

MINUTES OF THE MEETING OF MARCH 17, 2008

PRESIDENT SCHULMAN: Thank you Mayor Healy for that encouraging speech. (*Referring to the State of the City address given previously by Mayor Healy*) With a quorum being present, the Chair calls this meeting of the Canton City Council to order. Roll call vote please (*sound of the gavel*). You folks can all leave, but please, if you'll be a little quiet, we'd appreciate it. Thank you.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

12 COUNCILMEMBERS PRESENT: (DON CASAR, JOE CARBENIA, MARY M. CIRELLI, BILL SMUCKLER, GREG HAWK, THOMAS E. WEST, JAMES GRIFFIN, CHRIS SMITH, TERRY PRATER, DAVID R. DOUGHERTY, PATRICK BARTON, & KARL "BUTCH" KRAUS)

All COUNCILMEMBERS PRESENT

CLERK TIMBERLAKE: All present Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. We'll have the invocation given tonight by Councilmember David Dougherty. Will you all please remain standing for the Pledge of Allegiance.

The regular meeting of Canton City Council was held on Monday, March 17, 2008 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 6 Councilmember David Dougherty, 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 going to be asked to suspend Rule 22A to add the first reading of Ordinance #4A, the second reading of Ordinances #7, #8, and #9 and Communication #133. Ordinance #5 and #6 will be retained in committee. Member Casar, the Chair will recognize that motion.

MEMBER CASAR: Mr. President, I move we suspend Rule 22A, add Communication #133, Ordinances #4, ah, Ordinance #4A, for the first reading and Ordinances #7, #8 and #9 for the 2nd Reading.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded then, to suspend Rule 22A to add first reading Ordinance #4A, second reading Ordinances #7, #8 and #9 and Communication #133 to this evening's 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: Thank you Madame Clerk, the motion carries and Rule 22A is suspended and the Ordinances and the Communication #133 are a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We are now under Public Hearings. There are no public hearings this evening.

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#25. PERSONNEL COMMITTEE: REQUEST RE-APPOINTMENTS OF MARCIA ZAWACKY AND THOMAS LAROCHELLE AND APPOINTMENT OF CESAR VANDERPOOL, JR. TO FAIR HOUSING COMMISSION. - ADOPTED.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Resolution #25.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution #25. Are there any remarks under this Ordinance? If not, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS	RESOLUTION	#25	PASSED
UNANIMOUSLY BY VOICE VOTE			

PRESIDENT SCHULMAN: The Resolution has been adopted. We are now under....

MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Kraus.

MEMBER KRAUS: I wanted to wait until you was done with all the Informals...

PRESIDENT SCHULMAN: Oh, okay.

MEMBER KRAUS: ah, but, ah, Resolution #23, for the Councilmen that was away at Washington last week, we had presented, the Mayor presented a um, Alice Sarver Day, March 17th, ah, March 15th for her birthday, for her activeness in our neighborhoods and coming to Council and I wanted all the Councilmen to be part of that, so we also did a Resolution from all the Councilmembers, As A Whole, and we presented it to her at her party on ah, last Saturday evening, it was very nice and she was very well deserving and I know she's very appreciative. Thank you.

PRESIDENT SCHULMAN: Thank you ah...

MEMBER SMUCKLER: A point of information Mr. President.

PRESIDENT SCHULMAN: Member Smuckler.

MEMBER SMUCKLER: Ah, Member Kraus, how old is Mrs. Sarver? *(LAUGHTER)*

MEMBER CARBENIA: Point of order...

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MEMBER KRAUS: The, the reason....

MEMBER CARBENIA: ...point of order...

MEMBER KRAUS: the reason I'm not...

PRESIDENT SCHULMAN: Ah, Member Carbenia.

MEMBER CARBENIA: ...point of order...

MEMBER KRAUS:the reason I'm not in trouble is because I don't know that.

MEMBER CARBENIA:point of order...

PRESIDENT SCHULMAN: Ah, there's a point of order. Member Carbenia.

MEMBER CARBENIA: Thirty-nine. *(LAUGHTER)*

PRESIDENT SCHULMAN: Thank you. *(LAUGHTER)* Well, and Alice is still here tonight, so that's, *(LAUGHTER)* that is a very good sign. Any other remarks?...

COMMUNICATIONS

PRESIDENT SCHULMAN: If not, we are now under communications. Let the Journal show that all communications are received as read.

NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE WITH THE AGENDA ITEMS FILE DATED MARCH 17, 2008. COMMUNICATION #133 WAS ADDED TO THE AGENDA ON THE FLOOR.

122. DEVELOPMENT DIR., TORRES: REQ AUTHORIZATION FOR AUDITOR TO PAY MORAL OB IN AMT NOT TO EXCEED \$15,800.00 TO COTTRILL WRECKING CO. FOR EMERGENCY SERVICES TO DEMOLISH FACTORY F.K.A. OH CASTING DUE TO FIRE. - FINANCE & COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEES

123. DEVELOPMENT DIR., TORRES: REQ AUTHORIZATION FOR MAYOR TO ENTER INTO A CRA AGMT W/CANTON ELDERLY LLC IN ACCORDANCE W/O#223/2004 & 8/2005, WHICH ESTABLISHED CANTON CENTRAL NEIGHBORHOODS COMM REINVESTMENT AREA; PROJECT LOCATED IN SUMMIT NEIGHBORHOOD. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

124. GRIFFIN, J., WARD 3 CNCLMN: REQ AN EXPEDITED ORDINANCE BE CREATED PROHIBITING OUTDOOR WOOD-BURNING FURNACES IN THE CITY. - JUDICIARY COMMITTEE

125. PLANNING COMMISSION: REQ DENIAL OF PROPOSED ZONE CHANGE @ 1111 LAWRENCE RD NE FROM R1a TO PR-4 TO OPERATE BOARDING HOUSE FOR WOMEN (KENNETH ROBINSON). - JUDICIARY COMMITTEE

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126. PLANNING COMMISSION: REQ APPROVAL OF PROPOSED ZONE CHANGE @ 1825 FERNDALE AVE NW FROM R-1a TO PR-2 TO RENT OUT AS AN UP & DOWN DUPLEX (CHAD & COURTNEY MILLER). - JUDICIARY COMMITTEE
127. PLANNING COMMISSION: REQ APPROVAL OF PROPOSED REPLAT OF LT 42765 & PART OF OL 1249 (ON QUARRY LAKE DR SE IN QUARRY LAKE SUBDIVISION) (MICHAEL & DEBRA MENEGAY). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
128. PLANNING COMMISSION: REQ APPROVAL OF PROPOSED REPLAT OF PART OF LT 3620 - 3622 (BETWEEN HAMMERLY CT SE & TYLER AVE SE NORTH OF 3RD ST SE) (EDWARD WALKER). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
129. POLICE CHIEF MCKIMM: SUBMITTING REVISED 2007 RPT FOR LAW ENFORCEMENT TRUST FUND & LAW ENFORCEMENT EDUCATION FUND W/COMPLETE BREAK DOWN OF RECEIPTS & EXPENDITURES. - RECEIVED & FILED
130. SAFETY DIRECTOR NESBITT: REQ TO AMEND O#40/2000, CLASSIFICATION PLAN FOR BARGAINING UNIT EMPLOYEES TO INCREASE # OF EMPLOYEES ALLOWED FOR POLICE OFFICER & PROB POLICE OFFICERS FROM 141 TO 156; INCREASE # OF EMPLOYEES ALLOWED FOR FIREFIGHTER, FIREFIGHTER/PARAMEDIC & CADET FIREFIGHTER/PARAMEDIC FROM 135 TO 162. - PERSONNEL COMMITTEE
131. SAFETY DIRECTOR NESBITT: RPT OF PUBLIC OF SAF SERVICES AT SCENE OF MOTOR VEHICLE ACCIDENTS FOR 2007. - RECEIVED & FILED
132. SERVICE DIRECTOR BERNABEI: REQ COUNCIL TO ADOPT CONSENT LEGISLATION PROPOSED BY OH DEPT OF TRANS FOR HEAT STRAIGHTENING OF BRIDGE UNDER HARRISON AVE SW @ US RTE 30 AT NO COST TO CITY. - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
133. MAYOR HEALY & SERV DIR., BERNABEI: SUBMITTING RECOMMENDATIONS FOR FULL BUDGET APPROP FOR 2008. - FINANCE COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING

PRESIDENT SCHULMAN: We're now under Ordinances and Formal Resolutions for the 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: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #4A FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFER-RAL, AS FOLLOWS. ORDINANCE 4A WAS ADDED TO THE AGENDA AND READ THIS EVENING.

#1 (1ST RDG) AN ORDINANCE AMENDING SECTION 131.10, POLICE DEPARTMENT TRUST FUNDS, OF THE CODIFIED ORDINANCES
Referred to Judiciary Committee

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#2 (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT AND EXECUTE THE RECYCLING MAKES SENSE GRANT IN THE AMOUNT OF \$55,170.00 FROM THE STARK-TUSCARAWAS-WAYNE JOINT SOLID WASTE MANAGEMENT DISTRICT; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Recycling and Finance Committees

#3. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OR MAYOR TO EXECUTE A REAL ESTATE PURCHASE OPTION AGREEMENT AND LEASE WITH THE GENERAL SERVICES ADMINISTRATION FOR THE FEDERAL CENTER PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

#4. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AMENDED GRANT AGREEMENT AND RECEIVE SUPPLEMENTAL FUNDS IN THE AMOUNT OF \$8,500.00 FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance and Community & Economic Development Committees

#4A. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE #1/2008 TO APPROPRIATE ADDITIONAL MONIES NEEDED FOR THE OPERATING EXPENSES OF THE CITY OF CANTON FOR THE REMAINDER OF FISCAL YEAR 2008; 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 #5, sorry, #6, #7 and #8 by title. Thanks, that's okay. What is it, #7, #8 and #9...#7, #8 and #9, I'll get it eventually.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #7, #8 AND #9 FOR THEIR SECOND TIME BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS. ORDINANCES #5 AND #6 WERE RETAINED IN COMMITTEE AGAIN.

#5 (2ND RDG) **(RETAINED IN CMTE 3/3/08, 3/10/08 & 3/17/08)** AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED ENTERPRISE ZONE AGREEMENT WITH HYDRODEC NORTH AMERICA, INC.: AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Community & Economic Development Committee

#6 (2ND RDG) **(RETAINED IN CMTE 3/10/08 & 3/17/08)** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO 1/2008 AS AMENDED BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AUTHORIZING THE MAYOR AND/OR SERVICE DIRECTOR TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR THE NEW HORIZONS PARK PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance & Community & Economic Development Committees

#7 (2ND RDG) AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$3,600.00 TO DESANTIS ENTERPRISES; AND

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DECLARING THE SAME TO BE AN EMERGENCY

(Retained in committee 3/10/08)

#8 (2ND RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS, INTER-FUND ADVANCES AND ADVANCE REPAYMENTS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

#9 (2ND RDG) AN ORDINANCE AMENDING SECTIONS 943.05, AUTHORITY TO USE; PERMIT; FEE; UNASSESSED PROPERTY; OWNER'S COSTS AND LIABILITY, AND SECTION 947.06, SEWER RATES, OF THE CODIFIED ORDINANCES; AND DECLARING THE SAME TO BE AN EMERGENCY

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: Thank you Madame Clerk. We're now under Ordinances for their third and final reading. Madame Clerk, would you please read Ordinance #10.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #10 THROUGH #12 FOR THEIR THIRD AND FINAL READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS. ALL THE ORDINANCES WERE ADOPTED BY COUNCIL FOLLOWING THEIR THIRD READING.

#10 (3RD RDG) **ADOPTED AS ORDINANCE #24/2008** A RESOLUTION WITHDRAWING CAN- TON'S OBJECTION TO THE RENEWAL OF A LIQUOR PERMIT LOCATED WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Ordinance #10.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution #10... Are there any remarks under this Ordinance? If not Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Resolution #10 is adopted. Resolution #11 Madame Clerk.

#10 ADOPTED AS ORDINANCE NO. 24/2008

#11 (3RD RDG) **ADOPTED AS ORDINANCE #25/2008** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

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PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #11.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #11... Are there any remarks under Ordinance #11?... 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 #11 is adopted. Ordinance #12 please.

#11 ADOPTED AS ORDINANCE NO. 25/2008

#12 (3RD RDG) **ADOPTED AS ORDINANCE # 26/2008** AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$72,520.00 TO CARGILL, INC.; AMENDING APPROPRIATION ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATION HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #12.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #12... Are there any remarks under this Ordinance? 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 #12 is adopted.

#12 ADOPTED AS ORDINANCE NO. 26/2008

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT SCHULMAN: We're now under Announcement of Committee Meetings. Member Hawk.

MEMBER HAWK: Mr. President, Finance Committee will meet next Monday at 5:30.

PRESIDENT SCHULMAN: Thank you.

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MEMBER CARBENIA: Mr. President.

PRESIDENT SCHULMAN: Member Carbenia.

MEMBER CARBENIA: Community and Economic Development will meet next Monday at ah, 5:30.

PRESIDENT SCHULMAN: Thank you.

MEMBER WEST: Mr. President.

MEMBER BARTON: Mr. President.

PRESIDENT SCHULMAN: Member Barton.

MEMBER BARTON: Recycling Committee will meet at 5:30 next week.

PRESIDENT SCHULMAN: Thank you.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Judiciary will meet next Monday at 5:30.

PRESIDENT SCHULMAN: Thank you.

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Leader Casar.

MEMBER CASAR: Parks and Recreation Committee will meet next week at 5:30 also.

PRESIDENT SCHULMAN: Thank you. Any other Committee meetings?

CLERK TIMBERLAKE: Personnel.

PRESIDENT SCHULMAN: If not, we're under...

CLERK TIMBERLAKE: Personnel.

PRESIDENT SCHULMAN: Pardon?

CLERK TIMBERLAKE: Terry's, Personnel Committee.

PRESIDENT SCHULMAN: Oh, I'm sorry. Member Prater.

CLERK TIMBERLAKE: Community Reinvestment, they appointed Chris Smith and um, Guy Bertram.

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MEMBER PRATER: Oh, I'm sorry.

CLERK TIMBERLAKE: That's okay.

PRESIDENT SCHULMAN: Thank you. Any other announcements?...

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT SCHULMAN: If not, we're now under Public Speaks, Open Forum tonight and we have one speaker signed up to speak tonight. Ah, we'd ask ah, Kathy Lopez to step forward. Ms. Lopez, ah, it's kinda reversed unless, unless you wanna talk to the audience. Okay. If you'll do us a favor, give us your name and your residential address and try to keep your remarks please to under 3 minutes. Thank you.

MS. LOPEZ: *(INAUDIBLE UNTIL MEMBER KRAUS ADJUSTED THE MICROPHONE)*

PRESIDENT SCHULMAN: Thank you Member Kraus.

MS. LOPEZ: Okay, again, my name is Kathy Lopez. I reside at 1104 17th Street NW here in the City of Canton and I appreciate the Councilmember and Council President giving me this time to speak. Um, what I'm here to complain about, basically, is the issues in regards to the potholes on our city streets. Now, as a citizen of this community, as a tax payer, all of us in here in this room that are tax payers, I don't think we should even have this problem. I think that, I understand with the weather and everything, um, but I think that that needs to be attended to immediately. Um, you know, we all have cars, we're all trying to get jobs, we're all trying to pay our bills and we can't seem to do that if we have to worry about our cars. Now, there are potholes, some that are enormously huge, some that are... shouldn't even happen. I drive to North Canton, I don't see that problem. You drive to Jackson, you don't see that problem, but you come to the City of Canton where we pay taxes and it's a big problem and something needs to be done, and I'm also addressing this to you as well Mr. Mayor, because this needs to be fixed. I don't know about the rest of the citizens in this community, but I am coming forward about this and this needs to be put on the agenda and be considered an emergency. Thank you.

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

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: We're now under Miscellaneous Business. Is there any Miscellaneous Business? Service Director Bernabei.

SERVICE DIRECTOR BERNABEI: Mr. President, Members of Council, