

MINUTES OF THE MEETING OF JANUARY 10, 2005

FIRST VICE PRESIDENT Joe Carbenia called the meeting to order in the absence of President of Council Ray Denczak & Vice President of Council Donald E. Casar

CHAIRMAN CARBENIA: The Chair would like to call this Council meeting to order tonight. Everybody will rise. Councilman Dougherty will give the invocation and then we'll have the Pledge of Allegiance.

The regular meeting of Canton City Council was held on Monday, January 10, 2005, at 7:30 P.M. in the Canton City Council Chamber. The meeting was called to order by 1ST Vice President of Council Carbenia in the absence of President Denczak & Vice President Casar. The roll call was then taken (as follows) by Clerk of Council Debbie Vanckunas. The invocation was given by 6th Ward Councilmember David Dougherty, followed by the Pledge of Allegiance led by 1ST Vice President Carbenia.

CHAIRMAN CARBENIA: Roll call please.

ROLL CALL TAKEN BY CLERK OF COUNCIL VANCKUNAS:

11 COUNCILMEMBERS PRESENT: (JOE CARBENIA, MARY M. BABCOCK, THOMAS M. BERNABEI, GREG HAWK, THOMAS E. WEST, JAMES E. GRIFFIN, KELLY ZACHARY, TERRY PRATER, DAVID R. DOUGHERTY, RICHARD D. HART, & ROSEMARY DIAMOND)

1 COUNCILMEMBER ABSENT: (DONALD E. CASAR)

*COUNCIL PRESIDENT DENCZAK ALSO ABSENT. *ARRIVED & PRESENT AT 7:44 P.M.

AGENDA CORRECTIONS & CHANGES

CHAIRMAN CARBENIA: Okay, I'd like a point of personal privilege. I'd like to say that Don Casar's in the hospital and he was quite ill over the weekend. He's doing very good now, but I'm sure he'd appreciate your get well cards. He's at Aultman Hospital. Also, Joe Concatto had a tough weekend too, so, keep them in your prayers, and thank you. Okay, you have some agenda corrections. Member Bernabei?...

MEMBER BERNABEI: I move that we suspend Rule 22B to add Ordinance #5A to the agenda; seconded.

CHAIRMAN CARBENIA: It's been moved and properly seconded to add, or, suspend Rule 22B and add A-5 to the agenda tonight. I'm sorry, this is my first time. Roll call.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

CHAIRMAN CARBENIA: Motion carried.

RULE 22B WAS SUSPENDED AND ORDINANCE #5A WAS LEGALLY ADDED TO THE AGENDA.

PUBLIC HEARINGS

CHAIRMAN CARBENIA: We have a public hearing for 7:30 this evening. The public hearing is on the annexation of 1 acre known as the Bigler Annexation area, assigning the same to Ward 6. Does anybody, anybody want to speak

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on this issue?... For the second time, anybody like to speak on this issue?... Third and final time?... Public hearing's closed.

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CHAIRMAN CARBENIA: Next is Public Speaks. Do we have anybody signed up?...*(INAUDIBLE RESPONSE)*
This is Public Speaks but nobody has signed up to speak in this portion so, we'll move on to excusing members.

INFORMAL RESOLUTIONS

CHAIRMAN CARBENIA: Yes, Member Bernabei?....

MEMBER BERNABEI: *(INAUDIBLE)*

CHAIRMAN CARBENIA: It's been moved and properly seconded to excuse Members Casar and Denczak. *(AUDIENCE LAUGHTER AS PRESIDENT DENCZAK WALKED INTO THE MEETING AT 7:44)* Well, he just flew in.

MEMBER WEST: Hey, Mr. President.

CHAIRMAN CARBENIA: Anyway, we're gonna excuse, excuse Member Casar. Is that all right?

MEMBER BERNABEI: Mr. President, I will amend my motion and request only the excusing of Member Casar; seconded.

