

MINUTES OF THE MEETING DECEMBER 19, 2022

PRESIDENT SHERER: Good evening ladies and gentlemen... gentlemen, and welcome to Canton City Council. If everyone could please turn your cell phones to vibrate. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please, Madam Clerk.

ROLL CALL TAKEN BY CLERK WOOD:

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

TWELVE COUNCIL MEMBERS PRESENT.

CLERK WOOD: Twelve present, Mr. President.

PRESIDENT SHERER: Tonight's invocation will be given by Ward 5 Council Member, Robert Fisher. If you would all please stand and remain standing for The Pledge of Allegiance, please.

The regular meeting of Canton City Council was held on December 19, 2022 at 7:00 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, Jill M. Wood. The invocation was given by Ward 5 Council Member, Robert Fisher. The Pledge of Allegiance was led by President Sherer.

PRESIDENT SHERER: Thank you, Member Fisher.

AGENDA CORRECTIONS AND CHANGES

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

MEMBER SMUCKLER: Mr. President I move Rule 22A be suspended to add second readings of Ordinances 31 through 34 to this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to add second readings to Ordinances 31 through 34 to this evening's agenda. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 31 through 34 are a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT SHERER: We are now under Public Hearings and we have no Public Hearings for this evening.

OLD BUSINESS

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

MINUTES OF THE MEETING DECEMBER 19, 2022**PUBLIC SPEAKS**

PRESIDENT SHERER: We are now under Public Speaks and we have three speakers for this evening. I would like to remind our speakers that you do get three minutes under Public Speaks, so our first speaker is Miss Kimberly Bell. Miss Bell, could you please state your name and residential address, please.

KIMBERLY BELL: Yes. Um, my name is Kimberly Bell, 1733 Morris Avenue. First, I want to... uh, thank everyone who's on the... uh, Chamber that signed my... uh, petition to run for Mayor, and I was the first one to hand my petition in Friday and I want to thank you all who signed it, and all the support you've given me over the past couple of years. La... this year was a hard year for the whole Council, the Mayor, the... his Administration. It was also devastating for the Williams family for the murder of James Williams by Canton Police Officer, Robert Huber. I mean, we... uh, we... the supporters of the Williams family is so disappointed in our... our legal system and the... um, the... uh... it meant the... the Internal Affairs Administration, all who had anything to do with not doing... and giving this officer any kind of punishment. The whole world saw the same video that Marquette and everybody else saw. The gunfire was going in the air, it wasn't being shot at Officer Huber, so... so let's just keep... keep our... uh, prayers lifted up for that family. Also that pamphlet I ju... the... the... the paper where I just had... uh, mar... uh, Jill pass out is where I live and I come home at nine o'clock at night to that, and... it was at night nighttime, and when I left for... to go... go to Cleveland, it wasn't there that morning, so when I come home at nine o'clock, it's there. And I'm like, oh my goodness, this is what they think of... this is how the... a government agency treats low income families. We're already in a situation that we are in... living in a government agency, and for them to do this was so degrading. I mean, it's already... I know the mother or the children are already going through something, but to... to actually do that to them was just so wrong. And I been in that... I... I grew up in that area. I grew up on Indiana Way, and the same trees that is on that property and across from Crenshaw is there when I grew up on Indiana Way in the '70s . It... and it should of... it shouldn't be like that. It should... all those trees should have been cleaned up and torn down and made into some kind of... uh, another playground or something for those... that... those people that live in... uh, Mahoning Manor, but it's not your job, but you can... you can open up a conversation with Metropolitan to make it more livable for these peop... for us to live up there. I could... when I walk out, I see there's a lot of doors with no screen doors in it. This property's been like this for years and something needs to be done, somebody needs to speak up for us. Thank you.

PRESIDENT SHERER: Thank you, Miss Bell. Our next speaker is Mr. David Kerestes. Could you please state your name and residential address, please.

DAVID KERESTES: David Kerestes, 1019 25th Street.

PRESIDENT SHERER: Thank you.

