

MINUTES OF THE MEETING APRIL 29, 2024

PRESIDENT BATES AYLWARD: Good evening ladies and gentlemen and welcome to Canton City Council. If everyone would 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 vote please, Madam Clerk.

11 COUNCIL MEMBERS PRESENT: (JOHN MARIOL, JAMES BABCOCK, LOUIS GIAVASIS, CRYSTAL SMITH, BRENDA KIMBROUGH, JASON SCAGLIONE, CHRIS SMITH, ROBERT FISHER, JONATHAN COOKS, RICHARD SACCO, FRANK MORRIS)

CLERK WOOD: Eleven present, one absent, Madam President. (MEMBER HAWK ABSENT)

PRESIDENT BATES AYLWARD: Thank you.

EXCUSING MEMBERS

PRESIDENT BATES AYLWARD: Leader Mariol.

MEMBER MARIOL: Madam President, I move we excuse Member Hawk from tonight's meeting.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to excuse Member Hawk from this evening's meeting. Are there any remarks? ...Roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, one absent, Madam President.

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Member Hawk is excused from this evening's meeting. And I know I speak for everyone that we hope he makes... uh... speedy and quick recovery... uh from his condition. We're all thinking of him. Tonight's invocation will be given by Ward 2 Council Member, Brenda Kimbrough. And if you'll all please stand and remain standing for the Pledge of Allegiance.

The regular meeting of Canton City Council was held on April 29, 2024 at 7:00 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, Jill Wood. The invocation was given by Ward 2 Council Member, Brenda Kimbrough. The Pledge of Allegiance was led by President Bates Aylward.

PRESIDENT BATES AYLWARD: Thank you, Member Kimbrough.

AGENDA CORRECTIONS AND CHANGES

PRESIDENT BATES AYLWARD: We are now under Agenda Corrections and Changes. Leader Mariol.

MEMBER MARIOL: Madam President, I move we suspend Rule 22A to add second readings Ordinances #19 through 24 ** to this evening's agenda.

MEMBER BABCOCK: Second.

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PRESIDENT BATES AYLWARD: Are there any... are there any remarks? It's been moved and seconded to suspend Rule 22A. Hearing no remarks, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

*****President Bates Aylward corrected the Ordinances numbers as presented on the Agenda.*****

PRESIDENT BATES AYLWARD: It's been... oh I'm sorry. The motion carries and Ordinances... and I want to correct this. I think it's #17 through 22. Is that correct Madam Clerk?

CLERK WOOD: That is correct.

PRESIDENT BATES AYLWARD: #17 through 22 are now a legal part of your agenda.

PUBLIC HEARINGS

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

OLD BUSINESS

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

INFORMAL RESOLUTIONS

PRESIDENT BATES AYLWARD: We are going to take our Informal Resolutions, prior to Public Speaks. So we're going to get under way with that at this point. We are now under Informal Resolutions, and we have two for this evening. Madam Clerk, will you please read Informal Resolution #1 by title.

1. COUNCIL-AS-A-WHOLE: COMMENDING FIREFIGHTERS, CAPTAIN ERIC DYRLUND AND BEN LASURE, FOR THEIR OUTSTANDING SERVICE TO RETIRED FIREFIGHTER MATT DECOSTA.- ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Madam Clerk. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #1.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt... formal inreso... 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 BATES AYLWARD: The ayes have it, the motion carries and Informal Resolution #1 is adopted. Could you... yes.

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MEMBER SACCO: Could we have that read?

PRESIDENT BATES AYLWARD: Yes. Could we please have that read in its entirety Madam Clerk.

CLERK WOOD: An Informal Resolution respectfully submitted by Council-as-a-Whole on this 29th day of April, 2024. Whereas, our community recently lost a cherished member, retired Firefighter Matt Decosta, to lung cancer; and **WHEREAS**, Matt, whose family lives out of the area, was never alone in his final hours, thanks to the tireless efforts of our Plain and Canton firefighters community, who ensured he was accompanied for 120 hours until he passed; and **WHEREAS**, Captain Eric Dyrlund of the Canton Fire Department selflessly gave his time, away from his own family, to sit with Matt, demonstrating the true spirit of brotherhood that binds our firefighting community; and **WHEREAS**, Canton Firefighter Ben Lasure, with his deep knowledge of last alarm services, was instrumental in preparing a fitting tribute to Matt, a service attended by approximately 100 current or retired firefighters, a testament to the camaraderie we share; and **now therefore be it resolved**: That we, the Members of Canton City Council, do hereby commend firefighters **Captain Eric Dyrlund and Ben Lasure** for going above and beyond their call of duty. Their outstanding service in this time of sorrow exemplifies the true spirit of our firefighting community and the profound sense of brotherhood and camaraderie demonstrated by all the firefighters who attended Matt's service. Their presence was a powerful testament to the bonds that unite them in service and in grief. **Now therefore be it further resolved**: That we, the Members of Canton City Council, extend our heartfelt condolences to all who knew and loved Matt. His memory will forever be a part of our communities' firefighting family. This resolution is a tribute to the unwavering dedication of our firefighters and a reminder of the sacrifices they make every day. *Applause.*

PRESIDENT BATES AYLWARD: The Resolution will be presented by Member Sacco. So, please step forward to the podium gentleman, thank you.

MEMBER SACCO: Uh...I worked with these gentleman for ten years. They've always been top notch. Always stepped up to the plate. So, I appreciate what you guys have done and you know... (*inaudible*). Congratulations and uh... (*inaudible*). (*Applause*)

PRESIDENT BATES AYLWARD: And I want to take a moment to recognize all their colleges that came out you know... this evening. And Chief Bennett for uh... supporting their firefighter family. So thank you, all of you uh... for coming out.

PRESIDENT BATES AYLWARD: Madam Clerk, Informal Resolution 1A, please.

- 1A. COUNCIL-AS-A-WHOLE: COMMENDING BETH WENSEL FOR HER DEDICATION AS A CITY OF CANTON EMPLOYEE FOR 30 YEARS. – ADOPTED

PRESIDENT BATES AYLWARD: I don't want this one, okay. I don't want her to go.