CHAIRMAN CARBENIA: All right. Second. It's been moved and properly seconded to excuse Member Casar only. All in favor signify by saying aye. All opposed. Oh, roll call?... Oh sorry, it's a roll call vote. Roll Call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Let the journal show that Member Casar has been excused. I apologize for being late. You can thank the ATC for that. Now, where are we at?

PRESIDENT DENCZAK CALLED UPON CLERK OF COUNCIL VANCKUNAS TO READ RESOLUTION #10 BY TITLE, AS SHOWN BELOW. THE RESOLUTION IS ON FILE IN ITS ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS DATED JANUARY 10, 2005.

10. CASAR, DONALDE., MAJORITY LEADER: CONFIRMING RE-APPOINTMENT OF GUY BERTRAM TO SERVE ON COMMUNITY REINVESTMENT AREA HOUSING COUNCIL - ADOPTED BY COUNCIL

MEMBER BERNABEI: Mr. President, I move we adopt Resolution #10; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Resolution #10. Are there any remarks under this Resolution?... Very well, by voice vote, all those in favor signify by saying aye. Those opposed no.

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NO REMARKS

RESOLUTION #10 APPROVED BY UNANIMOUS VOICE VOTE

PRESIDENT DENCZAK: The Resolution is adopted. I see a new face over there. Better looking than the previous 3rd Ward Councilman. (*AUDIENCE LAUGHTER*) Welcome to City Council, Member Griffin.

COMMUNICATIONS

PRESIDENT DENCZAK: All Communications are received as read, filed and properly referred. The Res....or, Communication #22 from Auditor Mallonn, we'll change that referral to referred to the Clerk of Council instead of Received and Filed.

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 JANUARY 10, 2005.

22. AUDITOR R.A. MALLONN, CITY OF CANTON: CERTIFICATE OF THE TOTAL AMOUNT FROM ALL SOURCES FOR 2004. - ~~RECEIVED & FILED~~ - CLERK OF COUNCIL
23. AUDITOR R.A. MALLONN, CITY OF CANTON: MONTHLY REPORT BY FUND FOR 12/1-12/30/04 - RECEIVED & FILED
24. AUDITOR R.A. MALLONN, CITY OF CANTON: YEARLY REPORT BY FUND FOR 1/1/04 - 12/30/04 - RECEIVED & FILED
25. CD & PLANNING DIRECTOR MARGY POORMAN, CITY OF CANTON: REQUESTING LEGISLATION AUTHORIZING MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH GROFFRE INVESTMENTS & RANDALL, RICHARD & MOORE, DBA CUTTER EQUIPMENT COMPANY FOR EXPANSION OF FACILITY @ 3710 PROGRESS STREET NE. - COMMUNITY & ECONOMIC DEVELOPMENT AND FINANCE COMMITTEES
26. HEALTH COMMISSIONER ROBERT PATTISON, CITY OF CANTON: REQUEST TO APPROPRIATE VARIOUS UNAPPROPRIATED CASH BALANCES (2315 HTLV ANTIBODY FUND, & ETC) - FINANCE COMMITTEE
27. J.R. COLEMAN OUTREACH, 1731 GRACE AVENUE NE, CANTON, OH 44705: REQUEST TO REZONE 1731 GRACE AVE NE FROM R-1A TO PR-3 FOR 40 APARTMENTS FOR QUEST RECOVERY PROGRAM - PLANNING COMMISSION
28. LIQUOR CONTROL DIVISION, 6606 TUSSING RD, PO BOX 4005, REYNOLDSBURG, OHIO 43068-9005: NOTICE OF HEARING SET FOR 2/2/05 @ 1:00 PM AT THE VERN RIFFE CENTER FOR GOVERNMENT & ARTS, 77 SOUTH HIGH STREET, 19TH FLOOR, COLUMBUS, OHIO: NOTICE OF HEARING SET FOR 2/2/05 @ 1:00 PM AT THE VERN RIFFE CENTER FOR GOVERNMENT & ARTS, 77 SOUTH HIGH STREET, 19TH FLOOR, COLUMBUS, OHIO, ON THE CANTON HORIZON

