

MINUTES OF THE MEETING APRIL 16, 2007

PRESIDENT SCHULMAN: (*SOUND OF GAVEL*) With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please, Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

12 COUNCILMEMBERS PRESENT: (DON CASAR, JOE CARBENIA, MARY CIRELLI, BILL SMUCKLER, GREG HAWK, THOMAS E. WEST, JAMES GRIFFIN, KELLY ZACHARY, TERRY PRATER, DAVID R. DOUGHERTY, RICHARD HART & KARL "BUTCH" KRAUS)

CLERK TIMBERLAKE: All present, Mr. President

PRESIDENT SCHULMAN: Thank you Madame Clerk. We'll have the invocation given by Councilmember Greg Hawk tonight. Ladies and gentlemen, if you would, please remain standing for the pledge of allegiance.

The regular meeting of Canton City Council was held on Monday, April 16, 2007 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council Cynthia Timberlake. The invocation was given by Ward 1 Councilmember Greg Hawk, followed by the Pledge of Allegiance led by President Schulman.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: We are now under agenda corrections and changes. Members of Council, you're being asked to suspend Rule 22A to add the second reading of Ordinances #9 through and including #16. Member Casar, the Chair will recognize that motion.

MEMBER CASAR: Mr. President, I move we suspend Rule 22A and add Ordinances #9 through and including #16 on this evening's agenda.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suss... suspend Rule 22A to second reading Ordinances #9 through and including #16 to this evenings agenda. Are there any remarks?... If not, Madame Clerk roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Rule 20A..... Rule 22A is suspended and the Ordinances are a legal part of your agenda

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We are now on Public Hearings. There is one public hearing this evening. We have a public hearing scheduled for 7:30 PM. It's an ordinance authorizing Canton to annex the territory known as Stark Ceramics, Inc/The Quarry Annexation area containing approximately 851.5587 acres; assigning said territory to ward 4 of the city, and declaring the same to an emergency. The Planning Commission is recommending said annexation into the City of Canton. Is there anyone in the audience wishing to speak for

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or against this annexation, please come forward. Now I've been told I have to read this 2 more times. Is there anyone in the audience wishing to speak for or against this annexation, please come forward. Is there anyone in the audience wishing to speak for or against this annexation, please come forward. Yes sir. Would you please ah, give us your name, your residential address sir.

MR. CAVEY: My name is Michael Cavey. I live at 7671 Dearpath Trail, Seville, Ohio.

PRESIDENT SCHULMAN: Welcome. Thank you very much for coming.

MR. CAVEY: Thank you, Mr. President. I'm the President of Granite Golf, the owner of The Quarry Golf Course and Development Company and I just wanted to take a minute of your time here ah, to thank all of you, ah the Council, the Mayor, her staff ah, I probably had my name in the paper more down here in the last 6 months than I have living 50 years in my, in Medina but ah, we have been made to feel like this is our home by the people we been dealing with here and, ah, I just can't say enough about all the different people. The diff... the people in the community both in Canton and out in ah, out in the Township and in the, in the Village of East Canton also, um, so we're just very very excited to be a part of the future of the community and are looking forward to ah, really doing business. So, thank you again. Thank you Mayor and thank you for, ah, thank you Council.

PRESIDENT SCHULMAN: Thank you very much.

MR. CAVEY: And, thank you everybody in Canton.

PRESIDENT SCHULMAN: Thank you. Is there anyone else? Give him a round of applause. (*APPLAUSE*) Thank you. I was going to throw a plug in. I am a member, you know, now of The Quarry. So, this annexation better go through tonight is all I can say. (*LAUGHTER*) Is there....and by the way, I had to pay, so, it was, it was not a gift.... yes, they sent me 2 bills. Is there anyone in the audience wishing to speak for or against this annexation. Anyone further? Apparently not, the Chair declares the public hearing over in regards to this matter. The matter now rests in the hands of Council. The ordinance will following later this evening.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I would you, ask you to use your privilege to ah move to Ordinance #20 and, so we can act on it right now.

PRESIDENT SCHULMAN: Ah, Madame Clerk, will you please read Ordinance #20 by title.

#20 **ADOPTED AS ORDINANCE 77/2007** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS CERAMIC, STARK CERAMIC INC/ THE QUARRY ANNEXATION AREA CONTAINING APPROXIMATELY 851.5587 ACRES; ASSIGNING SAID TERRITORY TO WARD 4 OF THE CITY; ASSIGNING ZONING; AND DECLARING THE SAME TO BE AN EMERGENCY

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MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #20.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded, Members of Council, that you adopt Ordinance #20. Are there any remarks?...

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I would be remiss if I did not thank Sam Sliman, our Annexation Chairman for the hard work he's done on this project. I know I had an opportunity to sit in on 2 or 3 meetings when this started over a year ago and the way he conducted, he conducted himself and the way he was so enthused about more land coming into the City of Canton and what he's done. And, also I'd like to thank the developers of The Quarry for taking ah, wanting, they came to us and asked to be in the City of Canton. We did not go to them and, and, and try to ah, ah, you know, belly-wacked back into...back them into the City of Canton. They came to us. They seen the benefit of, of being in the City of Canton and what we could do for them and what they could do for us. I had an opportunity to play your course last year and it's ah, a wonderful track and I'm looking forward to playing it more ah, and ah, myself and Member Carbenia and the Mayor, we, we, we had an opportunity to drive the course also and ah, it's quite a, quite a facility and you could be proud of what you've done and ah, we're very happy to have you in the City of Canton and again, I wanna thank Sam Sliman because I think he's the back bone and along with the Administration, Joe Carben...Joe ah, Concatto and the Mayor for their hard work on this and I, I'd hope that Council would support that this evening.