DAVID KERESTES: I'm here tonight cause I moved into a home over there on 25th Street through Metropolitan Housing around the 24th. Um, I contacted... uh, the Building Department to check on the kitchen and bathroom and roofing and all the homes improvements that were made upon the place and found they had no permits. They weren't paying applicable taxes on this... uh, property, and... uh, there... when I moved in there, they told me that, you know, if I wanted this place I had to hurry up and go. So they took me over onto Whipple, had me sign a lease and then they took me there. I walk in this place and it's filthy. The single pane windows are falling out, the railing systems are missing... uh, it's pathetic. Rubble in the basement, garage, and I call the Building Department and I tell them about part of the problem, and... uh, they show up and this gentleman here has Rick from the Building Department come and he walks around, told me a couple lies like there's no problem, but I was a contractor and built 2840 Lincoln Way East when Keith Holland knocked the 68 foot support wall down and Edward Elum blamed me for doing it, and they stole \$18 grand from me, a Marine

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and an officer of the Navy. But anyway... um, so now after I contact these people... the property people should have never known what I was doing. In the morning I get a termination of my lease. Somebody told them, and so, you know, for me I thought that was kinda crappy. Now he sends me a letter, he wants to come back in on the 9th, but I don't know if I'm letting him in on the 9th because as I look back in time, I'm sitting here thinking of Watkins, your officer, telling me over here on 5th and Cleveland how he's gonna kick me off the bus garage, and two weeks later I'm sitting on the curb doing nothing and the supervisor drives by and tells me to move. And I said what ORC doesn't allow me to sit on a private sidewalk or a state sidewalk here, and I got up and moved anyway. Then he come over after I complied and started doing this, and then an officer come over and he said I don't like you. He said it sounds like you're gonna be in violation of Chapter 505-491, and he said you're out of here for a year. Then I started thinking back to '93 when Lieutenant Swank was a patrolman having sex with my wife, and he had a dog named Bear. And I'm coming down Lincoln Way and he's trying to flash his light and blind me, and I threw my truck into low and he hit (*slaps his hands*) his brakes and his dog flew off the back and smashed its face. They still won't give me that report cause I don't know what lie he told. Then I'm going to your Internal Affairs about Jim Riddell. Oh... see you next week.

PRESIDENT SHERER: Thank you, Mr. Kerestes. And our last speaker...

DAVID KERESTES: (*Inaudible*) ... and what you call noble...

PRESIDENT SHERER: Excuse me.

DAVID KERESTES: ...I call criminal.

PRESIDENT SHERER: And our last speaker is Miss Jolanda Jackson. Miss Jackson, could you please state your name and residential address, please.

JOLANDA JACKSON: Yes. My name is Jolanda Jackson. I stay at 1105 Baker Street SE, Canton, Ohio 44708.

PRESIDENT SHERER: Thank you.

JOLANDA JACKSON: Hi. Um, tonight I'm coming to you about the Community Block Grant with the ARPA money, the American Rescue money. They have a program right now that they're letting organizations and other community members join in to dally out this money to be able to help the community. On the 21st... I'm sorry, the 14th, they had a public viewing meeting. We couldn't get in the meeting. There was technical errors in the meeting and we had to get the e-mail sent back to us about the meeting. We keep trying to get into some of these public meetings and are always technical errors when it comes to the viewing. So we asked them for transparency for these meetings because they're virtual, so everybody should be able to get into them. The technology shouldn't be an issue because we have a lot of money for technology, but it keeps being a problem when we're trying to get... uh, to this information. This is why we're asking you to improve the technology so we can listen and hear. I'm also gonna ask you another thing is to put... um, with the technology, is to put cameras down in City Hall. Back in 2016 City Hall used to have recorded cameras down for City Council. We don't no more. Past COVID, after that, I'm asking you to be able to put cameras back in here so if I can't come to City Hall, I can be able to look at them on line or on your You Tube Channel. You have a You Tube Channel, it hasn't been operated since 2016. I don't know why and I don't know what happened, but I'm asking to bring it back. Also, I am an SMHA resident. Nina Turner's... uh, time is about to be up. I'm asking the Mayor to appoint me to be able to sit on SMHA's Board. You see we have people come here and complain, nobody does anything for SMHA. As you know, I am an advocate, very strong, I'm for everybody and