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PETROLEUM, DBA GASCO EXPRESS MART APPEAL - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

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29. LIQUOR CONTROL DIVISION, 6606 TUSSING RD, PO BOX 4005, REYNOLDSBURG, OHIO 43068-9005: DECISION IN THE JIMMY E. BALL, DBA BALLROOM APPEAL ORDERING THAT THE 2002-2003 RENEWAL APPLICATION BE CONDITIONALLY GRANTED - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE
30. MAYOR JANET CREIGHTON, CITY OF CANTON: REQUESTING AMENDMENT TO O.164/2001, THE CLASSIFICATION PLAN FOR MANAGEMENT & NON-BARGAINING UNIT EMPLOYEES, POSITION GROUP 10PO POLICY, BY INCREASING # OF CRIMINALIST EMPLOYEES FROM 6 TO 7 - PERSONNEL COMMITTEE
31. REPUBLIC ENGINEERED PRODUCTS, 3770 EMBASSY PARKWAY, AKRON, OHIO 44333: NEWS RELEASE THAT WITH REPUBLIC'S HAMILTON PLANT RECEIVING ISO ENVIRONMENTAL CERTIFICATION, ALL REPUBLIC PLANTS ARE NOW CERTIFIED TO GLOBAL STANDARD. - RECEIVED & FILED
32. SERVICE DIRECTOR JOE CONCATTO, CITY OF CANTON: REQUESTING AUTHORIZATION TO ENTER INTO CONTRACT WITH TRUSTMARK INSURANCE COMPANY THROUGH BENEFIT SERVICES, INC. TO PROVIDE STOP-LOSS INSURANCE COVERAGE WITH PREMIUM RATES GUARANTEED THROUGH 1/31/06. - FINANCE COMMITTEE (**RULE 22B WAS SUSPENDED TO ADD 1ST READING ORDINANCE #5A**)
33. TREASURER ROBERT SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF CASH RECEIPTS AS OF 12/31/04 - RECEIVED & FILED
34. TREASURER ROBERT SCHIRACK, CITY OF CANTON: REPORT OF BANK RECONCILIATIONS & OUTSTANDING INVESTMENTS AS OF 12/31/04 - RECEIVED & FILED
35. TREASURER ROBERT SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF PARKING METER REVENUE FOR DECEMBER 2004 - RECEIVED & FILED
36. TREASURER ROBERT SCHIRACK, CITY OF CANTON: COMPARATIVE REPORT OF AMBULANCE LOCK BOX FOR DECEMBER 2004 - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT DENCZAK: Ordinances and Formal Resolutions for the first reading. Ordinance #1 please.

NOTE: PRESIDENT DENCZAK CALLED UPON CLERK VANCKUNAS TO READ THE FOLLOWING ORDINANCES #1 THROUGH AND INCLUDING #5A FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRALS, AS FOLLOWS. (RULE 22B WAS SUSPENDED TO ADD ORDINANCE 5A). ORDINANCE #2 WAS ADOPTED FOLLOWING ITS FIRST READING & COMMITTEE HEARING.

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- #1 (1ST RDG) AN ORDINANCE AUTHORIZING THE CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Cmte (*Carnahan NE from Sparco Co*)
- #2 (1ST RDG) **ADOPTED AS ORDINANCE NO. 5/2006** AN ORDINANCE DECLARING 15 BUILDINGS TO BE PUBLIC NUISANCES; AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT FOR THE DEMOLITION OF SAID BUILDINGS; AUTHORIZING THE CLERK OF CANTON CITY COUNCIL TO CERTIFY THE COSTS OF DEMOLITION TO THE STARK COUNTY AUDITOR; AND DECLARING THE SAME TO BE AN EMERGENCY (*1125 5th SW, etc*)
Referred to Community & Economic Development and Finance Cmtes
- #3 (1ST RDG) AN ORDINANCE APPROVING A CANTON CITY WATER MAIN EXTENSION TO THE VILLAGE OF MEYERS LAKE; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT FOR THE EXTENSION OF SAID WATER MAIN; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Environmental & Public Utilities and Finance Cmtes
- #4 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE AGREEMENT WITH THE STARK COUNTY DISTRICT LIBRARY; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvements and Finance Cmtes
- #5 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTORS OF PUBLIC SERVICE AND SAFETY TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS AND PROFESSIONAL SERVICES FOR THE CITY OF CANTON'S OPERATIONS DURING THE 2005 CALENDAR YEAR; AUTHORIZING ALTERNATIVELY THE PURCHASE OF SAID ITEMS PURSUANT TO THE STATE COOPERATIVE PURCHASING AGREEMENT AND/OR ODOT PURCHASING AGREEMENT; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvements and Finance Cmtes