PRESIDENT SCHULMAN: Sam, do you wanna stand up for a moment? Stand up. (*RECOGNITION & APPLAUSE FOR SAM SLIMAN, ANNEXATION DIRECTOR*) Are there any other remarks?

MEMBER ZACHARY: Mr. President.

PRESIDENT SCHULMAN: Member Zachary.

MEMBER ZACHARY: I would also like to echo Majority Leader Casar's sentiments when I say thank you to Sam Sliman as well as the ah, Mayor's Administration and the Mayor and all those Councilmembers who attended that meeting in East Canton with us. I felt like we were being thrown to the wolves that day but they did a great job in defending our City. We are a great City to live in and I'm excited to have you guys come on board with us. I will admit, unlike Member Casar, since I got elected, I have not picked up a golf club because I don't have the time, but I would be, I would look forward to coming to the course and playing, playing of course, but Sam thanks again for all of your hard work and we're excited about this.

PRESIDENT SCHULMAN: Member Carbenia.

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MEMBER CARBENIA: Yes, thank you. I would also like to thank Sam Sliman, the Administration, Joe Martuccio and especially ah, Jason Reese, who's been doing a great job keeping us on track and ah, when we ah, did have that meeting in East, between Jason Reese and ah, Joe Mar... Joe Concatto, they did one heck of a job and we want this in our City. They wanted to come, they came to us, we're here, we're taking them and right now, I'm voting for it yes yes yes!

PRESIDENT SCHULMAN: Are there any other remarks?... I would, I will say one, one other matter, one other thing. A friend of mine's a very fine golfer, he's played all over the world, literally all over the world. He played your course and said in the courses that he's played, The Quarry rates as the top 5 courses he's ever played and he told me, he said Allen, 'they will be coming from all over to play this course.' So, we welcome you into the city. Thank you for your dedication and your commitment. We appreciate it. And Jason Reese is there, let's give him a round of applause. (*APPLAUSE*)

MAYOR CREIGHTON: Mr. President.

PRESIDENT SCHULMAN: Madame Mayor.

MAYOR CREIGHTON: Mr. President. Just as... thank you. Just as a reminder at 12:01 AM this morning, they will be ours so, I want all, all the public services on their toes and ready to go.

LAW DIRECTOR MARTUCCIO: Mr. President.

PRESIDENT SCHULMAN: Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: Thank you. Shakespeare once wrote in Henry VI, the first thing we do, let's kill all the lawyers. (*LAUGHTER*) The reason he wrote that was that, that the speaker wanted anarchy and they knew the way to anarchy was to get rid of law, but, I'm saying that for a reason. There's a lot of happiness here tonight but there is still a case pending in Common Pleas Court. Not everyone feels the love and the joy that we do (*CHUCKLE*) and we were asked, we were asked during caucus, by the Majority Leader to explain where we were legally, and I think it bears mentioning again. Ah, there was a motion filed by a small group of residents, ah, to stop or enjoin the city from going ahead with this through Common Pleas and um, the Judge heard that case. Jason Reese argued it very well last Friday. The Judge chose not to do that. The, the legal advocate for those folks went to the Court of Appeals, the 5th District, which governs our Common Pleas Court on Friday and asked for a preliminary injunction to stop us and today the Court of Appeals issued a judgement entry saying that they would deny it for lack of jurisdiction and dismiss it. Ah, there is still a case pending in Common Pleas, which is being briefed, however, with Council's actions tonight, ah, I urge you to go ahead with the vote and should the vote be sufficient enough to garner an emergency clause, 8 or more, ah, I, I think it's a very very solid case which um, will probably survive any challenges anywhere in our legal opinion. Thank you.

PRESIDENT SCHULMAN: Thank you Law Director Martuccio. Any other comments?... Any other remarks?... Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

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PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance #20 has been adopted. (APPLAUSE)
#20 ADOPTED AS ORDINANCE #77/2007

PRESIDENT SCHULMAN: Member Casar, may I return to the agenda please?

MEMBER CASAR: Yes you may.

PRESIDENT SCHULMAN: Thank you

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We are now under Information Resolutions. Madame Clerk would you please read Resolution #41 by title.

#40 **RETAINED IN COMMITTEE (NOT READ)**

#41 **PERSONNEL COMMITTEE: REQUEST APPROVAL TO REAPPOINT STEVEN HICKMAN DMV TO THE CANTON HEALTH BOARD EFFECTIVE 4/1/07 THROUGH 5/31/12 - ADOPTED**

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Resolution #41.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution #49, ah, #41. Are there any remarks?... Gosh. All those in favor signify by saying aye. Those opposed no. Resolution #41 has been adopted.

NO REMARKS

RESOLUTION #41 WAS ADOPTED BY VOICE VOTE

COMMUNICATIONS

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 16, 2007.

PRESIDENT SCHULMAN: We are now under Communications. Let the Journal show that all communications are received as read.