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everything, but we need people to be able to speak up for us when we need to be spoken up for. Some people are scared and intimidated, they don't want to come down here. That's not me. I'm gonna work with you all, I'm gonna try to do my best on both sides cause I see both sides. But I'm asking as a citizen of the city of Canton to be appointed to SMHA's Board. Her term is up at the end of the year. I'm also asking to see if we can get cameras down here in City Council so that way if we can't be here, that we can go to some of these things. I know you all miss me for the last... uh, 30 days. I've been at other meetings, trying to get there, so it's hard, and like I said, if you put the cameras up, we can watch some of this stuff cause I'm not just watching you, I'm watching the County Commissioners too. \$7 million dollars was crazy to send back for housing and we're in a housing crisis. And people that are staying in affordable housing now, it's not always affordable. We're about to get this HUD money and we don't even have a director, and the last couple years it's been misappropriated money, so we just trying to make sure that the stuff gets handled the way it gets handled. You heard the man say we got complaints and nobody hears us. So as... as a citizen of Canton, I'm trying to work with you all and try to make sure that we can all get things done in an appropriate way and... and include the little people. Like I said, the small organizations that's trying to tap into that money as well so that way we can help be peer support specialists. We have some of our things. Um, I'll leave something with Jill so she knows who to get in contact with cause we have an organization, so we have some stuff in our (*inaudible*), we just want to be included in those plans. Thank you.

PRESIDENT SHERER: Thank you, Miss Jackson.

INFORMAL RESOLUTIONS

PRESIDENT SHERER: We are now under Informal Resolutions and we have four for this evening. Madam Clerk, would you please read Informal Resolution #1, by title.

1. PERSONNEL COMMITTEE: CONFIRMING REAPPOINTMENT OF MR. MICHAEL HEARD TO BOARD OF BUILDING APPEALS COMMENCING 1/1/2023 – 12/31/2025. - ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #1.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #1. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #1 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Informal Resolution #1 is adopted. Informal Resolution #2, please.

2. PERSONNEL COMMITTEE: CONFIRMING REAPPOINTMENT OF MR. JOE HUNTER TO BOARD OF BUILDING APPEALS COMMENCING 1/1/2023 – 12/31/2025. - ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Informal Resolution #2.

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MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #2. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #2 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Informal Resolution #2 is adopted. Informal Resolution #3, please.

3. PERSONNEL COMMITTEE: CONFIRMING REAPPOINTMENT OF MR. MICHAEL REX TO BOARD OF BUILDING APPEALS COMMENCING 1/1/2023 – 12/31/25. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Informal Resolution #3.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #3. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #3 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Informal Resolution #3 is adopted. Informal Resolution #4, please.

4. PERSONNEL COMMITTEE: CONFIRMING REAPPOINTMENT OF MS. JILL PFEIFFER-WARD TO TREE COMMISSION COMMENCING 1/1/2023 – 12/31/2024. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Informal Resolution #4.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #4. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #4 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Informal Resolution #4 is adopted

COMMUNICATIONS

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

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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 19, 2022.