RULE 22B SUSPENDED TO ADD O#5A:

- #5A (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT FOR STOP LOSS INSURANCE FOR CITY EMPLOYEES AND THEIR DEPENDENTS; AND DECLARING THE SAME TO BE AN EMERGENCY.
Referred to Finance Cmte

PRESIDENT DENCZAK: On Ordinance #4, the Chair's Agenda isn't up to date here, but, Ordinance #4 is referred to Public Property Capital Improvement and Finance Committees. This takes care of all the Ordinances and Final Resolutions for the First Reading. Yeah, so, now you're gonna meet to Committee, to adopt Ordinance #2. The Chair is going to declare an in-house recess at this time for the Committees of Community and Economic Development and the

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Finance to meet in regards to Ordinance #2. You're now in recess.

COUNCIL RECESSED FOR COMMUNITY & ECONOMIC DEVELOPMENT & FINANCE COMMITTEES TO MEET ON THE MATTER OF ORDINANCE #2 AT 7:48 PM. THE MEETING WAS RECONVENED BY PRESIDENT DENCZAK AT 7:50 PM.

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PRESIDENT DENCZAK: Council is re-convening after the recess for the committees to meet. The Chair will now recognize 22, or suspension to add Ordinance 2 to the agenda.

MEMBER BERNABEI: Mr. President, I move that, that Rule 22A be suspended to place Ordinance #2 back on the agenda; seconded.

PRESIDENT DENCZAK: Moved and seconded to suspend Rule 22 to add Ordinance #2 back to the agenda. Are there any remarks?... If not, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, NO NAYS

PRESIDENT DENCZAK: Ordinance #2 is a legal part of your Agenda. The Chair will now recognize the rule dispensing of the 3 readings, Member Bernabei.

#2 **ADOPTED AS ORDINANCE NO. 5/2006** AN ORDINANCE DECLARING 15 BUILDINGS TO BE PUBLIC NUISANCES; AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT FOR THE DEMOLITION OF SAID BUILDINGS; AUTHORIZING THE CLERK OF CANTON CITY COUNCIL TO CERTIFY THE COSTS OF DEMOLITION TO THE STARK COUNTY AUDITOR; AND DECLARING THE SAME TO BE AN EMERGENCY (*1125 5th SW, etc*)

MEMBER BERNABEI: Mr. President, I move that we dispense with the three readings of Ordinance #2; seconded.

PRESIDENT DENCZAK: Moved and seconded to dispense with the 3 readings of Ordinance #2. Are there any remarks?... If not, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: You've heard the three readings, Member Bernabei.

MEMBER BERNABEI: Mr. President, I move we adopt Ordinance #2; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #2. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #2 is adopted.

#2 ADOPTED AS ORDINANCE NO. 5/2005

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT DENCZAK: There were no Ordinances and Formal Resolutions for the second reading.

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PRESIDENT DENCZAK: Ordinances and Formal Resolutions for the third and final reading.

NOTE: PRESIDENT DENCZAK CALLED UPON CLERK VANCKUNAS TO READ THE FOLLOWING ORDINANCES #6 THROUGH AND INCLUDING #8 FOR THE THIRD & FINAL TIME BY TITLE, AS FOLLOWS. ALL ORDINANCES WERE ADOPTED FOLLOWING THEIR 3RD READING.