#291. LIQUOR CONTROL DIVISION, STATE OF OHIO: REQUEST TRANSFER OF CORPORATE STOCK OWNERSHIP FOR AHN, INC DBA STORE @ 1105 WEST TUSCARAWAS. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

#292. LIQUOR CONTROL DIVISION, STATE OF OHIO: REQUEST NEW D51 LIQUOR PERMIT

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FOR MEDINA GOLF MANAGEMENT CORP @ 5650 QUARRY LAKE DRIVE. - INTERGOVERNMENTAL & PUBLIC SERVICE COMMITTEE

- #293. SAFETY DIRECTOR BERNARD HUNT, CITY OF CANTON, OHIO: REQUEST TO RE-APPROPRIATE \$2,000.00 ON BEHALF OF POLICE DEPT FR: UNAPPROPRIATED BALANCE OF THE 2775 SAFE NEIGHBORHOOD HERO'S GRANT FUND TO 2775, SAFE NEIGHBORHOOD HERO'S GRANT FUND. - FINANCE COMMITTEE
- #294. SAFETY DIRECTOR BERNARD HUNT, CITY OF CANTON, OHIO: VARIOUS PROPERTIES TO BE CERTIFIED FOR DEMOLITION. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
- #295. SERVICE DIRECTOR JOSEPH CONCATTO: REQUEST AUTHORIZATION TO ENTER INTO A TOWER LEASE AGREEMENT WITH CLEARWIRE US LLC THAT WILL PERMIT THE USE OF A 7'x7' AREA OF SPACE ON THE CITY OWNED BRENTWOOD WATER TOWER FOR THE INSTALLATION & OPERATION OF CERTAIN ANTENNAE FACILITIES CONNECTED WITH THEIR WIRELESS COMMUNICATION OPERATIONS. - FINANCE COMMITTEE
- #296. TREASURER ROBERT SCHIRACK, CITY OF CANTON: MARCH 31, 2007 COMPARATIVE REPORT OF CASH RECEIPTS. - RECEIVED & FILED
- #297. TREASURER ROBERT SCHIRACK, CITY OF CANTON; REPORTS OF BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF 3/30/07. - RECEIVED & FILED
- #298. WILLIAMS, ERIC, ATTORNEY AT LAW: BRIEF OF APPELLANT PLAIN TOWNSHIP BOARD OF TRUSTEES (DIANO ANNEXATION). - RECEIVED & FILED

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: We are now under Ordinances and Formal Resolutions for their first reading. Let the journal show that all ordinances are being given their reading as required by State Law. Madame Clerk, please read the first reading ordinances by title.

NOTE: PRESENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #7 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS:

- #1 (1ST RDG) AN ORDINANCE VACATING A PORTION OF A RIGHT-OF-WAY ALONG 17TH STREET SE; APPROVING AND ACCEPTING THE REPLATTING OF PART OF OUT LOT 315 AND THE VACATED PORTION OF THE RIGHT-OF-WAY; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Safety and Thoroughfares Committee
PUB HRG 4/30/07 @ 7:30 PM
- #2 (1ST RDG) AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE EAST HARMONT ANNEXATION AREA CONTAINING

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APPROXIMATELY 8.2833 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

Referred to Annexation Committee

PUB HRG 4/30/07 @ 7:31 PM

#3 (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NO 241/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee

#4 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT WITH MOTTER & MEADOWS ARCHITECTS IN AN AMOUNT NOT TO EXCEED \$128,000.00 FOR ARCHITECTURAL AND ENGINEERING SERVICES AND SITE DEVELOPMENT FOR THE NEW FIRE STATION; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement and Finance Committees

#5 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A DESIGN FEE MODIFICATION WITH OSBORN ENGINEERING CO IN AN AMOUNT NOT TO EXCEED \$60,500.00 FOR THE 25TH STREET NE STORM SEWER PROJECT; AMENDING APPROPRIATION ORDINANCE NO 241/2006, AS AMENDED, BY MAKING THE APPROPRIATIONS, TRANSFERS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee

#6 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE CONSTRUCTION FOR A NEW COLLECTION SYSTEMS SERVICE CENTER AND ADMINISTRATION BUILDING; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Public Property Capital Improvement Committee

#7 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROFESSIONAL ENGINEERING SERVICES CONTRACT WITH COOPER AND ASSOCIATES LLP IN AN AMOUNT NOT TO EXCEED \$106,100.00 FOR THE STEIN INDUSTRIAL PARK PROJECT; AMENDING APPROPRIATION ORDINANCE NO 241/2006, AS AMENDED, BY MAKING THE APPROPRIATION TRANSFER HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: We are now under Ordinances for their second reading. Madame Clerk will you please read Ordinance #9 through #16 by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES

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- #8 (2ND RDG) **RETAINED IN COMMITTEE (NOT READ)**
- #9 (2ND RDG) A RESOLUTION WITHDRAWING CANTON'S OBJECTION TO THE RENEWAL OF A LIQUOR PERMIT LOCATED WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY
- #10 (2ND RDG) A RESOLUTION WITHDRAWING CANTON'S OBJECTION TO THE RENEWAL OF A LIQUOR PERMIT LOCATED WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY
- #11 (2ND RDG) AN ORDINANCE NAMING AN UNNAMED ALLEY IN THE CITY OF CANTON 'J. BABE STEARN PLACE'
- #12 (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A 3 YEAR CONTRACT WITH AULTWORKS OCCUPATIONAL MEDICINE FOR PROFESSIONAL MEDICAL SERVICES FOR CITY OF CANTON JOB APPLICANTS & EMPLOYEES; AND DECLARING THE SAME TO BE AN EMERGENCY
- #13 (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS & ENTER INTO CONTRACT IN AN AMOUNT NOT TO EXCEED \$285,000.00 FOR THE WPCC WATER TOWER PAINTING PROJECT; AMENDING APPROPRIATION ORDINANCE NO. 241/2006 AS AMENDED BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY
- #14 (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH COOPER & ASSOCIATES, LLP FOR WILLIG PARK WILLIG PARK SOFTBALL COMPLEX; AND TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE CONSTRUCTION AND/OR RENOVATION OF THE WILLIG PARK SOFTBALL COMPLEX; AND DECLARING THE SAME TO BE AN EMERGENCY
- #15 (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE CONSTRUCTION WORK TO RELOCATE THE 12" WATER MAIN CURRENTLY LOCATED UNDER WELLS AVENUE SW; AND DECLARING THE SAME TO BE AN EMERGENCY
- #16 (2ND RDG) AN ORDINANCE APPROVING A CANTON CITY WATER MAIN EXTENSION TO JACKSON TOWNSHIP; 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