5. REQ VACATION OF PORTION OF SADIE CT NW FOR TIMOTHY A. HACQUARD, WARD 7. – APPLICANT TIMOTHY A. HACQUARD
6. REQ SUPP APPROP FOR THE CONTINUED OPERATION OF THE 7502 PAYROLL CLEARING FUND. – AUDITOR MALLONN
7. RPT OF DEPOSITS AND PAY-INS TO THE AMBULANCE LOCK BOX FOR NOVEMBER 2022. – CHIEF GABBARD
8. REQ TRF PERMIT FR WILD WEST SALOON INC. TO TRISHA M JAY FERRUCCIO @ 3000 ATLANTIC BLVD UNIT B. – LIQUOR CONTROL DIV (OHIO)
9. REQ NEW PERMIT FOR A&A OF CANTON LLC DBA A&A 1 @ 538 CLARENDON AVE NW. – LIQUOR CONTROL DIV (OHIO)
10. REQ APPT OF MR. CARL BLISS TO CANTON TREE COMMISSION COMMENCING 1/1/2023 – 12/31/2023. – MAYOR BERNABEI
11. LTR ADVISING OF APPT OF MR. FONDA WILLIAMS TO CANTON PARK COMMISSION COMMENCING 12/12/2022 – 12/31/2025. – MAYOR BERNABEI
12. REQ PROF SERVS AGMT WITH CANTON REGIONAL CHAMBER OF COMMERCE FOR 2 YEARS (2023 – 2024). – MAYOR BERNABEI
13. REQ TO AMEND THE PAY RAISES AUTH BY ORDINANCE NO. 100/2011 TO CITY COUNCIL AND ELECTED OFFICIALS FOR 2023. – MAYOR BERNABEI
14. REQ VACATION OF SADIE CT NW AND REPLAT OF LOTS 15228-15229 AND LOTS 15265-15267 FOR APPLICANT TIMOTHY A. HACQUARD (1600 BLOCK OF SADIE CT NW BETWEEN 16TH AND 17TH ST NW), WARD 7. – PLANNING COMMISSION
15. REQ REPLAT OF LOTS 42460-42463, PART OF OUTLOT 1106, PART OF OUTLOT 1107, OUTLOT 1030 AND OUTLOT 1031 FOR CANTON CITY SCHOOL DISTRICT (CORNER OF WEST TUSCARAWAS ST AND MCKINLEY AVE NW), WARD 2. – PLANNING COMMISSION
16. REQ CITY WIDE ZONE CHANGE (2ND ST NW AND NEWTON AVE NW AREA), WARD 2. – PLANNING COMMISSION
17. REQ ODOT WET REFLECTIVE PAVEMENT MARKINGS ON US-62 AND US-30 – PID 115375. – SERVICE DIRECTOR HIGHMAN
18. LETTER INFORMING DMV SUPERINTENDENT DON HEATH RETIREMENT AND KEITH PARSONS APPT. – SERVICE DIRECTOR HIGHMAN
19. AUTH PROF SERVS CONTRACT BETWEEN CITY TREAS AND DOING BUSINESS, INC AND SHAFER TECHNOLOGIES (DBB AND STI). – TREASURER PEREZ
20. RPT OF PARKING METER REVENUE FOR NOVEMBER 2022. – TREASURER PEREZ
21. RPT OF BANK RECONCILIATIONS AND OUTSTANDING INVESTMENTS FOR NOVEMBER 30, 2022. - TREASURER PEREZ

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22. COMPARATIVE RPT OF CASH RECEIPTS AS OF NOVEMBER 30, 2022. – TREASURER PEREZ

ORDINANCES AND FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their First Reading. Madam Clerk, would you please begin with Ordinance #23.

NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #23 THROUGH #30 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- O#23. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH IBI GROUP FOR DESIGN OF THE PERRY HEIGHTS WATER MAIN REPLACEMENT PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities and Finance Committees
- O#24. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH ENVIRONMENTAL DESIGN GROUP FOR DESIGN OF THE CROYDON DRIVE AREA AND BROOKPARK CIRCLE WATER MAIN REPLACEMENT PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities and Finance Committees
- O#25. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH ARCADIS FOR DESIGN OF THE GROSS AVENUE NE AREA WATER MAIN REPLACEMENT PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities and Finance Committees
- O#26. (1ST RDG) AN ORDINANCE AUTHORIZING THE APPROPRIATE APPOINTING AUTHORITY, DURING CALENDAR YEAR 2023, 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 O.R.C. 721.15(D); AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#27. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A TWO YEAR PROFESSIONAL SERVICES AGREEMENT WITH THE CANTON REGIONAL CHAMBER OF COMMERCE IN AN AMOUNT NOT TO EXCEED \$75,000.00 PER YEAR FOR THE YEARS 2023 AND 2024 FOR THE PURPOSE OF DOWNTOWN EVENT PROGRAMMING AND ECONOMIC DEVELOPMENT SERVICES; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee
- O#28. (1ST RDG) **ADOPTED AS ORDINANCE NO. 293/2022** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 68/2022; AND DECLARING THE SAME TO

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BE AN EMERGENCY (\$785,000.00 SUPP APPROP FR UNAPPROP BAL OF 7502 PAYROLL CLEARING FUND TO 7502 801001 PAYROLL CLEARING – OTHER)
Referred to Finance Committee

O#29. (1ST RDG) **ADOPTED AS ORDINANCE NO. 294/2022** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 68/2022; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS ASSOCIATED WITH THE REPAIR OF THE FIRE DEPARTMENT’S LADDER TRUCK PRIOR TO THE PASSAGE OF THIS ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY (\$30,000.00 SUPP APPROP FR UNAPPROP BAL OF 6041 MOTOR VEHICLE DEPT FUND TO 6041 103001 FIRE ADMIN – OTHER)
Referred to Finance Committee

O#30. (1ST RDG) **ADOPTED AS ORDINANCE NO. 295/2022** AN ORDINANCE MODIFYING THE AUTOMATIC COST OF LIVING ADJUSTMENT INCREASES FOR CERTAIN ELECTED OFFICIALS FOR CALENDAR YEAR 2023; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Personnel and Finance Committees

PRESIDENT SHERER: At this time, the Chair would declare an in-house recess for Finance and Personnel Committees to meet in regards to Ordinances 28 through 30 on your agenda this evening. You are now in recess.