#6 (3RD RDG) **ADOPTED AS ORDINANCE NO. 6/2005** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE BIGLER ANNEXATION AREA CONTAINING APPROXIMATELY 1.00 ACRES; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS I-1 (LIGHT INDUSTRIAL DISTRICT); AND DECLARING THE SAME TO BE AN EMERGENCY
PUBLIC HEARING HELD 1/10/05 @ 7:30 PM

MEMBER CASAR: Mr. President, I move that we adopt Ordinance #6; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #6. Are there any remarks under this Ordinance....? If not, roll call vote please.

NO REMARKS

ROLL CALL: 11 NAYS, 0 YEAS

PRESIDENT DENCZAK: Ordinance #6 is adopted.

#6 ADOPTED AS ORDINANCE NO. 6/2005

#7 (3RD RDG) **ADOPTED AS ORDINANCE NO. 7/2005** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF OUTLOTS 1112 AND 1113; APPROVING AND ACCEPTING THE DEDICATION PLAT OF SKOTNICKY COURT SW; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER BERNABEI: Mr. President, I move we adopt Ordinance #7; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #7. Are there any remarks under this Ordinance?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #7 is adopted.

#7 ADOPTED AS ORDINANCE NO. 7/2005

#8 (3RD RDG) **ADOPTED AS ORDINANCE NO. 8/2005** A RESOLUTION AMENDING RESOLUTION NO. 223/2004; AND DECLARING THE SAME TO BE AN EMERGENCY

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MEMBER CASAR: Mr. President, I move we adopt Resolution #8; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adopt Ordinance #8. Are there any remarks?... Very well, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: Ordinance #8 is adopted.

#8 ADOPTED AS ORDINANCE NO. 8/2005

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT DENCZAK: Announcement of Committee Meetings, please.

MEMBER CARBENIA: Mr. President, Community and Economic Development will meet 1/24/05 at 6:45.

MEMBER WEST: Mr. President, Environmental Public Utilities will meet at 6:45pm on January 24th, 2005.

MEMBER HAWK: Mr. President, Finance Committee will meet January 24th, 2005 at 6:45pm. Thank you.

MEMBER DOUGHERTY: Mr. President, Public Property Capital Improvement will also meet the 24th at 6:45.

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT DENCZAK: Public Speaks, Open Forum, we have one speaker, Brenda Baylor.

MS. BAYLOR: Hello to everyone. I'm sure that you think I'm here to speak on water. This week, I'm not. I'll do that in 2 weeks.....

PRESIDENT DENCZAK: State, state your name and address for the record, please.

MS. BAYLOR: I beg your pardon?

PRESIDENT DENCZAK: State your name and address....

MS. BAYLOR: Brenda Baylor, 2722 Wood Owl Street NE and as I said before, tonight, I'm not here to speak on water. I'm here because I have some questions about Republic Steel and when I got here tonight, I had no idea that I was going to see where it says Republic Engineered Products and it says that they're now certified to global standards. I don't understand how you get certified to global standards but I really, this even made me more confused, because since this summer, as a result of living close to Republic Steel, we have had explosions and now we are at, pretty much, a daily boom to the point that it shakes the houses that are closer to Republic Steel. The explosion that took place during the summer was so bad until I ran to my door, it scared me to death. Other neighbors on the street ran out and we saw

