

**MOMENT OF SILENCE FOR PARIS ATTACKS**

**ROLL CALL:** Ten Members Present

**MOTION TO EXCUSE MEMBERS:** Member Morris and Member Babcock Absent

**INVOCATION:** Reverend Benson Okpara

**PLEDGE OF ALLEGIANCE:** President Schulman

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1<sup>st</sup> Rdg O#14 - O#15; 2<sup>nd</sup> Rdg O#16 - O#17; O#14 & O#15 Adopted on 1<sup>st</sup> Rdg)

**PUBLIC HEARINGS:** None

**OLD BUSINESS (PUBLIC SPEAKS):** None

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**PUBLIC SPEAKS (CITY BUSINESS):** Robin Johnson, the wife of Fred Johnson, said that her husband served as a community leader for fifty years. He opened the first black pharmacy in the area. She is requesting approval of the name change from Bruce Avenue SE to Fred Johnson Way SE. Lee Cote resides six blocks from #47 fire station which was closed about six months ago. He said that two young men were replacing brakes on a car when one of them got his leg pinned between the car and a truck. 9-1-1 was called, but they had to come all the way from 25<sup>th</sup> and Cleveland. Soon after the paramedics arrived another young man went into an epileptic fit and they had to administered aid to him. The young man with the injured leg had to wait until another ambulance arrived all the way from West Tusc and Raff. He said that many people think Ward 8 is a rich area, but it is just like the rest of the City, and he asked Council to find it in their budget or secure grants so the fire department may hire more firefighters. Jason Scaglione lives near Station 5 which has been closed. He said that many elderly people live near this location. He feels that this is very serious business and Council must do everything possible to keep their citizens safe. Pete DiGiacomo remarked about how long Council knew about the fire department being short handed. He said the same thing happened with the police department, and they found a grant to get the extra officers. He feels we must put those two safety services first and have our priorities in order, which falls in line with the budget. He ended by asking how much would a lawsuit cost? Sharon Johnson is in support of the name change from Bruce Avenue to Fred Johnson Way. She said that Fred was and still is an icon in the community. He was part of the TACKLE Neighborhood Association along with her. She said that while they had the same name they were not related, but received each other's mail. Fred was always smiling and always concerned for his fellow neighbors. She hopes everyone will remember him the same way. Pastor David Morgan spoke about the terrorist events of this past week. He said the attacks in France and Lebanon have made us suspicious of one another, which is fueled by broadcasts and propaganda leaving us in despair. He said that we have two opportunities that can make a difference. One is the Thanksgiving dinner at St. Paul's on November 22<sup>nd</sup> at 7:00 P.M. where people may come and give thanks for the blessings we enjoy. The other is the local Speech and Debate Program at McKinley High School which teaches young people the art of rationale debate and offers growth for more mature thought processes.

**INFORMAL RESOLUTIONS:**

37. COUNCIL-AS-A-WHOLE: AUTHORIZING LAW DIR TO SIGN ON AS FRIEND OF THE COURT IN THE *FRIEDRICHS V. CALIFORNIA TEACHERS ASSOC* CASE IN SUPPORT OF "FAIR SHARE FEES" UNION PRECEDENT. - ADOPTED

**COMMUNICATIONS:**

393. AUDITOR MALLONN: MTHLY REPORT BY FUND FOR 10/1/15 THRU 10/31/15. - RECEIVED & FILED

394. AUDITOR MALLONN: YRLY REPORT BY FUND FOR 1/1/15 THRU 10/30/15. - RECEIVED & FILED

395. CLERK OF COUNCIL TIMBERLAKE: ADVISE COUNCIL MEMBERS THAT ALL PERMITS TO SELL ALCOHOL EXPIRE ON 2/1/16 AND TO SUBMIT ANY OBJECTIONS NO LATER THAN 11/24/15. - RECEIVED & FILED

396. COURT ADMIN KOCHERA: REQ \$47,500.00 SUPP APPROP FR UNENCUMBERED BAL #2762-701001 INDIGENT DRIVER ALCOHOL TREATMENT FUND TO OTHER #2762-701001 INDIGENT DRIVER ALCOHOL TREATMENT FUND. - FINANCE COMMITTEE

397. COURT ADMIN KOCHERA: REQ \$13,767.17 APPROP TRF FR PERSONNEL SERVICES #2767-701001 JAIL DIVERSION GRANT FUND TO OTHER #2767-701001 JAIL DIVERSION GRANT FUND. - FINANCE COMMITTEE

398. DEPUTY MAYOR WILLIAMS: REQ \$55,636.00 SUPP APPROP FR UNAPPROP BAL OF 4509 - 2006 RECREATIONAL BOND FUND TO 4509 506001 - COMMUNITY DEVELOPMENT - ADMIN.-OTHER (SPRAYPARK CONSTRUCTION @ COLEMAN/SOUTHEAST COMM CTR). - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE