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PRESIDENT SCHULMAN: We are now under Ordinances for their third and final reading. Madame Clerk, please read Ordinance #17 by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #17 THROUGH #24 FOR THEIR THIRD AND FINAL READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

#17 (3RD RDG) **ADOPTED AS ORDINANCE #78/2007** AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENT WITH THE STATE OF OHIO, DEPT OF REHABILITATION & CORRECTION FOR RECEIPT OF THE FISCAL YEAR 2008 COMMUNITY CORRECTIONS ACT GRANT IN AN AMOUNT NOT TO EXCEED \$80,261.00; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #17.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #17. Are there any remarks?... If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance #17 has been adopted.

#17 ADOPTED AS ORDINANCE #78/2007

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #18

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that we adopt Ordinance #18. Are there any remarks?... If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

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PRESIDENT SCHULMAN: Ordinance #18 has been adopted. If you'll give us one second... Um, Member Casar, the Clerk did not read Ordinance #18 so, just for the record, I would like for the Clerk to read the Ordinance, the title of the Ordinance. That's all right. (*ORDINANCE #18 WAS GIVEN ITS 3RD READING AS FOLLOWS*)

#18 (3RD RDG) **ADOPTED AS ORDINANCE #79/2007** AUTHORIZING THE AUDITOR OF THE CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY; ESTABLISHING THE FAIR MARKET VALUE OF ONE PARCEL OF CITY-OWNED PROPERTY; AUTHORIZING THE SALE AND CONVEYANCE OF SAID PROPERTY PURSUANT TO THE CITY'S NEIGHBORHOOD REVITALIZATION STRATEGY PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Thank you Madame Clerk. You know, I have very little power here. I don't know why you wanna keep, why you wanna keep usurping my power, I don't know. (*CHUCKLE*) Ordinance #19 please Madame Clerk.

#19 (3RD RDG) **ADOPTED AS ORDINANCE #80/2007** A RESOLUTION ACCEPTING THE TAX INCENTIVE REVIEW COUNCIL RECOMMENDATIONS REGARDING ENTERPRISE ZONE TAX ABATEMENT AGREEMENTS; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #19.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #19. Are there any remarks?... If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Ordinance #19 is adopted. Ordinance #21 please Madame Clerk.

#19 ADOPTED AS ORDINANCE #80 /2007

#21 (3RD RDG) **ADOPTED AS ORDINANCE #81/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT WITH MOTOROLA IN AN AMOUNT NOT TO EXCEED \$110,000.00 FOR INSTALLATION, PROJECT SUPERVISION AND RELATED EQUIPMENT FOR A SECONDARY PSAP-911 SYSTEM; AND DECLARING THE SAME TO BE AN EMERGENCY

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MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #21.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #21. Are there any remarks?... If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Ordinance #21 is adopted. Ordinance #22 please Madame Clerk.

#21 ADOPTED AS ORDINANCE #81/2007

#22 (3RD RDG) **ADOPTED AS ORDINANCE #82/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ACCEPT A GRANT FROM THE STATE FIRE MARSHALL IN THE AMOUNT OF \$20,050.00 FOR THE FIRE DEPT; AMENDING APPROPRIATION ORDINANCE NO 241/2006, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #22.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: Ordinance #22 has been moved and seconded. Are there any remarks?... If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Ordinance #22 is adopted. Ordinance #23.

#22 ADOPTED AS ORDINANCE #82/2007

#23 (3RD RDG) **ADOPTED AS ORDINANCE #83/2007** AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$49,900.00 TO EMC SERVICE COMPANY; AND DECLARING THE

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SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #23.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #23. Are there any remarks?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Casar.

MEMBER CASAR: I'd like to ask the Service Director a question please. Service Director Concatto, what is this moral obligation for?

SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Yes, ah, Service Director Concatto.

SERVICE DIRECTOR CONCATTO: It's for the air cooler on the Sears Building. Ah, we did it as an emergency. I brought it to Council about 3 weeks ago and it's ah, ECM is located on Walnut Avenue (*inaudible*).

MEMBER CASAR: Thank you.

PRESIDENT SCHULMAN: Thank you. Any other remarks?... Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 11 YEAS, 1 NAYS
(CASAR- NO VOTE)

CLERK TIMBERLAKE: Eleven yeas, one nay, Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Ordinance #23 has been adopted. Ordinance #24.
#23 ADOPTED AS ORDINANCE #83/2007

#24 (3RD RDG) **ADOPTED AS ORDINANCE #84/2007** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH CAMP DRESSER & MCKEE FOR DESIGN SERVICES IN AN AMOUNT NOT TO EXCEED \$24,950.00; AMENDING APPROPRIATION ORDINANCE NO 241/2006; AND DECLARING THE SAME TO BE AN EMERGENCY

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MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #24.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #24. Are there any remarks?... If not, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. President.

PRESIDENT SCHULMAN: Ordinance #24 has been adopted.

#24 ADOPTED AS ORDINANCE #84/2007

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We are now under Announcement of Committee Meetings.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

MEMBER HAWK: Finance Committee will meet Monday, April 23th at 5:30.

PRESIDENT SCHULMAN: Thank you.

MEMBER KRAUS: Mr. Chairman.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: I'm sorry Mr. President.