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this dust coming towards us. It looked, it was the most eery thing I've ever seen and I could imagine what it must be like in places where they have major disasters because I have never in my life seen anything like that. It was like this huge monster that was taking over the street. When it finally cleared, every house, every car, any thing that was outside was covered with a greasy, gray, dusty matter that most people that had cars outside, literally had to wash them. The people who have washed screens, and I've done that recently, my hands were literally black. I had to get a grease relief in order to get whatever this was that was in the mixture. If you look at the houses in Georgeview Estates, and I imagine probably any that are over in that area on Georgetown or anyplace else, they are probably a good ten times dirtier than what they were before this. Now, that was bad enough, there were fire trucks that night, but since then, there is a boom to the point that houses actually shake. Today was the first day that I can think of in quite a while that I did not hear one but I wasn't home all day. Yesterday evening, there was one, the day before that there were two, the day before that, there was at least one. You never know when it's going to happen, it's just this loud boom and either you hear it or it shakes your house. It, to me, seems like an accident waiting to happen. I mean, it's like you, every time it happens, you keep thinking okay, this is the big one. You know, the whole place over there is just gonna go up. They're gonna explode something. I don't know what they're doing over there, but it's very scary and I need to know if that could be checked on and if they have, indeed, reached global standards, then I think that I need to re-think what I thought global standards were, because, it's not a pleasant situation. I mean, it's, it's really bad, and I don't know what's happening over there 'cuz I thought that part of the plant was closed down, but we get booms in the middle of the night, we've had people that live, you know, not on my street, I'm on Wood Owl, but on a couple of streets over.

PRESIDENT DENCZAK: Ma'am, your three minutes are up. Bring your remarks to a close.

MS. BAYLOR: Yes, okay.

PRESIDENT DENCZAK: Member Zachary, this is in your Ward. Are you familiar with this?

MEMBER ZACHARY: Mr. President, to answer your question, yes I am familiar, because I live very close to Republic Steel as well and I have been in my family room and have literally have almost had a heart attack because you feel like an earth quake's coming. I know that there have been some concerns that have been brought to me, not just from the residents in the area, but also from people who work at Republic Steel who are now concerned that they are running lead in their steel again. It seems to me that there should be some type of standards outside of them telling me, well, it's okay because we have approval from the EPA. Well, no one to date has been able to produce any documentation for me as far as what the approval entails and what standards are set forth. Yes, there is a legitimate concern, not only with new home owners in the area, but that, with the people who have lived there for a number of years with the safety of the quality of the air, in the area. Yeah, it does scare ya when you hear a big loud boom in the middle of the night and ya, and you think a second coming is coming and...you know, you want to check and make sure the house is in order. There are some legitimate questions coming out of this area I do believe need to be addressed by the City.

PRESIDENT DENCZAK: Mayor Creighton, are you familiar with this?... Mr. Allen?...

CHIEF OF STAFF/FINANCE DIRECTOR ALLEN: I will find out; I have a meeting scheduled with one of the executives of Republic Steel here in the next couple of weeks. I will find out and take the questions and investigate it as best I can and get back to you.

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MS. BAYLOR: And, I would like to ask another question since the question was brought t the floor. Should not, and I'm asking, should not Republic Steel be required to steam clean our houses? They're hideous. I mean it is awful. They caused the problem over there. We're talking about, you know, a lot of those homes are brand new and even those that aren't. I mean, they're truly filthy and it's a result of that. I mean, you would have had to have seen the dust as a result of what happened, I mean, and so, ...it's awful.

PRESIDENT DENCZAK: All right ma'am. Mr. Allen, you'll check with them as to whether they'll cover any damages?

CHIEF OF STAFF/FINANCE DIRECTOR ALLEN: I will, Mr. President.

PRESIDENT DENCZAK: We'll find out.

CHIEF OF STAFF/FINANCEDIRECTORALLEN: I also understand our Health Department has been working with them, but I will get some answers for you.

MS. BAYLOR Okay, thank you very much.

MISCELLANEOUS BUSINESS

PRESIDENT DENCZAK: We're now under Miscellaneous Business. Safety Director, I want to ask you a question. Mr. Hunt, it was brought to my attention, I'm going to ask you, maybe you're aware of it or why it's going on. Fifth Street S.E. dead ends into South Market because of the post office there. So, it's a one way street that dead ends on Market. There are six operating traffic signal lights there. At the entrance of the vacant Hercules Plant, there's seven traffic signals that are flashing a yellow caution light. What is the need for these signals to be at these two locations?

SAFETY DIRECTOR HUNT: Mr. President, this evening Member Babcock called me in my office and asked me the same question. I didn't have an answer for her so I called the Traffic Engineer to go out to that area and take a look. I'll get back, I'll get back to you with an answer. I don't know.

