN EMERGENCY (APPROX 10 PARKING SPACES AT LOT ADJACENT TO 427 E. TUSCARAWAS STREET AT RATE OF \$15.00 PER MONTH FOR EACH GENERAL PARKING SPACE FOR 10 YRS)

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #26. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#26 ADOPTED AS ORDINANCE NO. 229/2020**

PRESIDENT SHERER: Motion carries and Ordinance #26 is adopted. Ordinance #27, please.

O#27. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 230/2020** AN ORDINANCE AMENDING SECTION 151.10, HEALTH AND WELFARE BENEFITS, OF PART ONE OF THE ADMINISTRATIVE CODE OF THE CANTON CODIFIED ORDINANCES (INCREASE LIFE INS FOR NON-BARGAINING UNIT PERS FR \$ 20,000.00 TO \$50,000.00)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #27.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #27. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

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CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#27 ADOPTED AS ORDINANCE NO. 230/2020**

PRESIDENT SHERER: Motion carries and Ordinance #27 is adopted. Ordinance #28, please.

O#28. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 231/2020** 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 (ORDINANCES FR 4/15/20 TO 8/24/20)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #28.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #28. Are there any remarks?  
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#28 ADOPTED AS ORDINANCE NO. 231/2020**

PRESIDENT SHERER: Motion carries and Ordinance #28 is adopted. Ordinance #29, please.

O#29. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 232/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO AMEND PROFESSIONAL SERVICES AGREEMENT CONTRACT NO. 2018-84; AND DECLARING THE SAME TO BE AN EMERGENCY (RA ENGINEERING, INC; RITO ALVAREZ, COMMERCIAL PLANS EXAMINER FOR BLDG. DEPT.)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #29.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #29. Are there any remarks?  
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

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CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#29 ADOPTED AS ORDINANCE NO. 232/2020**

PRESIDENT SHERER: Motion carries and Ordinance #29 is adopted. Ordinance #30, please.

O#30. (3<sup>RD</sup> RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 233/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO: ACCEPT THE 2020-DJ-BX-0664 EDWARD BYRNE MEMORIAL GRANT IN AN AMOUNT NOT TO EXCEED \$34,676.50; ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR THE PURCHASE OF CLOUD STORAGE; OR TO ALTERNATIVELY PURCHASE SAID CLOUD STORAGE PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZING THE AUDITOR TO CREATE FUND 2794 2020 EDWARD BYRNE MEMORIAL GRANT FUND; AMENDING APPROPRIATION ORDINANCE NO. 59/2020; AND DECLARING THE SAME TO BE AN EMERGENCY (\$34,676.50 SUPP APPROP FR UNAPPROP BAL OF 2794 EDWARD BYRNE MEMORIAL GRANT FUND TO 2794 102001 POLICE ADMIN – OTHER)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #30.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #30. Are there any remarks? Leader.

MEMBER SMUCKLER: Mr. President, I move we amend Ordinance #30 by the amendment before every Council Member.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to amend Ordinance #30 per the copy before each of you. Are there any remarks? Leader.

CLERK DOUGHERTY: Voice vote.

PRESIDENT SHERER: Well, Law Director, can you, uh...

CLERK DOUGHERTY: What happened? Oh.

PRESIDENT SHERER: Law Director, can you please have the amendment explained, please.

SAFETY DIRECTOR PERRY: Uh, Law Director, I can... I can explain it.

**MINUTES OF THE MEETING NOVEMBER 30, 2020**

PRESIDENT SHERER: Or, Safety Director.

SAFETY DIRECTOR PERRY: Um, sure. Mr. President, Members of Council, what needed to be corrected on the... for the amendment is that the fund number was incorrect so it had to be changed. The supplemental appropriations are listed as well as they... there was a balance already in an account that needed to be changed too, so it needed to have an interfund transfer for the funds to be utilized.

PRESIDENT SHERER: Thank you, Safety Director. Are there any additional 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 SHERER: The... the ayes have it. The motion carries. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #30, as amended.

MEMBER BABCOCK: Second.

**AMENDMENT**

*Pursuant to Rule 36, I move to amend Agenda Item No. 30 by the substitution of the attached amended Ordinance for the original pending Ordinance.*

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #30 as amended. Are there any remarks under this Ordinance as amended? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#30 ADOPTED AS AMENDED AS ORDINANCE NO. 233/2020**

PRESIDENT SHERER: The motion carries and Ordinance #30, as amended, has been adopted. Ordinance #31 please.

O#31. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 234/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ACCEPT A DONATION OF LAND FROM JUANITA C. POWE; AND DECLARING THE SAME TO BE AN EMERGENCY (PARCEL 226516, LOTS 8447 AND 8448, LOCATED @ NW CORNER OF MARION MOTLEY AVE NE AND IRWIN PL NE)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #31.

MEMBER BABCOCK: Second.

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PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #31. Are there any remarks?  
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#31 ADOPTED AS ORDINANCE NO. 234/2020**

PRESIDENT SHERER: Motion carries and Ordinance #31 has been adopted. Ordinance #32, please.

O#32. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 235/2020** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO SIGN A PETITION FOR ANNEXATION FOR THE PARCELS LISTED ON EXHIBIT A; AND DECLARING THE SAME TO BE AN EMERGENCY (SERVICE CENTER PROP ON 30<sup>TH</sup> ST NE) (EXHIBITS ATTACHED)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #32.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #32. Are there any remarks?  
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#32 ADOPTED AS ORDINANCE NO. 235/2020**

PRESIDENT SHERER: Motion carries and Ordinance #32 is adopted. Ordinance #33, please.