PRESIDENT SCHULMAN: That's all right.

MEMBER KRAUS: Public Safety and Thoroughfares will meet 6:30 April 23rd.

PRESIDENT SCHULMAN: Thank you.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Member Dougherty.

MEMBER DOUGHERTY: Yeah, Public Property Capital Improvement will meet that evening 6:15.

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PRESIDENT SCHULMAN: Thank you.

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Personnel Committee will meet next Monday at 6:15.

PRESIDENT SCHULMAN: Thank you.

MEMBER SMUCKLER: Mr. President.

PRESIDENT SCHULMAN: Member Smuckler.

MEMBER SMUCKLER: Annexation will meet next Monday at 6:15.

PRESIDENT SCHULMAN: Thank you. Any other Committee meetings?... We're now ah, under....

MEMBER HAWK: Mr. President, one moment.

PRESIDENT SCHULMAN: That's fine. Service Director Hunt... or Safety Director, I'm sorry.

SAFETY DIRECTOR HUNT: Thank you. I'd like to announce that ah, Monday, April 23rd at 5:30 pm in Council Chambers, we will have a presentation by Mr. ah, Joe, ah, Rice, a representative from Red Flex Traffic Systems. He will present ah, a ah, proposal to ah, mount cameras in different parts of the City of Canton ah, for safety purposes. Ah, and ah, we've been asked to have him bring this presentation to City Council and he will be available next week at 5:30. Thank you.

PRESIDENT SCHULMAN: Thank you Mr. Hunt.

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT SCHULMAN: We are now under Public Speaks, Open Forum. We have 5 speakers tonight. As always and what I always say is, we certainly appreciate you coming down. It's very important that we hear from you. Ah, the Mayor and her Administration and this Council will listen. All I ask is that each of you abide by the rule of Council, which is that you restrict your remarks to 3 minutes. So, our first speaker tonight is LaTosha, and I apologize if I mispronounce anyone's name. LaTosha M. Stokes. Miss Stokes..... Miss Stokes Nope? Our next speaker is Diane Wissuchek. Sorry Diane, I know you. Welcome. Thank you. If you'll give us your name and your residential address please.

MS. WISSUCHEK: Thank you Mr. President. I'm Diane Wissuchek and I live at 2029 Franklin Place NW in the Mt. Vernon Neighborhood and I'm a member of Neighborhood Leadership Council. Mr. President, Mayor Creighton, Councilmembers. Tonight I am speaking on behalf of me, Neighborhood Associates Votes and Power, and this is the first of our bi-annual visits to Council this year. We represent over 40 neighborhood organizations in the city and therefore thousands of residents. NAVE is a sub-committee of Neighborhood Leadership Council which was developed by the Stark Community Foundation and our mission is to educate our associates and all city residents in the political process and to encourage voter registration, being informed voters

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and voting in every election. At this time I would like to recognize the members of our group. Would everyone with NAVE please stand. (*EACH INDIVIDUAL ASSOCIATED WITH NAVE STOOD FOR APPLAUSE*) Thank you. As a group, we visit Council twice a year to demonstrate our support of the City and its officials. We would like to thank all of you who commit yourselves to being involved with the City, with the neighborhoods of the City and with our neighborhood organization. We have 2 neighborhood association events coming up. The first is the "Meet The Candidates" night, to which all of you have been invited which is this Wednesday, April 18th at the Church of the Savior. This event is one of our educational events to help inform voters about the candidates running for office in the city this year. The second event is the 'celebrate neighborhoods' dinner sponsored by the Stark Community Foundation, the Repository, the City of Canton and Chase Bank on Tuesday April 24th at St. John's Hall. At this dinner, the grants from the neighborhood partnership grant program will be distributed. These grants are used by the neighborhood associates to help build community and improve their neighborhoods. On behalf of the neighborhoods and neighborhood leadership council, I would like to invite all of you to this dinner and I do have tickets for this dinner with me this evening. We appreciate what the City and this Council does for our neighborhoods and for your concern for us, however, all of the neighborhoods still have issues and concern from vacant lots that need maintaining and vacant homes and building that need rehabilitation or demolition, disintegrating streets and sidewalks that need replaced or repaired, garbage pick up problems and recycling to...gangs, drugs, prostitution, vandalism and violence which includes the recent rash of murders, to... the need for neighborhood friendly businesses and jobs for our residents. All neighborhoods of the city have the same concerns to some degree or other. We need them to be addressed and work done to correct the problems without pushing them from one neighborhood to another. We need to work together. So, the motto of the Neighborhood Leadership Council, "you don't have to move to live in a better neighborhood," can be a reality for all residents and neighborhoods. Working together, city government and neighborhoods, we need to find new ways to reach people who need help, educate everyone, young and not so young, on how they can contribute to the betterment of their neighborhoods and city, build avenues of communication so everyone concerned, concerns and issues can be reasonably resolved and so problems can be corrected or eliminated before they are escalated to more tragic results. We all have a lot of work to do but together, it can be accomplished. Thank you. (*APPLAUSE*)

PRESIDENT SCHULMAN: Thank you very much. Thank you for all your hard work. Our next speaker is Brenda Kimbrough. She's also with NAVE. Brenda. Good evening. If you'll give us your name and your residential address please.