PRESIDENT DENCZAK: Very good.

SAFETY DIRECTOR HUNT: I go by them daily myself.

PRESIDENT DENCZAK: Let us know. Is there any other miscellaneous business?

MAYOR CREIGHTON: Mr. President. I'm just, a few things. First of all, on behalf of the Administration, we'd like to welcome Ward 3 Councilman Jim Griffin. We look forward to working with you in cooperation in Ward . We appreciate your commitment to running. And second of all, the next announcement I have to make tonight, I passed out a press release but I would like to go on record. Tonight, it is my honor and privilege to introduce to you, the newest department head in the city. Nate Cooks, as you all know, Nate has tendered his resignation. He has gotten a better position with another, with a private company, and we are pleased tonight to announce the promotion of Lisa

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Gissendanner and Lisa, if you would stand up so everybody, if you wouldn't mind, so everyone can see who Lisa is. (*AUDIENCE APPLAUSE*) Lisa has been the Assistant Director and has done an outstanding job and she has a big pla....big shoes to fill but we know that Lisa is up to the, up to the standards and she will do a great job. Along those lines, we'd also like to announce the new hours of the Southeast Community Center. This is an effort to allow the children, the youth of our community, to use the Southeast Community Center as it was intended. Therefore, the new hours will be 12 to 9, Monday through, I'm sorry, Tuesday, Wednesday and Thursday. On Friday and Saturday, they will be 9 to 5 and Saturday is a new addition. But, it is proper and fitting that kids have a place to go on Saturdays and then, we will be closed on Sunday and Monday. And so, we are asking everyone's cooperation. We hope that you'll visit with Lisa with any suggestions. We have some other ideas for the community center. We wish her well, we wish Nate well and we appreciate all that you have done in the past and will do. Thank you, Lisa. (*AUDIENCE APPLAUSE*) And, lastly, while I still have the microphone, I'm also pleased to announce that we have just recently, effective to....well, it happened the last few weeks, but today is the effective date of the Records Room which is located in the Police Department, will now be a combined effort of employees and will be open from 8 am to 4 pm without any interruption to service. In the past, it was closed down during lunch time and quite frankly, I did not find that acceptable. I think that our public service facilities should be open and we should be waiting on people at all hours when we are here in this building. So, I'm pleased with that; thanks to Bernie for all his work on that and I know that Jean Wackerly will also do a great job there. Thank you.

PRESIDENT DENCZAK: Member Griffith, do you have....Member Griffin, do you have anything to say?

MEMBER GRIFFIN: No, Mr. President.

MEMBER WEST: Mr. President, I have one statement and I want to applaud the Administration for opening up the Southeast Community Center on weekends, on Saturdays. I think that is so fitting and excited for the longest, I've always wanted to know how come our center hasn't been opened on Saturdays when our kids need it the most. I also want to congratulate Lisa and I know you'll do a great job. Congratulations. (*AUDIENCE APPLAUSE*)

PRESIDENT DENCZAK: Member Griffin, one of the prime duties of the Councilmember from the 3rd Ward is to, during the winter months, to warm up my car for me after the meeting. (*AUDIENCE LAUGHTER*)

MEMBER GRIFFIN: I'd be honored to.

PRESIDENT DENCZAK: And make sure there's no bombs attached to it. Are there any other Miscellaneous Business?... Member Bernabei?...

MEMBER BERNABEI: Mr. President, I move we adjourn; seconded.

PRESIDENT DENCZAK: Moved and seconded that you adjourn. Roll call vote please.

NO REMARKS PERMITTED ON THE MOTION TO ADJOURN

ROLL CALL: 11 YEAS, 0 NAYS

PRESIDENT DENCZAK: This meeting is adjourned.

MINUTES OF THE MEETING OF JANUARY 10, 2005

ADJOURNMENT TIME: 8:08 p.m.

ATTEST:

APPROVED:

DEBRA VANCKUNAS
CLERK OF COUNCIL

RAY DENCZAK
PRESIDENT OF COUNCIL

