

# CANTON CITY COUNCIL

**President** William V. Sherer, II

**Council At Large:**

Bill Smuckler - **Majority Leader**  
James Babcock - **Asst. Majority Leader**  
Louis Giavasis

**Mailing Address:**

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**Ward Council Members:**

Greg Hawk, Ward 1  
Brenda Kimbrough, Ward 2  
Jason Scaglione, Ward 3  
Chris Smith, Ward 4  
Robert Fisher, Ward 5  
Kevin Hall, Ward 6  
John Mariol, Ward 7  
Peter Ferguson, Ward 8  
Frank Morris, Ward 9

**Final Agenda**  
**October 30, 2023**  
**7:00 PM**

**Roll Call:** Ten Members Present

**Motion to Excuse Members:** Member Scaglione and Member Morris Absent

**Invocation:** Chris Smith, Ward 4 Council Member

**Pledge of Allegiance:** President Sherer

**AGENDA CORRECTIONS & CHANGES:** (Suspended Rule 22A to add 1st Rdg O#30 & O#31; 2nd Rdg O#32 - O#41 and O#43 - O#48; O#30 & O#31 Adopted on 1st Rdg; O#42 Retained in Committee; O#48 Adopted on 2nd Rdg; O#51 Adopted As Amended)

**PUBLIC HEARINGS:** None

**OLD BUSINESS:** None

**PUBLIC SPEAKS:** Kimberly Bell spoke about the lack of resources for rent assistance. She suggested creating a program for residents to work hours to earn assistance. She also spoke about property owners raising rent. David Kerestes spoke about unethical conduct. Laura Groves came to give additional information on the Trap Neuter Return Program.

**INFORMAL RESOLUTIONS:**

1. Majority Leader Smuckler: Auth purch of a Special Operations vehicle, one (1) 2024 Silverado 3500 SRW Crew with 4WD for Fire Dept. - Adopted
2. Majority Leader Smuckler: Auth purch of 35 Automated External Defibrillators (AEDs) for various City buildings and departments. - Adopted
3. Personnel Committee: Confirm appt of Mr. David Patterson to Canton Board of Building Appeals commencing 10/30/23 to 12/31/24. - Adopted

**COMMUNICATIONS:**

4. Req to amend Approp O#51/2023; emergency (supp approp and inter-fund fr State of Ohio Camera Grant Fund). - Finance Director Crouse
5. Req D1, D2, D3, D3A, D6 liquor permit trf from All Day Cafe LLC to N&S Ventures 2023 LLC @ 1836 Maple Ave NE 1st FL & Patio, (Ward 9) - Liquor Control Div
6. Req to amend or suspend Sec 5 of Ordinance No.100/2011; req capping automatic annual cost of living adjustment in amt not to exceed 3% for City Council and all elected officials for calender yr 2024. - Mayor Bernabei
7. Req leg for Police in Parks Initiative Prog; emergency. - Safety Director Perry
8. Req to purch a Special Operations vehicle for Fire Dept. - Safety Director Perry
9. Req 105.04 Emergency Report for demo of 1376 Park Ave SW; emergency. - Safety Director Perry
10. Req leg for Ohio EMA ARPA First Responder Retention Incentive Grant; Amends Approp O#51/2023; emergency (supp approp fr Ohio EMA ARPA First Responder Retention Grant Fund). - Safety Director Perry
11. Req leg for sick leave for New Civil Engineering Tech II; emergency. - Service Director Highman
12. Req properties to be certified to County Auditor for liens due to unpaid Urban Forestry invoices; emergency. - Service Director Higman
13. Req for Automated External Defibrillators purch for various city dept. - Service Director Highman