MEMBER MARIOL: Madam President, I move we adopt... I recommend we adopt Informal Resolution #1A.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Informal Resolution #1A. Are there any remarks prior our casting it? ...Hearing none, by voice vote all those in favor signify by saying aye. Any opposed no.

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NO REMARKS

RESOLUTION #1 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, and... uh... Informal Resolution #1A has been adopted. And may we have to read in full, Madam Clerk.

CLERK WOOD: An Informal Resolution respectfully submitted by Council-as-a-Whole on this 29th day of April, 2024. **WHEREAS**, Beth Wensel has earned the respect and admiration from the City Council, Municipal Court Judges Division and the Community. Beth is a consummate professional who has been a vital contributor to the daily workings of the City Council office. **WHEREAS**, Beth was hired in the City Council office in January 2015 as an Administrative Assistant V; however, Beth's length of service to the City of Canton spans 30 years, beginning in 1994 as a Judicial Assistant to Judge Poulos. **WHEREAS**, During Beth's tenure working for the City she has served 5 Mayors, 2 Judges, 4 Presidents of Council, 4 Clerks of Council and many Council Members! **WHEREAS**, Beth was instrumental in helping Council perform well, because she performed well. Thousands of Agendas, Ordinances, Communications, Resolutions, Annexations, Replats, Vacations and Zone Changes have passed over Beth's desk during her career and we always knew they would be handled competently and correctly. Beth has trained the 2 remaining Administrative Assistants in the Council Office so we know we can rely on them to get the job done, but they must know that they have extremely large shoes to fill; and **WHEREAS**, Beth and her husband Jerry have 2 adult children, Christopher and Stephanie; 2 grandchildren, Noah and Sadie; and 2 parrots, Woody, the talking parrot and Bella, who does sound imitations! **Now therefore be it resolved**: That we, the Members of Canton City Council and our Administrative Staff, do hereby recognize and give special tribute to Beth Wensel an outstanding and dedicated City Council and City of Canton employee, who has served with integrity and dignity for the past 30 years. *(Applause)*.

MEMBER MORRIS: Can I get a hug? Sweetheart you were my first hire as Majority Leader of Canton City Council. It was just a pleasure serving with you and I learned so much... from you. You were the Obama of Canton City Council. It was long, many years no drama ever from you. You were the perfect employee, you were the perfect trainer for the new generation. *(Inaudible)* And we love you and I hope you wake up in the morning to do and go to bed only have of that done and enjoy life. So from myself and our colleges and... have you seen these before? ****Hands her a plague*****

ADMINISTRATIVE ASSISTANT WENZEL: Oh yeah. *(Laughter)*

MEMBER MORRIS: It was a pleasure serving with you.

ADMINISTRATIVE ASSISTANT WENZEL: Thank you.

MEMBER MORRIS: You're welcome. *(Applause)*

***** Mayor Sherer didn't have a microphone*****

MAYOR SHERER: *(Inaudible)* ...your time of being down here, me as Council President was truly and honor having you... you know having the opportunity to work with you. You know I have leaned on you a lot... *(inaudible)*. On behalf of the city of Canton I have a Proclamation from my office. *(Applause)*

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PRESIDENT BATES AYLWARD: Congratulations Beth. And I want to recognize her wonderful husband, Jerry whose here with her tonight. And uh... (*Applause*) And she always speaks so highly of you and you support her so much. So, we're grateful that you helped her to be the wonderful colleague that we've enjoyed all these years. So... okay.

PUBLIC SPEAKS

PRESIDENT BATES AYLWARD: Okay, we are now under Public Speaks, and we have seven speakers this evening. Uh... some of you have been here before. Uh... for those of you who haven't, you will have three minutes. You can monitor your time on the screens. I'll give you a ten minute warning in case you're not looking. And uh... please be conscious of everyone's time so that everyone can have their opportunity to speak. Okay, our first speaker for this evening is Eric Resnick. Uh... Mr. Resnick if you could approach and please give us your name and legal address. Thank you.

ERIC RESNICK: Thank you, the name is Eric Resnick and the legal address is 1828 Grace NE. Madam President, Leaders, Members... Frank Tyson should be with us tonight. I want it clear that I stand with his family and my neighbors calling on you to do the right thing; independent investigation, transparency, corrective action. I've been here before about police matters James Williams, misconduct with the George Floyd protesters. And I'm hoping to see growth this time. Now I'm Jewish and it's important to say that, and it's important for you know that, and it's important for those people out there... to know that, because I am unequivocally opposed to the Zionist Project. And have been for thirty years. I stand with my brothers and sisters who speak out against genocide. The Genocide we all see unfolding in front of us every day. What kind of person can't call for a ceasefire toward a genocide? What kind of leader can't call for a ceasefire toward a genocide. Genocide is the crime of crimes. And if you can't call it out, how can we trust you to protect us? We all know that you're just a City Council, but this resolution carries weight. Our Congresswoman knows, our Senators know, our the White House knows and the care what you think, especially in an election year. Leader I learn you're justification for not passing it, even though there are probably enough votes to pass it... when I heard... when I heard you I thought well I've see... heard this before. And I had because that statement that you made was not part of this council. It was a talking point from the National League of Cities Conference that the Cleveland Council, President Blain Griffin had just been on Idea Stream talking about his role in drafting. I suppose you bored it, but the truth is most of the city's involved on creating that statement including Griffin's Cleveland... have... have reversed themselves and passed resolutions, because it's the right thing to do. The numbers are now around one hundred and fifty including our neighbors Akron and Cleveland. Don't make Canton the outlier. Look we are now at 34,488 deaths in Gaza. 70% are children, 14,500 of them are children. That's like half of this city vaporized. One of the greatest crimes against humanity any of us have ever seen. 77,643 are seriously wounded, that's more...

PRESIDENT BATES AYLWARD: Ten seconds...