399. DEPUTY MAYOR WILLIAMS: AUTH DESIGNATION OF COMMERCIAL IMPROVEMENTS OF PROP IN HALL OF FAME PROJ SITE FOR PUBLIC PURPOSE THEREBY EXEMPTING IMPROVEMENTS FR REAL PROP TAXATION, AND PROVIDE FOR SERVICE PAYMENTS IN LIEU OF TAXES, A PORTION OF WHICH SHALL BE DISTRIBUTED TO CANTON CITY SCHOOL DISTRICT AND PLAIN LOCAL SCHOOL DISTRICT PURSUANT TO 5709.42. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

400. FINANCE CHAIR HAWK: REQ MAYOR & FINANCE DIR TO PRODUCE TEMPORARY 2016 REVENUE DRIVEN BALANCED BUDGET. - RECEIVED & FILED

**COMMUNICATIONS CONTINUED:**

401. LAW DIRECTOR MARTUCCIO: AUTHORIZE INFORMAL RESOLUTION ADOPTING AND CERTIFYING RESOLUTION OF NECESSITY TO STARK COUNTY AUDITOR TO CERTIFY TOTAL CURRENT TAX VALUATION OF CITY OF CANTON AND CERTIFICATE OF ESTIMATED PROP TAX REVENUE; AUTHORIZE LEGISLATION TO SUBMIT 4.0 MILL PARK LEVY RENEWAL FOR 5 YRS FOR MARCH 2016 PRIMARY ELECTION BALLOT. - PARKS & RECREATION AND FINANCE COMMITTEES
402. LIQUOR CONTROL DIV (OHIO): NOTIFICATION THAT PERMITS TO SELL ALCOHOLIC BEVERAGES EXPIRE 2/1/16. - RECEIVED & FILED
403. TREASURER PEREZ: RPT OF PARKING METER REVENUE FOR OCTOBER, 2015. - RECEIVED & FILED
404. TREASURER PEREZ: RPT OF AMBULANCE LOCK BOX ACCT FOR OCTOBER, 2015. - RECEIVED & FILED

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

- 1<sup>ST</sup> RDG 1. AMEND O#55/77, AS AMENDED, KNOWN AS CITY OF CANTON ZONING ORD; EMERGENCY (2835 W TUSC ST FOR FETTMAN PROP MGMT FR B-3 GENERAL BUSINESS & R-1 SINGLE FAMILY RESIDENTIAL TO PB-3 PLANNED GENERAL BUSINESS, WARD 3) **PUB HRG 11/30/15 @ 7:30 PM**  
Referred to Judiciary Committee
- 1<sup>ST</sup> RDG 2. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT WITH ALLIANCE FOR CHILDREN & FAMILIES TO PROVIDE GRANT UTILIZING HOME FUNDS IN AMT NOT TO EXCEED \$325,000.00 FOR CONSTRUCTION OF 10-UNIT APARTMENT COMPLEX WITH 30-BED CAPACITY FOR HOMELESS FAMILIES WITHIN THE CITY; EMERGENCY (500 BLOCK OF LINWOOD SW)  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 3. APPROVE DEPT OF DEVELOPMENT'S AMENDED CITIZEN PARTICIPATION PLAN; EMERGENCY (HUD POLICIES)  
Referred to Community & Economic Development Committee
- 1<sup>ST</sup> RDG 4. DECLARE WEEK OF DECEMBER 7 - DECEMBER 11, 2015 TO BE AMNESTY WEEK FOR ANY PERSON WITH UNPAID PARKING TICKETS AND UNPAID RENTAL REGISTRATION FEES; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 5. AUTHORIZE MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF MENTAL HEALTH AND ADDICTION SERV FOR RECEIPT OF FY 2016 SPECIALIZED DOCKET SUBSIDY GRANT IN AMT OF \$42,700.70; AMEND APPROP O#266/2014; EMERGENCY (\$42,700.70 UNAPPROP BAL OF 2797 SPECIALIZED DOCKET GRANT FUND TO 2797 701001 SPECIALIZED DOCKET GRANT - PERSONNEL)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 6. AMEND APPROP O#266/2014; EMERGENCY (\$48,850.00 SUPP APPROP FR UNAPPROP BAL OF GUARDRAIL/ATTENUATOR REPLACEMENT FD TO 2415 202210 STREET MAINT; APPROP TRFS FOR STREET MAINT, BLDG MAINT, PIROLOZZI, CENTRAL COMM, TRAFFIC, HUMAN RESOURCES, CIVIL SERV, URBAN FORESTRY PER EXHIBIT A)  
Referred to Finance and Public Property Capital Improvement Committees
- 1<sup>ST</sup> RDG 7. APPROVE EXERCISE OF 1-YR OPTION OF FUEL CREDIT CARD PROG WITH SPEEDWAY, LLC; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 8. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT WITH STARK COUNTY PUBLIC DEFENDER COMMISSION FOR PROVISION OF LEGAL SERV TO INDIGENTS; EMERGENCY  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 9. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO 36 MO EXTENSION OF CITY'S CURRENT CONTRACT WITH AT&T CORP FOR DS1, DS3 AND ISDN SERV AND TO NEGOTIATE AND ENTER INTO CONTRACT WITH AT&T CORP FOR IP FLEXIBLE SOLUTION TO REPLACE CITY'S CURRENT PHONE CARRIER SERV AND LONG DISTANCE SERV CONTRACTS; EMERGENCY  
Referred to Finance and Public Property Capital Improvement Committees
- 1<sup>ST</sup> RDG 10. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERV AND/OR COOP PURCH CONTRACT PURSUANT TO CANTON CODIFIED ORDINANCE SEC 105.10 AND/OR SEC 105.11 WITH PRO ONCALL TECHNOLOGIES, LLC IN AMT NOT TO EXCEED \$44,000.00 TO UPGRADE CURRENT TOSHIBA PHONE SYSTEM, REPLACE EXISTING VOICEMAIL SERV AND PROVIDE 5 YR TOSHIBA SOFTWARE SUPPORT AND UPGRADE SERV; EMERGENCY  
Referred to Finance and Public Property Capital Improvement Committees
- 1<sup>ST</sup> RDG 11. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO PROF SERV CONTRACTS WITH PROF SERV INDUSTRIES, INC. FOR DESIGN, ENGINEERING, CONTRACT ADMIN AND OTHER PROF SERV FOR CITY HALL & CIRELLI BLDG ROOF REPAIR/REPLACEMENT PROJ AND TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACTS FOR SAID PROJ; EMERGENCY  
Referred to Public Property Capital Improvement Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:**