#### **FIRST READINGS:**

14. Amend Approp O#51/2023; emergency (approp trf in Court's Computer Fund). - Finance Committee
15. Declare Improvements to real prop owned by Miller Cylde Alvin TTEE, exempt tax for 30 yrs; Establish the 2188 MAC.BID TIF Fund; emergency (Parcel No. 10016277, 3715 Harmont Ave. NE). - Community Economic & Development Committee
16. Modify automatic cost of living adjust increase for certain elected officials for 2024; emergency. - Personnel Committee
17. Amend Approp O#51/2023; emergency (supp approp and inter-fund trf fr State Body Worn Camera Grant Fund). - Finance Committee
18. Amend Approp O#51/2023; emergency (supp approx and inter-fund trf fr 2780 FY 19 Bullet Proof Vest Grant Fund). -Finance Committee
19. Amend Approp O#51/2023; emergency (inter-fund trf fr Asst. to Firefighters Fund). - Finance Committee

20. Amend Approp O#51/2023; emergency (supp approp and inter-fund trf fr Proj Safe Neighborhood Grant Fund). - Finance Committee
  21. Amend Approp O#51/2023; emergency (supp approp and inter-fund trf fr US Dept. Just/Bureau Asst Fund). - Finance Committee
  22. Auth wage increase of 3% for MGMT and Non-Bargaining Unit Personnel as of 1/1/24; emergency. - Personnel Committee
  23. Auth Sub-Award argmt with Newton Family Apartments Limited Partnership in Home Funds; emergency. - Community & Economic Development Committee
  24. Auth Sub-Award argmt with Newton Family Apartments Limited Partnership in ARPA Funds; emergency. - Community & Economic Development Committee
  25. Auth American Rescue Plan Act Sub-Award argmt with Canton For All People Acquisition and Holdings, LLC; emergency. - Community & Economic Development Committee
  26. Auth trf of real property to the Stark County Port Authority for subsequent trf to Canton For All People Aquisition and Holdings, LLC; emergency. - Community & Economic Committee
  27. Auth Auditor to close PO #2021-00005196; emergency. - Community & Economic Development Committee
  28. Accept the 2023 Prisoner Extradition Reimbursement Grant; Amend Approp O#51/2023; emergency. - Finance Committee
  29. Amend exhibit A to O#40/2000, As Amended, Classification Plan for Bargaining Unit Personnel; emergency. - Personnel Committee
- (Council recessed at 7:22 PM for the Finance and Personnel Committees to discuss O#30 and O#31; reconvened at 7:27 PM)*
30. **162/2023** Auth Auditor to create the 2824 Ohio EMA ARPA First Responder Retention Grant Fund; Amend Approp O#51/2023 emergency (supp approp fr Ohio EMA ARPA First Responder Retention Grant Fund). - Finance Committee\*
  31. **163/2023** Auth trf of 80 hrs sick time to Sarah Clutter, Civil Engineering Tech II; emergency. - Personnel Committee\*

**\*Ordinances and Formal Resolutions for First Reading Vote**

**SECOND READINGS: (SUSPENDED RULE 22A TO ADD 2ND RDG O#32 -O#41 and O#43 - O#48; O#42 RETAINED IN CMTE; O#48 ADOPTED)**

32. Amend Approp O#51/2023; emergency (approp trf in Clerk of Court Admin Fund) - FIN
33. Amend Approp O#51/2023; emergency (supp approp in Municipal Probation Fund) - FIN