ERIC RESNICK: ...then the population of this city. Our brothers and sisters come here week after week just to ask you to do the right thing. What in the... **Buzzer** ... world are you waiting for. (*Applause*)

PRESIDENT BATES AYLWARD: Our next speaker is Rami Hamdan. Uh... I you could please approach of course and give us your residential address, sir.

RAMI HAMDAN: Rami Hamdan 7692 Peachmount Ave. NW. Uh... do last time I spoke to you guys I was telling you guys about the mass graves. So now they found three mass graves uh... upwards of two to four hundred people in each of them. Uh... these people they found bond with zip ties, a lot of them in their hospital gowns... buried alive some of them with uh... IV still inside of their arms as well too. Uh... I don't know if you

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guys are keeping up to date with current events there's almost ninety universities in the United States that are setting up incumbents uh... to protest and to divest from Israel. Uh... Cleveland with Case Western University, Yale, Harvard, MIT, the upper echelon of education is going against this. So why can't we do that. We need to get ahead of this. Uh... and you guys remembered what happened at Kent State. Some of you are old enough to know you... know what happened. Uh... isn't time to get ahead of this? We don't need just a ceasefire at this point, we need to divest from Israel. I'm asking the City to divest from anything that has to do with Israel. They are a bad bet, a bad investment, and a bad look for this country. I thought that the US doesn't negotiate with terrorist. No, we directly fund them. 34,454 innocent people mostly women and children and 77,575 injured. The leader of all this and his war cabinet have had arrest warrants issued by the ICC. The World Court is requesting that these people be arrested. What makes you think that US Officials aren't next. The world is changing and the world is not going to be bullied anymore. Our students are speaking and we need to listen to them. The man that passed away that was murdered, Frank Tyson, the other day. You know where I seen that exact move on, not just George Floyd, but the IDF does that to children in Palestine. This is systematic. Who do you think trains out police officers in the United States? The IDF the Israel... the Israelis. Please put out a resolution that we'll divest from any Israeli bonds or anything that ties us to these... evil... evil... evil... people. Free Palestine and justice for Frank Tyson.

PRESIDENT BATES AYLWARD: Thank you. (*Applause*) Our next speaker is Ahmed Cheema. If you'll give us again your name and residential address for the record, sir.

AHMED CHEEMA: Ahmed Cheema 5155 Foxchase Ave NW Canton. Respectable Council Members and fellow citizens Aslam O Alikum, peace be with you. It's great to hear the Informal Resolutions, the dedication, the joy, achievements. Unfortunately, those of you that know me I've been coming here my speak is not going to be about that. I wish it was. I will be speaking again about the genocide in Gaza about what's going on and also the current situation that is on everybody's mind about Frank Tyson. My sincere condolences to the family of Frank Tyson and other souls... and other souls snatched away. Not by a criminal, not by forgiven power, but the very people sworn to protect. By a knee on his back, a body pressed down, the air choked from his lungs. They heard the cries I can't breathe but they... they didn't listen. Don't they understand that this isn't just a phrase but a primal plea? A desperate gasp for life itself? The US Department of Justice recommend police department to move... to move individuals off their stomachs as soon as they are handcuffed to minimize the risk of potential exophasia. Which can... which can have been fatal in hundreds of other cases in recent history. Our city needs a revolution. Not of violence, but of justice. We need legislation with teeth, with consequences. If an officer uses excessive force, steals a breath from man begging for it, they should be held accountable. Fired, charged, stripped of their badge anything less is a slap in the face to the man's memory. To the dignity of every black person in this city. We will breathe life onto justice even if the system tries to choke it out. The time for action is now. As my brother here mentioned already, mass graves situation is... is the truth is out. The truth has a way of finding its way to those who seek it. And right now the youth of this country are outraged by the genocide, the investments in the genocidal regime of (*inaudible*) because they have found the truth. I'm hoping you have also found your way to the truth and will have courage to stand on the right side of history. We are not asking this local governing body for something it is incapable of doing. Bring the resolution up for a vote.

PRESIDENT BATES AYLWARD: Thank you, sir. (*Applause*) Our next speaker is Brother Yoccob? Yoccob, thank you. If someone could assist him with the microphone, that would be terrific thank you.

BROTHER YOCCOB: I'm Brother Yoccob James Trollio Canton, Ohio. I live at 515 5th St NW Canton, Ohio. I've been a resident of this city for thirty years. I'm born and raised here. Tuscarawas County I was born and I'm sick to my stomach. This is not the way we are. I say where did our humanity go? We're losing our humanity. We're losing our humanity by big dollars, big money. This has always been this way and it's got to

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end. Our brothers brought up Zionism. Zionism is big money... big cooperate money. And it's taking the life out of us. It's draining out cities, it's draining out people, it's draining our community. This money over to a foreign country. It should be right here. Helping our schools, helping our police departments, make... fixing our roads all throughout country. Our infrastructure in this nation is being sent over to Israel. This has got to end. This is the American people's money. It's their tax dollars. It's what the American people labor for everyday and go to work. It's your tax dollars. It should stay here. It's got to end. Zionism is an evil concept. If you look at the history of Zionism right from its origin it's got to end. I'm very sorry... I'm sick to my stomach. And when I saw the video of what happened to Mr. Tyson... I wept... I wept. None of our people here in Canton, Ohio. My brothers and sisters should be treated in such a manner. They're human beings. We're losing our humanity. I'm an old man. I sit in a wheelchair and I wept for all of us. It's got to end... no more we've got to take our humanity back and realize that we are one people. All one people, one blood, one humanity, not divided be race, color, creed, religion, nothing... by gender... nothing. We're human beings let us find out humanity back, please. Thank you.

PRESIDENT BATES AYLWARD: Thank you, sir. (*Applause*) Can somebody, yes can somebody assist him, thank you so much appreciate that Mr. Cheema. Our next speaker is Mr. Joseph Butts. If you could please give us your name and residential address for the record thank you.