MISS KIMBROUGH: Sure. I'm Brenda Kimbrough and I live at 614 7th Street NE in Canton, Ohio and I'm also a member of NAVE. I'd like to talk to you about our ship coming in. We have 4 ships I just want to talk about right quickly here. The first one is friendship. I'm glad to develop a friendship with the, the Council, with our Mayor to help us to accomplish those things we have. Thank you everybody for the help with the mailbox and the cluster situation, cuz that took friendship. The next thing I would want to talk about is companionship. We need to work together to clean up our neighborhoods and beautify. We, as a NAVE, are gonna do our part and we're gonna work with you when you do your part, so we wanna be companions in this partnership we're having. And, that's the next thing I wanna say, it's partnership. We are attending the Council meetings. We're gonna speak up and like Ms. Wissuchek said, we have issues. We're gonna bring them to you. Thank you for hearing them. We'll be kind about presenting them and we're excited about when you help us get the job done. And the next ship I wanna talk about the next ship is a relationship. We want to develop a relationship between you and I, not to have a distance but to make our city a better place. We can make Canton a place where people want to come back to. Where businesses wanna start and where people don't wanna move from here, they wanna stay in our neighborhood. Thank you. (*APPLAUSE & KUDOS*)

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PRESIDENT SCHULMAN: Thank you. That was wonderful. Thank you very much. Our next speaker is Chris Smith. Ms. Smith, if you'll step forward and give us your name, your residential address please.

MS. SMITH: My name is Chris Smith and I'm also a democrat candidate for the 4th ward council seat. My address is 458 Waynesburg Road SE and as you can see that my topic is about Jackson Pool. Not that I have fond memories just about Jackson Pool, I had a vision that one day that pool will be rebuilt in the same area, for the same purpose as it was almost 60-some years ago and that is to create recreation for families. I'm enthused about the water park that's coming, but to me, it seems that it's going to be certain ages. I feel that that pool can be with funds, re-done in the same area, in the same spot. I hope that going to this meeting that hasn't been finalized for Jackson Pool, that they would take into consideration placing that pool in the same area, re-doing it and letting the historical Jackson Pool stay in the 4th ward. Thank you.

PRESIDENT SCHULMAN: Thank you very much. (*APPLAUSE*) Our last speaker is Kerry Dougherty. Ms. Dougherty, if you'd give us your name and your residential address please.

MS. DOUGHERTY: My name's Kerry Dougherty. I live at 201 Montrose Avenue NW in the 3rd Ward of Canton City. I'd like to thank you for having us all here this evening. The reason I'm here to speak is something that I thought would never be a problem in Ward 3 of Canton. It is graffiti. They are gang-tagging Harter School, which has just been built, vans that are left out at night, houses in the neighborhood, mostly along 3rd Street. The only way that we feel as our neighborhood that I've spoke with other members is we need the community policing and bicycles back. I know that you tell us it's not in the budget. I hate to say it as affiliated with the Hall of Fame as my family is, I think that \$500,000 that you gave to Fawcett Stadium for the NFL could have been better spent for bike patrols. I know foot patrols are probably not an option but the only way that we feel that you can catch the people that are tagging are cops on bikes. Thank you for your time.

PRESIDENT SCHULMAN: Thank you very much. (*APPLAUSE*) Thank you.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: We are now under Miscellaneous Business. Is there any miscellaneous business?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I'd like to ask the Law Director a question if I may please.

PRESIDENT SCHULMAN: Yes.

MEMBER CASAR: Law Director Martuccio, um, a couple months ago, I, ah, turned over to your office all the information and ah, that I have on ah, ah, proposed animal control officer for the City of Canton, and it's ah, April now and I would like to get something going on that soon, um before the weather gets ah, you know, warm and stray dogs and cats are out even a little bit more. But, where do we stand on that?

LAW DIRECTOR MARTUCCIO: Mr. President.

PRESIDENT SCHULMAN: Law Director Martuccio.

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LAW DIRECTOR MARTUCCIO: Member Casar. The idea is a good one that's being explored. There are different areas that we are looking at and coordinating. Um, the legal part of it, of course, involves what to classify that person as, classified civil servant, is in a union position, is it not, um, is that person going to be certified by the Peace Officer Training Academy and carry a weapon which I think is a preference among several of you as you have expressed. Um, and coordinating the different aspects that go into funding and hiring something like that. The funding, obviously, is a Council manic decision but the research is ours. Um, we have our Police and Fire Advisor working on that who has been swamped with Federal cases, literally, and Supreme Court cases, literally, um, but his attention is going back on that and our Labor Attorney will assist as well. Ah, I understand the need now that the weather is beginning to warm up but it's mostly deciphering the various complicated personnel issues with ah, that position. Thanks.

MEMBER CASAR: Thank you Law Director Martuccio. If there's anything I can do regards to ah, please don't hesitate to give me a call.

PRESIDENT SCHULMAN: Thank you Member Casar. Member West.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Ah, this question is to the Mayor. The CAN DO Neighborhood Association has been, has asked if they would um, if the City could help them put up their signs and they haven't put them up yet. It's been over a year.

MAYOR CREIGHTON: Mr. President.

PRESIDENT SCHULMAN: Madame Mayor.

MAYOR CREIGHTON: Um, I spoke with President Kimbrough um, before the meeting and I will follow up on that with the, ah, Street Department but usually it's not a problem, but I, I would defer to Joe. Did you know that they had asked for the banners to be hung in the CAN DO Neighborhood?

SERVICE DIRECTOR CONCATTO: Mr. President. I, no, I mean, I thought we did that last year.

MEMBER WEST: It hasn't been done yet.

SERVICE DIRECTOR CONCATTO: Well, nobody has contacted me since then. I did not know that. I will, our traffic engineers are usually the ones who puts it up and I thought we gave them the okay to put them up. Was the signs done? Ah, let me know tomorrow, or, I'll let you know tomorrow.