- 1<sup>ST</sup> RDG 12. AMEND APPROP O#266/2014; EMERGENCY (\$3,000.00 APPROP TRF FR 1001 852001 TREASURER - OTHER TO 1001 852001 TREASURER - PERSONAL SERVICES; \$51,014.21 APPROP TRF FR 2120 852101 INCOME TAX - OTHER AND \$15,000.00 APPROP TRF FR 2120 852101 INCOME TAX - INCOME TAX REFUND TO 2120 852101 TREASURER - PERSONAL SERVICES IN AMT OF \$66,014.21)  
Referred to Finance Committee
- 1<sup>ST</sup> RDG 13. AMEND TITLE NINE, TAXATION OF THE CODIFIED ORDINANCES OF CITY OF CANTON BY ADDITION OF CHAPTER 182, MUNICIPAL INCOME TAX (EFFECTIVE 1/1/16)  
Referred to Finance Committee

***(COUNCIL RECESSED AT 8:02 PM FOR THE ENVIRONMENTAL & PUBLIC UTILITIES COMMITTEE TO DISCUSS ORDINANCE #14; RECONVENED AT 8:05 PM)***

- 215/2015 14. AUTHORIZE ALL ACTIONS NECESSARY TO CONTINUE CANTON'S GOVERNMENTAL NATURAL GAS AGGREGATION PROG WITH OPT-OUT PROVISIONS PURSUANT TO ORC 4929.26, AUTHORIZE MAYOR OR SERV DIR TO EXECUTE SUPPLY AGMT AMENDMENT WITH CONSTELLATION ENERGY SERV - NATURAL GAS, LLC TO CONTINUE NATURAL GAS AGGREGATION PROG BEYOND MARCH 31, 2016; EMERGENCY  
Referred to Environmental & Public Utilities Committee

***(COUNCIL RECESSED AT 8:05 PM FOR THE FINANCE COMMITTEE TO DISCUSS ORDINANCE #15; RECONVENED AT 8:07 PM)***

- 216/2015 15. AMEND APPROP O#266/2014; EMERGENCY (\$1,351,074.50 APPROP TRF FR 7509 505010 FAIR HOUSING DEPT - OTHER TO 7509 101501 CODE ENFORCEMENT ADMIN - OTHER)  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING:  
*(SUSPENDED RULE 22A TO ADD 2<sup>ND</sup> RDG O#16 - O#17)***