JOSEPH BUTTS: Good evening, my name is Joseph Butts my address is 1400 Sherrick Rd SE. Uh... obviously we've all heard what everybody has to say about Mr. Tyson. About what's going on in Israel and it's heartbreaking. None of this should be happening in our community (*inaudible*). And uh... Mayor Sherer put the word in my mind for this conversation that's going to take place. It's called empathy. Mr. Tyson was not shown that empathy when he was put... (*inaudible*) in a position that hasn't been taught in thirty years bin police officer training. Twenty years ago we stop doing it completely. And we sent (*inaudible*) set him up to check him. And then in 2020 we saw what happened, live stream for everybody to see. And we acted with emotion and anger. This time we need policy. This time we need actual change in resolutions from this body, Mayor's office and anybody else that can. To put a (*inaudible*) on the ability on what these police officers are able to do to our citizens... citizens of our country. Day in and day out. Mr. Tyson may have been breaking the law, Mr. Tyson (*inaudible*) neither of them are punishable by death. I'm sorry that I need to be in front of you guys standing here today. I do not want to be up here for another time. Listen to your citizens, listen to members of the city, attend Town Hall meeting. The Urban League is having a Town Hall meeting on the subject of Frank Tyson this Wednesday at Mount Olive. I don't see any reason that none of you should miss it. You should be there. This our community. As for our brothers and sisters of Palestine, we know you're City Council we know that when you pass something is a piece of paper or a plague. It's nothing really crazy like you know President Biden is going to be like alright lets change something, but what we can do is stand up for those citizens as well. Instead of just standing up for one group of people when something goes we need to stand up for the entire community together. Now I do appreciate the visibility that the Mayor's office has had. And City Council has had in recent events and programs around the city. We are make strides as a city to move forward when stays in the same place. Yet, we won't be progressive enough to tell Israel to stop killing children. It is time that we step and be the Hall of Fame city that we're supposed to be and show the rest of the country what we're supposed to be as a community.

PRESIDENT BATES AYLWARD: Thank you, sir. (*Applause*) Our next speaker is Mr. Justin Nicely. Mr. Nicely, if you will approach and give us, again, your name and residential address.

JUSTIN NICELY: (*Inaudible*). Good evening, I'm Justin Nicely. Uh...address, 2952 Lincoln Way NW...

PRESIDENT BATES AYLWARD: Can you speak a little more into the mic? Thank you.

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JUSTIN NICELY: ...my name's Justin Nicely. Address 2952 Lincoln Way NW, Massillon, Ohio 44647. Um...I've come before you guys on many occurrences, many times. I don't know how many times I gotta come to you, but...I don't know how many more bodies you guys got to collect in order to start listening. Obviously you're starting to see the crowds are getting a little bit bigger. Obviously you're starting to see more people are starting to be a little bit more enraged. Condolences to the family of Frank Tyson. What happened to him is abominable. Shame. And it could have been preventable had y'all listened to me prior. Now, you guys are full of assumptions. You're full of your rhetoric and your...and your bull crap policies. And that's what you have as a police force. You don't have...you don't have law enforcement. You have policy enforcement. You have a bunch of people that are wearing badges, costumes, uniforms running around here and policing the public. Not advocating for 'em, not knowing (*Inaudible*) that they're supposed to be enforcing. I guarantee that I can go to about 90% of your department and not any of them could sit there and list even the first five...first fi...five minutes of (*Inaudible*). Like under the First Amendment, five freedoms entitled to me. You guys can't even...I guarantee half of your Council...and the problem is, the reason why I know you're not listening is cause I see right over here, your Safety Director, the main ones that are sittin' here, that need to be listening, on their cell phones. They're over here on their pads writing crap down. They're over just blowing us off. What's it gonna take? What's it gonna take for you guys to hear what it is that we're saying that you guys need drastic reform in everything as far as from the top down. Let's start with your Safety Director, Andrea Perry...

PRESIDENT BATES AYLWARD...No, we are not going to start with any individual or you will removed.

JUSTIN NICELY: Well, we're gonna start with me then, since you want to interfere and interrupt, since you don't want to listen, since you guys are so scared...

PRESIDENT BATES AYLWARD:...as you know, what the Rule are...you may...

JUSTIN NICELY: You're scared crapless of accountability.

PRESIDENT BATES AYLWARD:...You may direct your comments to me.

JUSTIN NICELY: Madam Chair, you are scared crapless of accountability. You whole department is. The whole, entire city is. Anybody that tries to sit there and hold you accountable you want to turn them into a criminal. You want to attack 'em, you want to threaten 'em, you want to bully 'em, you want to intimidate 'em. I mean, for God's sake here's my story...2019 I'm getting raided by the Canton City Police Department on a bull-crap accusation, talking about I'm under the influence of methamphetamines. Problem is here, I got a drug test from that day stating otherwise. Nobody wanted to listen. Then, my children are trafficked, not to one, not to two, three difference cities in New York. No explanation. Then they're switched to a foster home on secondary emergency placement, then you guys give 'em back, oops, we screwed up, here, just claim a housing dependency, real quick. Sign this paper, we'll drop them off to you that day and not say anything. And now the entire time that I been trying to get answers from every one of you people, I've been attacked, I've been threatened, bullied. I've been charged...Jason Reese's office doesn't know how to sit there and even...field public records requests. And all you people worry about is your position of authority...

PRESIDENT BATES AYLWARD: Ten seconds.

JUSTIN NICELY: How about you start listening to the public, start making a reform, drastic changes and start holding people like...you know...your heads accountable for what they do.

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PRESIDENT BATES AYLWARD: Thank you sir. (*Applause*). Our next speaker is Miss Skylark Bruce. And Miss Bruce, if you would approach and give us your name and residential address. Thank you.