(COUNCIL RECESSED AT 7:20 PM FOR THE FINANCE AND PERSONNEL COMMITTEES TO MEET IN REGARDS TO O#28 THROUGH O#30; RECONVENED AT 7:23 PM)

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

MEMBER SMUCKLER: Mr. President, I move we suspend Rule 22A to place Ordinances 20 through 30... 28 through... I’m sorry, 28 through 30 back on this evening’s agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It’s been moved and seconded to pla... to sus... to suspend Rule 22A to place Ordinances 28 through 30 back on this evening’s agenda. Are there... are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 28 through 30 are a legal part of your agenda. Leader.

MEMBER SMUCKLER: Mr. President, I move we suspend Statutory Rules on Ordinances 28 through 30.

MEMBER BABCOCK: Second.

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PRESIDENT SHERER: It's been moved and seconded to suspend the Statutory Rules on Ordinances 28 through 30. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

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

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#28 ADOPTED AS ORDINANCE NO. 293/2022

PRESIDENT SHERER: The motion carries and Ordinance #28 has been adopted. Leader.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#29 ADOPTED AS ORDINANCE NO. 294/2022

PRESIDENT SHERER: The motion carries and Ordinance #29 has been adopted. Leader.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#30 ADOPTED AS ORDINANCE NO. 295/2022

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PRESIDENT SHERER: The motion carries and Ordinance #30 has been adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Second Reading. Madam Clerk, would you please begin with Ordinance #31.

NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #31 THROUGH #34 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS: (O#34 ADOPTED)

O#31. (2ND RDG) AN ORDINANCE CREATING A DESIGNATED OUTDOOR REFRESHMENT AREA AND ESTABLISHING REQUIREMENTS TO ENSURE PUBLIC HEALTH AND SAFETY WITHIN SUCH AREA; AND DECLARING THE SAME TO BE AN EMERGENCY
PUB HRG 1/9/23 @ 7:00 PM

O#32. (2ND RDG) AN ORDINANCE AMENDING ORDINANCE NO 100/2011, AS AMENDED, TO ESTABLISH THE ATTACHED EXHIBIT AS THE CLASSIFICATION PLAN FOR THE AUDITORS OFFICE MANAGEMENT AND NON-BARGAINING PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

O#33. (2ND RDG) AN 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 AND TO ENTER INTO ALL CONTRACTS NECESSARY TO FACILITATE SAID SALES; AND DECLARING THE SAME TO BE AN EMERGENCY

O#34. (2ND RDG) **ADOPTED AS ORDINANCE NO. 296/2022** AN ORDINANCE AUTHORIZING A WAGE INCREASE OF 3% FOR MANAGEMENT AND NON-BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY AS OF JANUARY 1, 2023; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we suspend Statutory Rules on Ordinance #34.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend the Statutory Rules on Ordinance #34. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: The motion carries. You've heard the three readings, Leader.

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MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #34.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #34. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

#34 ADOPTED AS ORDINANCE NO. 296/2022

PRESIDENT SHERER: The motion carries and Ordinance #34 has been adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Third, Final Reading and Vote. Madam Clerk, would you please begin with Ordinance #35.

NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCE O#35 FOR ITS THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

*O#35. (3RD RDG) **POSTPONED UNTIL 1/30/23** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH AVO BEHAVIORAL HEALTH AND WELLNESS FOR SERVICES TO INCREASE THE MENTAL HEALTH AND WELLNESS OF OUR POLICE OFFICERS IN AN AMOUNT NOT TO EXCEED \$124,000.00; AND DECLARING THE SAME TO BE AN EMERGENCY*

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #35.

CLERK WOOD: Go ahead.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #35. Are there any remarks? Leader.

MEMBER SMUCKLER: Mr. President, I move we postpone Ordinance #35 until January 30, 2023.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to postpone Ordinance #35 until January 30, 2023. Are there any remarks? ...Hearing none, by voice vote all those in favor signify by saying aye. Those opposed no.