- 2<sup>ND</sup> RDG 16. AMEND APPROP O#266/2014; EMERGENCY (\$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 6018 VEHICLE SELF INSURANCE FUND TO 6018 VEHICLE SELF INSURANCE FUND - OTHER) (FIN)
- 2<sup>ND</sup> RDG 17. AUTHORIZE MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONSTRUCTION CONTRACT FOR 53<sup>RD</sup> STREET RESERVOIRS REROOFING PROJ; RECEIVE GRANT FUNDS IN AMT OF \$355,417.00 AND ZERO PERCENT INT LOAN IN AMT OF \$369,923.00; AUTHORIZE AUDITOR TO ESTABLISH 5231 53<sup>RD</sup> ST. RESERVOIR ROOF REPLACEMENT PROJ FUND; AMEND APPROP O#266/2014; EMERGENCY (\$725,340.00 SUPP APPROP FR UNAPPROP BAL OF 5231 53<sup>RD</sup> ST. RESERVOIR ROOF REPLACEMENT PROJECT FUND TO 5231 207033 53<sup>RD</sup> ST. RESERVOIR ROOF REPLACEMENT PROJECT - OTHER (FIN)

**ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE:**

- 217/2015 18. RENAME BRUCE AVE SE, FRED JOHNSON WAY SE
- 218/2015 19. AMEND APPROP O#266/2014; EMERGENCY (\$39.84 SUPP APPROP FR UNAPPROP BAL OF 2772 2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUND TO 2772 102001 2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT - OTHER)
- 219/2015 20. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO CONTRACT FOR PURCH OF A BACKHOE PURSUANT TO O.R.C. SEC 125.04 AND CANTON CODIFIED ORDINANCE SEC 105.11; EMERGENCY (WATER DEPT)
- 220/2015 21. AUTHORIZE MAYOR OR SERV DIR TO ENTER INTO A JOB RETENTION TAX INCENTIVE AGMT WITH CUSTOM UTILICOM, INC. PURSUANT TO CITY'S INCENTIVE PROG; EMERGENCY
- 221/2015 22. AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT WITH BROWNFIELD RESTORATION GROUP IN AMT NOT TO EXCEED \$148,215.00 FOR WORK TO BE PERFORMED AT FORMER WEBER DENTAL FACILITY; AUTHORIZE AUDITOR TO CREATE FUND 2817 JOBS OHIO FUND; AMEND APPROP O#266/2014; EMERGENCY (\$148,215.00 SUPP APPROP FR UNAPPROP BAL OF 2817 JOBS OHIO FUND TO 2817 506001 COMM DEV ADMIN - OTHER)
- 222/2015 23. AUTHORIZE SAFETY DIR TO RECEIVE BLUE RIBBON ARSON COMMITTEE (BRAC) GRANT FOR SUPPLIES WORTH UP TO \$1,000.00; EMERGENCY (FIRE DEPT ARSON K-9 UNIT)
- 223/2015 24. AUTHORIZE SAFETY DIR TO RECEIVE 2015 COPS HIRING PROG GRANT IN ESTIMATED AMT OF \$981,670.00; AUTHORIZE AUDITOR TO RENAME 2773 BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT TO 2773 2015 COPS HIRING PROG GRANT FUND; EMERGENCY

**ANNOUNCEMENT OF COMMITTEE MEETINGS:****MONDAY, November 23, 2015 in Council Caucus Room at 5:45 PM**

- 1) Finance Committee
- 2) Public Property Capital Improvement Committee
- 3) Judiciary Committee
- 4) Community & Economic Development Committee
- 5) Environmental & Public Utilities Committee

Presentation on Muskingham Watershed

**MISCELLANEOUS BUSINESS:** Member Smuckler mentioned that The Repository listed debts by land owners who had not paid their taxes. Many of these names were landlords such as Mr. Filliez. He feels that since many of these back taxes are owed to the City our law department should go after these people with the county prosecutor. He said that many are repeat names who own ten to twelve properties. He reminded Council that for quite some time they've been told the fire department does not have enough manpower. He hopes that they can add more ambulance runs and have more fire stations open in the next administration. He feels it's his job to represent his constituents, and now is the time by keeping as many fire stations open as possible. Member Mack is very unhappy with the way Station 10 was closed. He feels the public should know before the closing and not after. If the Chief felt he was unable to keep the stations open, Member Mack feels he should have come to Council with a supplemental plan so they could stay open for the public. Member West asked how many firefighters were hired in the last two years, and the total number of firefighters as of January 1, 2015. Deputy Mayor Williams said he would have the exact numbers to him by morning. Member Mariol talked about the father in Lebanon who tackled the second bomber and was blown up trying to save others. His name is Adel Termos, and Member Mariol feels he deserves recognition. Member Hawk spoke about Communication #400 wherein he asked for a temporary budget which could be passed onto the next administration. He said that with a complete budget they may get a better grip on what they are facing next year and save duplication. He thanked everyone for their time and consideration. Law Director Martuccio announced that after the meeting, the Claims Committee would meet in Executive Session.

**ADJOURNMENT:** 8:30 P.M.