SKYLARK BRUCE: My name is Skylark Bruce and I live at 2216 Bollinger Ave. NE. Frank Tyson should be alive right now. At a town hall in 2020, then Captain, now Chief, John Gabbard, said it was abhorrent to watch George Floyd be murdered by police. Now, Gabbard has a chance to do right in a very similar case, in his jurisdiction. On August 16, 2020, then Mayor Tom Bernabei, said that Canton Po...Canton Police's policies were then updated to match the 8 Can't Wait standards to stop the worse cases of police brutality. Unless CPD has changed since then, the officers involved in Tyson 's death on April 18th, broke multiple policies and should be prosecuted accordingly. These are the six of the 8 Can't Wait standards that are applicable to how these CPD officers behaved: #1) Ban choke holds and strangle holds. What else would you call it when an officer kneels on someone's neck for eight minutes; #2) Require de-escalation. The officer moved immediately to physically restrain Mr. Tyson. Common de-escalation techniques can include respecting personal space, choosing not to touch someone who isn't actively harming anyone and listening to their concerns. There was zero attempt to do any of these things. Also, Mr. Tyson may have just been injured in a car crash. A simple, "are you hurt", "can we get you help" may have gone a long way; #3) Require warning before deadly force. At no point did the officers warn Mr. Tyson that grave harm could come to him. In fact, Mr. Tyson repeatedly warned them of the risk that they posed to him. How many times did we hear him repeat, "They're going to kill me"; #4) Exhaust all alternatives before deadly force. After the officers wrestled Mr. Tyson to the floor and handcuffed him, this would have been an excellent time to sit him up, bring in EMTs and/or remove him from the building. But no, the officers did none of these; #5) Duty to intervene. Multiple officers were present besides the officer who used his knee in a deadly manner on Mr. Tyson. Any of them could have said, "No, we're taking this too far." Their silence speaks to a culture of callousness in the Canton Police Department; #6) Require use of force continuum. This basically means officers should not use more force than needed in a given situation. Given that Mr. Tyson told them that he was having trouble breathing, that he was worried about his own imminent death, and that he stopped responding long before the officers bothered to check on him, this says far more force was used than necessary.

PRESIDENT BATES AYLWARD:

SKYLARK BRUCE: Yes, Frank, you were right. The officers were going to kill you. Justice for Frank Tyson. Black Lives Matter and free...free Palestine. (*Applause*).

PRESIDENT BATES AYLWARD. Thank you, Miss Bruce.

COMMUNICATIONS

PRESIDENT BATES AYLWARD: Alright. 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 WITH THE AGENDA ITEMS FILE DATED APRIL 29, 2024.

2. REO NECESSARY CONTRACTS FOR PERRY HEIGHTS AREA WATER MAIN REPLACEMENT PROJECT - PHASE 2; AMEND APPROP. O# 61/2024; EMERGENCY (SUPP APPROP IN PROJECT FUND). - SERVICE DIRECTOR HIGHMAN

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3. REO CONTRACT FOR ABANDONMENT OF NORTHWEST WATER TREATMENT PLANT COLLECTOR WELL #3; REO RELEASE OF EASEMENT AT 4125 SALWAY AVE NW; EMERGENCY. - SERVICE DIRECTOR HIGHMAN
4. REO TO FILE THE 2024 COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN WITH HUD; AMEND APPROPRIATE BUDGET ORDINANCE; EMERGENCY (SUPP APPROP IN COMMUNITY DEVELOPMENT FUNDS). - SERVICE DIRECTOR HIGHMAN
5. REO AGRMT FOR SERVICE CENTER PROPERTY ACQUISITION (PARCEL #5200863); AMEND O#61/2024; EMERGENCY (SUPP APPROP FROM CAPITAL PROJECTS FUND). - SERVICE DIRECTOR HIGHMAN
6. REO RENEWAL OF EASEMENT WITH U.S. ARMY CORPS OF ENGINEERS; EMERGENCY. - SERVICE DIRECTOR HIGHMAN

ORDINANCES AND FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT BATES AYLWARD: We are now under Ordinances and Formal Resolutions for their First Reading. Madam Clerk, would you please begin with Ordinance #7.

NOTE: PRESIDENT BATES AYLWARD CALLED UPON CLERK WOOD TO READ ORDINANCES #7 THROUGH #16 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- O#7. (1ST RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO CREATE THE 2358 C&DD PROGRAM FUND; AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (\$1,000.00 SUPP APPROP FR UNAPPROP BAL OF 7601 ADVANCE OUT TO OTHER FUND TO 2358 C&DD PROGRAM FUND – ADVANCE IN FROM OTHER FUND)
Referred to Finance Committee
- O#8. (1ST RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO CREATE THE 2357 RV PARKS/CAMPGROUND PROGRAM FUND; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#9. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A GRANT AGREEMENT WITH COMMUNITY BUILDING PARTNERSHIP OF STARK COUNTY, INC. IN AN AMOUNT NOT TO EXCEED \$250,000 UTILIZING ISSUE 13 COMPREHENSIVE PLAN NEIGHBORHOOD FUNDS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#10. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (\$500,000.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 200501 GENERAL GOV'T SUPPORT ADMIN - OTHER)
Referred to Finance Committee

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- O#11. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO. 40/2000, AS AMENDED, TO ESTABLISH THE ATTACHED EXHIBIT THE CLASSIFICATION PLAN FOR THE SAFETY DIRECTOR'S TRAFFIC ENGINEERING, SIGN, & PAINT DIVISION BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- O#12. (1ST RDG) AN ORDINANCE APPROVING THE CITY OF CANTON 2024-2028 CONSOLIDATED ACTION PLAN; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO FILE WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT SAID PLAN; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Community & Economic Development Committee
- O#13 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO CONTRACT FOR THE PURCHASE OF ONE (1) TRACK MOUNTED DOZER; OR TO ALTERNATIVELY PURCHASE SAID PURCHASE PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Committee
- O#14 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CHANGE ORDER #2 WITH AECOM TECHNICAL SERVICES INC. IN AN AMOUNT NOT TO EXCEED \$50,314.66 FOR THE 11TH ST. SE INTERSECTION AND ROADWAY IMPROVEMENT PROJECT. GP 1144; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR THESE CONTRACTS NEEDED TO CONSTRUCT THIS PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Safety & Thoroughfares Committee
- O#15 (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE OR DESIGNEE TO FILE WITH HUD A 2024 ANNUAL ACTION PLAN FOR THE 2024 COMMUNITY DEVELOPMENT BLOCK GRANT, 2024 HOME INVESTMENT PARTNERSHIP, AND 2024 EMERGENCY SOLUTIONS GRANT PROGRAMS; RATIFYING SUBMISSION AND FILING OF SAID PLAN; AUTHORIZING THE MAYOR TO EXECUTE GRANT AGREEMENTS WITH HUD AND TO ACCEPT FUNDING FOR THE THREE PROGRAMS; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AWARD, AND ENTER INTO ALL CONTRACTS NECESSARY FOR THE TIMELY EXPENDITURE OF COMMUNITY DEVELOPMENT BLOCK GRANT, EMERGENCY SOLUTIONS GRANT AND HOME INVESTMENT PARTNERSHIP PROGRAMS FUNDS; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ALL CONTRACTS TO IMPLEMENT THE 2024