O#33. (3<sup>RD</sup> RDG) **ADOPTED AS RESOLUTION NO. 236/2020** A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE CANTON SERVICE CENTER – 30<sup>TH</sup> ST NE ANNEXATION AREA, THE APPROXIMATE DATE SERVICES WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO THE CITY OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY (APPROX 6.389 ACRES)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #33.

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MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #33. Are there any remarks?  
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

**#33 ADOPTED AS RESOLUTION NO. 236/2020**

PRESIDENT SHERER: Motion carries and Ordinance #33 has been adopted.

CLERK DOUGHERTY: Point of order, Resolution 33.

PRESIDENT SHERER: Thank you, Clerk Dougherty.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

PRESIDENT SHERER: We are now under announcement of Committee Meetings.

MEMBER MARIOL: Mr. President.

PRESIDENT SHERER: Member Mariol.

MEMBER MARIOL: Finance will meet December 14<sup>th</sup> at 6:15 in Council Chambers.

PRESIDENT SHERER: Thank you, Member Mariol.

MEMBER SCAGLIONE: Mr. President.

PRESIDENT SHERER: Member Scaglione.

MEMBER SCAGLIONE: Public Property Capital Improvement will meet the same time, same place.

PRESIDENT SHERER: Thank you, Member Scaglione.

MEMBER BABCOCK: Mr. President.

PRESIDENT SHERER: Member Babcock.

MEMBER BABCOCK: Personnel will meet same time, same place. Thank you.

PRESIDENT SHERER: Thank you, Member Babcock.

MEMBER HAWK: Mr. President.

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MEMBER FISHER: Mr. President.

PRESIDENT SHERER: Member Hawk.

MEMBER HAWK: Thank... Annexation Committee will meet the same time, same place. Thank you.

PRESIDENT SHERER: Thank you, Member Hawk.

MEMBER FISHER: Mr. President.

PRESIDENT SHERER: Member Fisher.

MEMBER FISHER: Environmental & Public Utilities will meet the same time, same place.

PRESIDENT SHERER: Thank you, Member Fisher. Public Safety & Thoroughfares.

MEMBER KIMBROUGH: Public Safety & Thoroughfares will meet the same time, same place. Thank you.

PRESIDENT SHERER: Thank you... thank you, Member Kimbrough.

**MISCELLANEOUS BUSINESS**

PRESIDENT SHERER: We are now under Miscellaneous Business. Is there any Miscellaneous Business for this evening?

MEMBER SMUCKLER: Um, Mr. President.

PRESIDENT SHERER: Majority Leader.

MEMBER SMUCKLER: Want to confirm this, Clerk Dougherty, this is the last Council meeting for the year. Is that correct?

CLERK DOUGHERTY: We have one more, yeah. Yeah, the 14<sup>th</sup>.

MEMBER SMUCKLER: This will be the last Council meeting. Anything that needs passed before the end of the year will be passed on that day?

CLERK DOUGHERTY: We don't... Member... Member Smuckler, we... we're in midterms so we don't...

MEMBER SMUCKLER: I understand...

CLERK DOUGHERTY: We don't have...

MEMBER SMUCKLER: But I mean it just... if do you need it before the end of the year...

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CLERK DOUGHERTY: Yeah.

MEMBER SMUCKLER: We need to get it passed. Cause we won't meet again till after the first of the year, correct?

CLERK DOUGHERTY: Correct.

MEMBER SMUCKLER: Okay. That's all I'm saying. I realize this is a midterm, but if you need something for... before the end of the year, especially when it comes to the budget, we need to get it done now.

PRESIDENT SHERER: Thank you, Leader. Is there any other Miscellaneous Business for this evening?

MEMBER SMITH: Mr. President.

PRESIDENT SHERER: Member Smith.

MEMBER SMITH: I would just like to invite the... uh, the City Council Members, on December the 11<sup>th</sup> at the Southeast Community Center we're hosting an Unforgettable Christmas. Santa will be there and we have various churches and Council Members that have supported this event, and it is open to the public. Please bring your kids so they can see Santa Claus. Also, on December the 12<sup>th</sup>, there will be a Coming Back Organization where they're giving out hams and turkeys, and that's gonna be done at St. Paul's Church, and the time I believe is from 6:00 to 8:00. So that's on the 11<sup>th</sup> and the 12<sup>th</sup>. So we want to see you all there. Thank you.

PRESIDENT SHERER: Thank you, Member Smith. Is there any other Miscellaneous Business for this evening? ... Hearing none, Clerk Dougherty, our quote for the week, please.

CLERK DOUGHERTY: *"Be more concerned with your character than with your reputation, for your character is what you are, while your reputation is merely what others think you are."* –Dale Carnegie

PRESIDENT SHERER: Thank you, Clerk Dougherty. Leader.

MEMBER SMUCKLER: Mr. President, I move we adjourn.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adjourn. Mr. Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK DOUGHERTY: Twelve yeas, Mr. President.

PRESIDENT SHERER: This meeting is adjourned. Thank you for coming this evening. (*Gavel falls*).

ADJOURNMENT TIME: 7:52 PM



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ATTEST: 12/2/20

APPROVED:

DAVID R. DOUGHERTY  
CLERK OF COUNCIL

WILLIAM SHERER, II  
PRESIDENT