MEMBER WEST: Okay, and then the second thing. Um, I read in the paper about the plans for the Recreation Committee and my understanding was it was Jackson Pool Recreational Committee not a Canton Water Recreation for the whole city. Is that correct?

MAYOR CREIGHTON: Mr. President.

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PRESIDENT SCHULMAN: Madame Mayor.

MAYOR CREIGHTON: Um, the answer to your question Thomas, is probably the title. Um, we've changed it a couple times. It's either the Jackson Pool or Water Facilities. It is to talk about some type of water facility in the City of Canton and it was probably termed Jackson Pool at the time because that one was the one that closed.

MEMBER WEST: Well, I would like to be a part of that. As you know, we, Nimisilla Park we proposed a water park over 3, 4 years ago now and I wonder if, is that one of the site selections that they have, was looking into, um, as other parts of the city.

MAYOR CREIGHTON: Ah, Mr. President.

PRESIDENT SCHULMAN: Madame Mayor.

MAYOR CREIGHTON: First of all, the committee's been meeting since 2004 and that committee is made up of the Administration, a Councilman-At-Large who is Mr. Casar, Ward 4 Councilman because the, the Jackson Pool was in her Ward, ah, the Chairman of the Parks and Recreation Committee which is Mr. Griffin, I'm sorry, oh, I'm sorry Don, I'm sorry Don..... I'm sorry..... northwest, we tried to get all 4 quadrants and one at-large so it's Terry Prater from the southwest, Jim Griffin from the northwest, Kelly Zachary from the southeast and Dave Dougherty from the northeast and Councilman At Large Casar. So that is the committee. We've always been open meetings, they're announced every time at City Council and anyone is welcome to attend.

MEMBER WEST: Okay. I just, I've always taken it as this was the Jackson Pool Committee but at the same time, there is other groups in the community that has been meeting in reference to recreation. Ah, Canton After-School Council met 2 years ago to do a strategic plan around recreations, has a lot of insight that may help the committee. Um, of course you know about the United Way study um, and several other groups have been meeting and I wonder if we should have participation with all, all groups. Um, we're having major problems within the inner-city um, and as you know, down in our community northeast side, Shorb Avenue, all of these areas and if we do not beef up the recreation within those community and those neighborhoods, we're going to continue to have problems. When I look at what was proposed in the paper, I see in Ward 6, and no offense Councilman Dougherty, but last year, we put in a skate park over there. Um, and we also have a swimming pool currently over there. When we look at, and not to offend Kelly, over the 4th Ward, but we have, you know, recreation, some recreation over there and we definitely should include, you know, the members over there and see what they want in that area. Um, and then I see us putting in Willow Park baseball fields. I mean, right now, and those are for adults, I'm looking for the activities for young people and until we do that within Ward 2, we're gonna have some problems.

PRESIDENT SCHULMAN: Thank you Member West.

MAYOR CREIGHTON: Mr. President.

PRESIDENT SCHULMAN: Um, Madame Mayor. Did you say anything or, I'm sorry.

MEMBER CIRELLI: It was... it was her? It was me too.

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PRESIDENT SCHULMAN: I'm sorry, there's an echo up here. Ah, Member Cirelli, I apologize.

MEMBER CIRELLI: Um, thank you Mr. President. Ah, a week ago, well a week ago last Thursday, and I was supposed to make this announcement last Monday night but unfortunately the Mayor wasn't in attendance.

Um, but, Madame Mayor, a constituent wanted me to thank you very much for your assistance that you gave to me. Matter a fact, she contacted me to see, say, did you say thank you to the Mayor? And, then she also has a follow up note which I wanted to read. Dear Mrs. Cirelli, I'm very appreciative for your many phone calls you made on my behalf. Without your efforts on my behalf, I would have spent a pretty cold night without my furnace. You knew whom to call and in turn, I had a comfortable, worry-free note, night. Thank you so very much. And, I will refrain from saying what her name was but this was a week ago Thursday, it will be 2 weeks this coming Thursday and I, it was a situation when I got home like at 8:30 and it started about a quarter of 9 and, I, between the Mayor and the people that she had to call and myself, we took care of a problem that was ah, very exasperating for me because I was told by the Councilman of the ward to call 211. Now is anybody familiar with 211? It's supposed to be a United Way phone number. It's like 911 but you call 211 which I called 3 times and it rang 30 times each time and nobody called, nobody answered. I called the Crisis Center, which said they would take the person and refer them to the Towne Manner Motel for 1 night and put them up there. But, I really want to thank the Mayor because I was able to contact her, I don't know whether it was your cell phone that I had or whatever, and, ah, with her help, which took us to about 11:00 or so, we finally got the right people out there to take care of this furnace that she was having some work done per a community organization throughout the city so I had told her, Mayor, that I would thank you very much and I just wanted to pass that on and apprise the rest of the Councilmembers that if they have such a situation, ah, that's the person to call. So, thank you Mr. President.

PRESIDENT SCHULMAN: (LAUGHTER) Ah.. If the ah...

MEMBER ZACHARY: Mr. President.

PRESIDENT SCHULMAN: If the weather stays like this, I think we're all gonna need our furnaces ah. Member Zachary.

MEMBER ZACHARY: Mr. President. Just a couple things real quickly. I do wanna thank the members of NAVE who come to Councilmember, ah, meetings regularly who participate in our neighborhoods. I have at least 4 recognized groups in my ward as well as a couple ah, neighborhood associations that are not a part of NAVE and I wanna thank you all for your help because we don't do it alone. We are not super-humans and without your help we, we don't get as much done as we probably, we could, so, I thank you for your involvement in the neighborhoods. I appreciate you guys coming out because it shows that you care. I thank everyone who stays involved throughout the year and not just when there's a hot topic on the agenda um, and there's several people here who come to Council every week and they know what's going on in their city and they're able to speak with um, a knowledge base about what's happening and what is not happening. The other thing, Member West, no offense taken. Ah, 3 years ago when Jackson Pool was ah, thought about closing Jackson Pool and, ah, later on we did, I went on record then saying that we need to replace recreation in the ward and I was adamant to the Mayor and everybody else on the committee that, even though Jackson Pool may not be able to be refurbished, repaired, replaced, we have got to replace some type of recreation in that southeast section of town because it's that important. Um, I don't apologize for that. I know we all have our personal agendas when it comes to getting projects in our ward, but we do have to work together. One thing, I, I would like to ask the Mayor being that we are elected officials and even thought we are elected to be a voice for our constituents, I

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don't think our voice should be the only voice that's heard because my interest may not be someone else's interest. So, before we move forward with this particular project, if we could do some type of public forum, to give the public information about what's being put on the table, solicit some input from the public, because there are people who definitely have opinions, whether they're right, wrong or indifferent, and I think they need to know the background as to why we're proposing what we're proposing now. There's a liability, as we all in this room, or, all of us know, involved in the city replacing a swimming pool. Um, as such, I think the public needs to know this type of information so they can make informed decisions and, and go from there so, I would ask that we do some type of public forum so that the public can be informed, provide input and air out any ill-feelings that they may have as to whether where this water park will be, where it won't be or if we're going to do 2 spray parks or 1 spray park and something else, but I agree with you Member West, we do have to provide recreation for the, the, the youth in this community and I look forward to working with anybody who wants to do that.

PRESIDENT SCHULMAN: Thank you Member Zachary. Member Hart.

MEMBER HART: Yeah, um, you know, as a school teacher in Canton City Schools and as a home owner here, ah, our community has spent tens of millions of dollars in refurbishing our schools, rebuilding new schools, ah, laying a good foundation for the future, and some times I look at schools as maybe being under-utilized and ah, it would be an excellent opportunity ah, you know, schools always used to be the center of the community as were churches and good opportunity to ah, ah, put greater use and emphasis on our youth and, you know, keeping them safe and in schools with af...more greater after-school programs for athletics, academics, whatever, in raising the academic standards as well as physical fitness and everything else. Just making the kit a little bit better.

PRESIDENT SCHULMAN: Well, on, on that note, it's nice to have the President of the Canton City School Board, J. R. Rinaldi, with us tonight. Maybe he'll have some ideas. Member Kraus.

MEMBER KRAUS: Yes Mr. President. I also want to thank all of NAVE. Um, I have 5 groups in my ward that I work very closely with and this last 2 years we've gotten a lot accomplished together. I also went through the leadership program and I'm proud to say that I am a past president of my association and active as I can be in NAVE. A lot of time caucuses interfere with coming to meetings but I apologize for that. Um, the other thing is I, I totally agree with the concept of, of, having something for the children in this town. We need it but, um, again, Thomas is so far from the 8th ward where everything's going down. (LAUGHTER) I, I don't know how my kids are gonna get there and remember (APPLAUSE) we do have land in the 8th ward.

PRESIDENT SCHULMAN: Thank you Member Kraus.

SERVICE DIRECTOR CONCATTO: Mr. President.

PRESIDENT SCHULMAN: Service Director Concatto.

SERVICE DIRECTOR CONCATTO: Just ah, 2 comments if I may. One, let's notta, let's not forget that Council did pass an aquatics issue last week allowing \$25,000.00 in the city to allow our youth to swim. Secondly, I would like, I have given Council ah, all the information I had on Mr. Barr, Roy Barr's complaint last week concerning um, his drainage. I just wanna put this on the record very quickly. Roy Barr never sent the packet to the Mayor or myself. He sent a packet addressed to Plain Township, the Stark County Engineers

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and Congressman Regula and copied the Mayor on it. He never asked us for any information. He merely copied us on a complaint that he had. I went ahead and had Mr. Chris Barnes from our engineer's office look at it. He responded to me. I did not respond to Mr. Barr because Mr. Barr never asked me for a response or asked the Mayor for a response. I did, however, since this conversation of last week, send him a copy of everything that I sent to you explaining what Mr...what our engineers had said about his drainage problem or issue. I just wanted to put it on the record because he made a statement that he sent a packet to us, to the Mayor and that did not happen. Thank you.

PRESIDENT SCHULMAN: Thank you Service Director Concatto. Law Director Martuccio.

LAW DIRECTOR MARTUCCIO: Mr. President. Thank you. A quick reminder to those members of the Claims Committee. If they could stay afterwards and meet me in the Caucus Room. To members of the Claims Committee, we have issues, one pending litigation and one eminent litigation. Thank you.

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Yes Member Kraus.

MEMBER KRAUS: I would like to ask Joe, Service Director, a question.

PRESIDENT SCHULMAN: Sure.

MEMBER KRAUS: Joe, um, I didn't say anything last week when Mr. Barr spoke. I, I thought I sat quite calmly but, a lot of the water from his golf course is running onto 44th Street in our part. Invite Mr. Barr, he's more than welcome to come in the City of Canton and become part of Ward 8 and I can solve his problem.
(APPLAUSE & LAUGHTER)

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President. I move we adjourn.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas Mr. Presidednt.

PRESIDENT SCHULMAN: (*Gavel falls*) The meeting is adjourned. Thank you very much folks for coming down.

ADJOURNMENT TIME: 8:25 PM

ATTEST:

APPROVED:

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CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

ALLEN SCHULMAN
PRESIDENT