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ACTION PLAN UTILIZING ANY PROCESS AUTHORIZED BY THE OHIO REVISED CODE OR CANTON CODIFIED ORDINANCES; AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (\$2,772,815.00 SUPP APPROP FR UNAPPROP BAL OF 2211 COMMUNITY DEV FUND TO 2211 506001 COMMUNITY DEVELOPMENT ADMIN – OTHER; \$1,148,167.47 SUPP APPROP FR UNAPPROP BAL OF 2214 HOME FUND TO 2214 506001 COMMUNITY DEVELOPMENT ADMIN – OTHER; \$225,340.00 SUPP APPROP FR UNAPPROP BAL OF 2219 EMERGENCY SHELTER FUND TO 2219 506001 COMMUNITY DEVELOPMENT ADMIN – OTHER)

Referred to Community & Economic Development Committee

O#16 (1ST RDG) **ADOPTED AS ORDINANCE NO. 83/2024** A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT ROAD SALT CONTRACT; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

CLERK WOOD: Madam President.

PRESIDENT BATES AYLWARD: Thank you. At this time the Chair would declare an in-house recess for the Finance Committee to meet in regard to Ordinance #16 on your agenda this evening. You are now in recess.

(COUNCIL RECESSED AT 7:42 PM FOR THE FINANCE COMMITTEE TO MEET IN REGARDS TO O#16; RECONVENED AT 7:43 PM)

PRESIDENT BATES AYLWARD: Alright, Council is now reconvening after the recess, Leader Mariol.

MEMBER MARIOL: Madam President, I move we suspend Rule 22A to place Ordinance #16 back on this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to suspend Rule 22A to place Ordinance #16 back on this evening's or agenda. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

PRESIDENT BATES AYLWARD: Thank you., Madam Clerk. The motion carries and Ordinance #16 is now a legal part of your agenda. Leader.

MEMBER MARIOL: Madam President, I move we suspend statutory Rules on Ordinance #16.

MEMBER BABCOCK: Second.

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PRESIDENT BATES AYLWARD: It's moved and seconded to suspend the Statutory Rules on Ordinance #16. Are there any remarks? ...Hearing none, roll call vote, please, Madam Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

PRESIDENT BATES AYLWARD: Thank you. You've heard the three readings, Leader.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #16.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: 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 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#16 ADOPTED AS ORDINANCE NO. 83/2024

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinance #16 has been adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT BATES AYLWARD: Alright. We are now under Ordinances and Formal Resolutions for their Second Reading. Madam Clerk, would you please begin with Ordinance #17.

NOTE: PRESIDENT BATES AYLWARD CALLED UPON CLERK WOOD TO READ ORDINANCES #17 THROUGH #22 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- O#17. (2ND RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (\$2,643.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN – OTHER) (PRISONER EXTRADITION, CLEARWATER FL)
- O#18. (2ND DG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (\$2,643.00 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN – OTHER) (PRISONER EXTRADITION, MURFREESBORO TN)
- O#19. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH ARCADIS FOR DESIGN OF THE WEST MANOR AREA WATER MAIN REPLACEMENT PROJECT; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR RELATED CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY THE BOARD OF CONTROL PURSUANT TO CANTON CODIFIED ORDINANCE 105.14; AMENDING APPROPRIATION

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ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (\$149,010.00 SUPP APPROP FR UNAPPROP BAL OF 5201 WATER WORKS FUND TO 5201 207090 WEST MANOR AREA WATER MAIN REPLACEMENT PROJECT – PHASE 1 – OTHER)

O#20. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT AMENDMENT WITH THE COMMUNITY DROP-IN CENTER IN AN AMOUNT NOT TO EXCEED \$18,000.00 FOR FACILITY IMPROVEMENTS USING CDBG FUNDS; AND DECLARING THE SAME TO BE AN EMERGENCY

O#21. (2ND RDG) A FINAL RESOLUTION ADOPTING PLANS, AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO COOPERATE WITH AND REQUEST THE DIRECTOR OF TRANSPORTATION TO PROCEED WITH THE IMPROVEMENTS TO WALNUT AVE NE (S.R. 43D) THROUGH MARKET AVE N. FROM 12TH ST NE TO 19TH ST NW (S.L.M. 0.00 TO S.L.M. 0.75) AND MARKET AVE N. (S.R. 43) TO 55TH ST NW (S.L.M. 14.40 TO S.L.M. 17.14 AND TUSCARAWAS ST NW (S.R. 172) FROM WHIPPLE AVE NW TO WERTZ AVE NW (S.L.M. 11.85 TO S.L.M. 12.77) AND FROM SMITH AVE NW TO I.R. 77 (S.L.M. 13.28 TO 13.46), INCLUDING RESURFACING, CURB, CURB AND GUTTER, DRAINAGE UPGRADES, PAVEMENT, PAVEMENT PLANNING, TRAFFIC SIGNAL UPGRADES, AND PAVEMENT MARKINGS, LYING WITHIN THE CITY OF CANTON; AUTHORIZING THE AUDITOR TO PAY ANY MORAL OBLIGATIONS TO ODOT AS A RESULT OF THE CITY'S FINAL COST SHARE; AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (\$430,000.00 SUPP APPROP FR UNAPPROP BAL OF 2175 COMPREHENSIVE PLAN FUND TO 2175 202001 ENGINEERING-ADMINISTRATION – OTHER)

O#22. (2ND RDG) AN ORDINANCE AMENDING SECTION 917.09 LICENSE TO CUT, REMOVE, TREAT OR PRUNE TREES WITHIN THE CITY LIMITS REQUIRED; FEE OF CHAPTER 917, TREES

CLERK WOOD: Madam President.