34. Auth Job Creation Tax Incentive Agrmt with Howmet Aerospace; emergency - C&ED
35. Auth American Rescue Plan Act Sub-Award Agrmt with Beacon Charitable Pharmacy, Inc.; emergency - FIN
36. Amend Approp O#51/2023; emergency (supp approp from PACE Financing to Tourism Develop District TDD) - FIN
37. Amend Sec 1(0) of O#177/2006; emergency (Parks Change Drawer) - FIN
38. Approve and accept replat of Outlots 1164 and 1411; emergency (Shawnee Dev and Giltz Assoc, Faircrest St SW) - PS&T
39. Approve and accept replat of Lots 2264 and 5299; emergency (Terry & Peggy Miller, 1003 Cherry Ave NE) - PS&T
40. Approve and accept replat of part of Lots 6340 and 6342; emergency (Habitat for Humanity, 200 blk Warner Rd SE) - PS&T
41. Auth agrmt for and accept funds from 2023 Patrick Leahy Bullet Proof Vest Partnership Grant in amt of \$12,690.00; Auth contract for purch of approx 27 bulletproof vests for Police Dept; Amend Approp O#51/2023; emergency (supp approp from grant fund to Police Admin - Other) - FIN
42. **RETAINED IN CMTE**  
Auth submission of 2022 Annual Action Plan to US Dept of HUD; Auth all necessary contracts for expenditure of HOME Prg funds and effective operation of prog; emergency - C&ED
43. Auth all necessary contracts for purch of dumpster hauler truck for Sanitation Dept; Amend Approp O#51/2023; emergency (supp approp from Refuse Op Fund to Refuse Admin - Other) - FIN
44. Amend Approp O#51/2023; emergency (supp approp and inter-fund trf from 55th Street NE Water Line Extension Fund) - FIN
45. Amend Approp O#51/2023; emergency (supp approp and inter-fund trf from Lake-Hartville Water Line Extension Fund) - FIN
46. Auth Contract Change Order #4 for Allen Ave SE area Sanitary Sewer Replacement, GP 1332; emergency - FIN
47. Auth to apply for, accept and enter into Supplemental Water Pollution Control Loan Fund Agrmt for planning, design and/or construction of wastewater facilities; Auth to designate dedicated repayment source for loan; emergency - FIN
48. **164/2023** Amend Approp O#51/2023; emergency (various supp approps and inter-fund trfs) - FIN and PPCI\*

**\*Ordinances and Formal Resolutions for Second Reading Vote**

**THIRD READINGS:**

49. **165/2023** Establish Housing Development and Beautification Program using Issue 13 Comprehensive Funds and auth program contracts; emergency
50. **166/2023** Auth contract amendment to retainer agrmt for legal servs related to the Williams V. City of Canton Case; Amend O#51/2023; emergency (Supp approp from General Operating Fund to Law Admin - Other)
51. **AMENDED AS**  
**167/2023** Auth agrmt for and accept grant funds from the Office of Justice Program, Bureau of Justice Assistance; Enter into contract for purchase of 18 Getac Generation 7 Mobile Data Terminals; Auth to create 2823 FY 23 Edward Byrne Memorial Grant Fund; Amend O#51/2023; emergency (Supp Approp from Grant Fund to Police Admin - Other).
52. **168/2023** Auth grant agrmt with Timken Foundation of Canton for Community Engagement Efforts of Police Dept; Amend O#51/2023 (Supp Approp to Timken Foundation Policing Grant).
53. **169/2023** Establish FMV for fee simple takes of parcels nos. 203027 and 226438 for Tusc St. W Safety Corridor Project, GP 1165, STA-SR172-12.91, PID 115723 Early Right-of-Way Acquisition; emergency.
54. **170/2023** Auth Clerk of Council to certify County Auditor unpaid and delinquent charges for water, sanitation, and sewer; emergency.

#### **COMMITTEE MEETINGS:**

**Monday, November 13, 2023 in Civic Center's McKinley Room @ 6:15 PM**

Finance Committee

Community & Economic Development Committee

Personnel Committee

**MISCELLANEOUS BUSINESS:** Member Smuckler wished all the candidates good luck for the General Election coming up this Tuesday. He spoke about the two major issues that will be on the ballot and encouraged the community to come out and vote. Member Smith thanked everyone who participated in the Trick or Trunk this past Saturday. She also stated Peel Colman Center would be sponsoring a Christmas Giveaway, December 16th. She asked if anyone knows a family in need to contact her. President Sherer thanked everyone who coordinated the Trunk or Treats at the Peel Colman Center, Centennial Plaza, and especially Canton Parks. He also spoke about how great of a turn out it was.

**ADJOURNMENT:** 7:48 PM

**THE NEXT REGULAR COUNCIL MEETING:** MONDAY, NOVEMBER 13, 2023 AT 7:00 PM AT THE CANTON CIVIC CENTER