NO REMARKS

POSTPONEMENT PASSED UNANIMOUSLY BY VOICE VOTE

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PRESIDENT SHERER: motion carries and Ordinance #35 is postponed until January 3rdth... 30th, 2023.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SHERER: We are now under Announcement of Committee Meetings. Our next meeting date will be January... Monday, January 9th and Committee starts at 6:30 PM.

MEMBER HALL: Mr. President.

PRESIDENT SHERER: Member Hall.

MEMBER HALL: Community... Community... (*chuckles*) Community & Economic Development will meet at 6:30 (*laughter*) January 9th.

PRESIDENT SHERER: Thank you, Mem... thank you, Member Hall.

MEMBER FISHER: Mr. President.

PRESIDENT SHERER: Member Fisher.

MEMBER FISHER: Environmental & Public Utilities will meet January 9th at 6:30.

PRESIDENT SHERER: Thank you, Member Fisher.

MEMBER BABCOCK: Mr. President.

PRESIDENT SHERER: Member Babcock... Member Babcock.

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

PRESIDENT SHERER: Thank you, Member Babcock.

MEMBER HAWK: Mr. President.

PRESIDENT SHERER: Member Hawk.

MEMBER HAWK: Thank you, sir. Finance will meet the same time, same place.

PRESIDENT SHERER: Thank you, Member Hawk.

MISCELLANEOUS BUSINESS

PRESIDENT SHERER: We are now under Miscell... Miscellaneous Business. Is there anything under Miscellaneous Business? Member Smith?

MEMBER SMITH: No, he's just making faces... (*inaudible*). What do you want... uh, Majority Leader Smuckler? (*Laughter*)

MEMBER SMUCKLER: Alright, I'll say it for her then. Um... yeah... (*chuckles*).

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MEMBER SMITH: What do you want to say?

MEMBER SMUCKLER: These guys are gonna get me in trouble over here. What I want to do is commend you in your efforts... as I was out of town, but I know you headed a fantastic job on helping the community, what this whole month is all about, and how many... how many people did you help Saturday? Do you have any idea? Ballpark.

MEMBER SMITH: I lost count. Was it... was it over... maybe a thousand. Maybe about eleven hundred, twelve hundred teenagers and families. Maybe more, but it was... uh, it was really nice, and I'd just like to thank everyone that supported it. And...

MEMBER SMUCKLER: Thank you, Member Smith. Now we're waking up.

MEMBER SMITH: Yes. Uh, I'd just like to throw out some names though. Um, I know most of you may not have heard, but the young people, Trippie Redd, which... uh, he's originally from Canton. (*Laughter from the audience*) He's originally from Canton and he's a famous rapper now. He gave back to the community. He also gave back to the Franklin School where he went to grade school over in Massillon. So... um, and also Walt Williams of the O'Jays, he also gave. And there was a lot of Council Members that gave and was present there along with the Mayor, and I just appreciate everyone and... um, hopefully we can keep this going every year, and every year it gets bigger and greater. So thank you so very much and everybody have a Merry Christmas. Uh, thank you, Majority Leader.

MEMBER SMUCKLER: Hey, I... I think that does it. (*Applause*) Anytime you can help eleven hundred people in this community, it does. I'm sorry to bother you. (*Laughter*) Anyone else? Why is she looking at me like that? Okay. On behalf of Canton City Council to the rest of the community, may this be a very blessed season for everybody and a happy and healthy new year. See you all in 2023.

PRESIDENT SHERER: Amen.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK WOOD: Twelve yeas, Mr. President.

PRESIDENT SHERER: Happy Holidays, everybody, and thank you for coming. (*Gavel falls*)

CLERK WOOD: And Happy Birthday to Councilman Babcock (*cheers from the audience*), our President Sherer...

MEMBER SMITH: Alright!

CLERK WOOD: ...and mine.

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MEMBER SMITH: Alright!

VOICE FROM THE AUDIENCE: Happy Birthday! (*Applause*)

PRESIDENT SHERER: The rest is... the rest is... the rest is just me and Jesus. (*Voices and laughter from the audience*) Christmas Day, I'm telling you, that's it.

ADJOURNMENT TIME: 7:36 PM

ATTEST: 12/21/22

APPROVED:

JILL M. WOOD
CLERK OF COUNCIL

WILLIAM SHERER
PRESIDENT