PRESIDENT BATES AYLWARD: Thank you, Madam Clerk.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT BATES AYLWARD: We are now under Ordinances and Formal Resolutions for their Third, Final Reading and vote. Madam Clerk, would you please begin with Ordinance #23.

NOTE: PRESIDENT BATES AYLWARD CALLED UPON CLERK WOOD TO READ ORDINANCE #23 FOR ITS THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

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O#23. (3RD RDG) **ADOPTED AS ORDINANCE NO. 84/2024** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH JSC PROPERTIES LLC TO PROVIDE REAL PROPERTY TAX EXEMPTIONS; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT BATES AYLWARD: Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #23.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded that we adopt Ordinance #23. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#23 ADOPTED AS ORDINANCE NO. 84/2024

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinance #23 is adopted. Ordinance #24, please.

O#24. (3RD RDG) **ADOPTED AS ORDINANCE NO. 85/2024** AN ORDINANCE ESTABLISHING THE "JSC PROPERTIES LLC NON-SCHOOL TIF," AUTHORIZING FINANCING AND MAINTENANCE OF PUBLIC INFRASTRUCTURE IMPROVEMENTS UNDER SECTION 5709.40, ET. SEQ., OF THE OHIO REVISED CODE; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT BATES AYLWARD: Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #24.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Ordinance #24. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#24 ADOPTED AS ORDINANCE NO. 85/2024

PRESIDENT BATES AYLWARD: Thank you, the motion carries and Ordinance #24 is adopted. Ordinance #25, please.

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O#25. (3RD RDG) **ADOPTED AS ORDINANCE NO. 86/2024** A RESOLUTION ACCEPTING THE TAX INCENTIVE REVIEW COUNCIL'S RECENT RECOMMENDATIONS REGARDING ENTERPRISE ZONE AGREEMENTS; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT BATES AYLWARD: Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #25.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Ordinance #25. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#25 ADOPTED AS ORDINANCE NO. 86/2024

PRESIDENT BATES AYLWARD: Thank you. Ordinance... 20...am I on #26?

CLERK WOOD: 26.

PRESIDENT BATES AYLWARD: 26, yes, 26 is adopted. Leader Mariol. Oh, I'm sorry...so sorry...

O#26. (3RD RDG) **ADOPTED AS ORDINANCE NO. 87/2024** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (SUPP APPROP AND INTER-FUND TRF FROM GENERAL OPERATING FUND AND HOFV PROJECT FUND)

PRESIDENT BATES AYLWARD: Leader Mariol. I'm getting ahead of myself.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #26.

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#26 ADOPTED AS ORDINANCE NO. 87/2024

PRESIDENT BATES AYLWARD: Okay, the motion carries and Ordinance #26 has been adopted. Ordinance #27, please.

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O#27. (3RD RDG) **ADOPTED AS ORDINANCE NO. 88/2024** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ALL CONTRACTS NEEDED WITH THE BOARD OF STARK COUNTY COMMISSIONERS FOR THE HARMONT AVE. – COLUMBUS RD. NE RESURFACING PROJECT, G.P. 1401; OR TO ALTERNATIVELY ENTER INTO SAID CONTRACTS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS NEEDED FOR THE FINAL CLOSE OUT OF THIS PROJECT TO STARK COUNTY IN ORDER TO ACCOUNT FOR FINAL PROJECT QUANTITIES AND FINAL CHANGE ORDER; AMENDING APPROPRIATION ORDINANCE NO. 61/2024; AND DECLARING THE SAME TO BE AN EMERGENCY (SUPP APPROP FROM AMAZON TIF FUND)

PRESIDENT BATES AYLWARD: Thank you. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #27.

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#27 ADOPTED AS ORDINANCE NO. 88/2024

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinance #27 has been adopted. Ordinance #28, please.

O#28. (3RD RDG) **ADOPTED AS ORDINANCE NO. 89/2024** AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO CERTIFY TO THE COUNTY AUDITOR UNPAID AND DELINQUENT CHARGES FOR SERVICES PERFORMED BY AND/OR ON BEHALF OF THE CITY OF CANTON BUILDING AND CODE DEPARTMENT FOR BOARD UP/CLEAN UP/DEMOLITION CHARGES; AND DECLARING THE SAME TO BE AN EMERGENCY

CLERK WOOD: Madam President.

PRESIDENT BATES AYLWARD: Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #28.

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#28 ADOPTED AS ORDINANCE NO. 89/2024

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinance #28 has been adopted. Ordinance #29, please.

O#29. (3RD RDG) **ADOPTED AS ORDINANCE NO. 90/2024** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT TO HIRE A CERTIFIED MASTER PLANS EXAMINER AT AN HOURLY RATE OF \$95, IN AN AMOUNT NOT TO EXCEED \$125,000 FOR THE FIRST YEAR OF THE AGREEMENT; AUTHORIZING THE CONTRACT TO BE AUTOMATICALLY RENEWED UNLESS TERMINATED BY EITHER PARTY AND RENEWED YEARLY AT AN INCREASE OF 3% OF THE HOURLY RATE; AND DECLARING THE SAME TO BE AN EMERGENCY (SUPP APPROP TO GENERAL GOV'T SUPPORT ADMIN – OTHER)

PRESIDENT BATES AYLWARD: Thank you. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #29.

MEMBER BABCOCK: Second.

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

MEMBER MORRIS: Madam President.

PRESIDENT BATES AYLWARD: Yes, Member Morris.

MEMBER MORRIS: Just comments, no questions. \$95.00 an hour not to exceed \$125,000.00, a 3% pay increase almost guaranteed for a Certified Master Plan Examiner. Jobs... uh Government Jobs.com city of Cleveland adverting Certified Master Plan Examiner, \$72,000 to \$85,000 that comes out to a total on the high in at \$46... or I'm sorry, \$40.86 an hour. Doesn't say anything about guaranteed raises. I think we should hold out so I'm going to vote no.

PRESIDENT BATES AYLWARD: Are there any other remarks other than Member Morris? Okay, hearing no further remarks, roll call vote on Ordinance #29, please.

NO REMARKS

ROLL CALL 10 YEAS, 1 NAY
(MEMBER MORRIS VOTED NAY)

CLERK WOOD: Ten yeas, one nay, Madam President.

#29 ADOPTED AS ORDINANCE NO. 90/2024

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PRESIDENT BATES AYLWARD: Thank you, Madam Clerk. The motion does carry and Ordinance #29 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT BATES AYLWARD: We are under the Announcement of Committee Meetings. Our next meeting date is May 6th, 2024 and Committee Meetings will start at 6:15 PM. There will be a Community Development Presentation to review the Consolidated and Action plans. Uh... Finance Committee.

MEMBER GIAVASIS: Madam Chair, Finance will meet at that time.

PRESIDENT BATES AYLWARD: Personnel Committee. Personnel Committee...

MEMBER KIMBROUGH: Oh I'm sorry, yes, Personnel will meet at the same time 6:15 PM.

PRESIDENT BATES AYLWARD: Community & Economic Development Committee.

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

PRESIDENT BATES AYLWARD: Thank you. Public Safety & Thoroughfares.

MEMBER BABCOCK: Madam President, Public Safety & Thoroughfares will meet same time, same place.

PRESIDENT BATES AYLWARD: And Public Property Capital Improvement.

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

PRESIDENT BATES AYLWARD: Excellent.

MISCELLANEOUS BUSINESS

PRESIDENT BATES AYLWARD: Okay, we are now under Miscellaneous Business. Is there any Miscellaneous Business to bring before the body.

MAYOR SHERER: Madam President.

PRESIDENT BATES AYLWARD: Yes Mayor.

MAYOR SHERER: I would like to recognize tonight, and give a shout out to a great not-for-profit Walking With A Purpose. They had a great event they did down in Nimisilla Park this weekend. (*Applause*) Tony Baker and all the volunteers that were able to make that happen, I mean... hats off. And we're going to see what the City of Canton can do to help you out. (*Applause*)

PRESIDENT BATES AYLWARD: Okay, excellent. With... did anyone else like to make a comment under Miscellaneous Business?

MEMBER CHRIS SMITH: Yes, Madam President.

PRESIDENT BATES AYLWARD: Yes, Member Smith.

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MEMBER SMITH: I would just like to first of all give my personal condolences to the Tyson Family. I'm asking all the Elected Officials... uh members of the community to come out on Wednesday which is May the 1st at the Mount Olive Missionary Baptist Church, which is located at 1403 13th St SE for a very, very important Town Hall meeting and it's concerning Mr. Tyson's...uh incident. Thank you.

PRESIDENT BATES AYLWARD: Thank you. And what time on that again?

MEMBER CHRIS SMITH: The time is 5:00 PM.

PRESIDENT BATES AYLWARD: 5:00 PM.

MEMBER CHRIS SMITH: May the 1st.

PRESIDENT BATES AYLWARD: Okay.

MEMBER CHRIS SMITH: 1403 13th St SE.

UNKNOWN COUNCIL MEMBER: What time Chris?

PRESIDENT BATES AYLWARD: 5:00 PM.

MEMBER CHRIS SMITH: It's at 5:00 PM.

PRESIDENT BATES AYLWARD: Okay, are there any further comments in Miscellaneous Business?

MEMBER CHRIS SMITH: And I also meant to mention...

PRESIDENT BATES AYLWARD: Go ahead... go ahead...

MEMBER CHRIS SMITH: ...I'm so sorry. About the uh... two million dollars that we got for East Tusc. Was that the amount?

UNKNOWN COUNCIL MEMBER: Yes.

MAYOR SHERER: 2.2.

MEMBER CHRIS SMITH: Oh okay.

PRESIDENT BATES AYLWARD: Even better.

MAYOR SHERER: Almost... almost 2.2 from Congresswoman Emilia Sykes.

PRESIDENT BATES AYLWARD: Right.

MEMBER CHRIS SMITH: Right. Thank you, it was so many zeros I couldn't remember what the amount was.
(Laughter)

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PRESIDENT BATES AYLWARD: Yes and thank you too Congresswoman Emilia.

MAYOR SHERER: Chris you still got... you still got the check.

MEMBER CHRIS SMITH: I have the check in my living room. Those of you that would like to come see it's on display... *(laughter)*

MEMBER COOKS: Madam President.

PRESIDENT BATES AYLWARD: Yes, Member Cooks.

MEMBER COOKS: I too also would like to express my sincere condolence... condolences for our friend Tyson and his family... his son. And know with each and every Elected Official and community member how important it is for us to try and make it to the event on Wednesday to show our support... uh right now going forward... uh for situations like this.

PRESIDENT BATES AYLWARD: Thank you, Member Cooks. Are there any other comments under Miscellaneous Business?

MEMBER KIMBROUGH: Uh... yes... uh...

PRESIDENT BATES AYLWARD: Member Kimbrough.

MEMBER KIMBROUGH: On Thursday, will be the National Day of Prayer, 12:00 PM at Centennial Plaza and we'll be praying for everyone. Thank you. My condolences to the family.

PRESIDENT BATES AYLWARD: Thank you, Member Kimbrough. Are there any further comments? ...Hearing no further comments under Miscellaneous Business, Leader Mariol

MEMBER MARIOL: Madam President, I move we adjourn.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: Roll call, vote Madam Clerk.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

PRESIDENT BATES AYLWARD: Thank you, this meeting is adjourned. *(Gavel falls)*

ADJOURNMENT TIME: 8:01 PM

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ATTEST: May 3, 2024
JILL M. WOOD
CLERK OF COUNCIL

APPROVED:
KRISTEN BATES AYLWARD
PRESIDENT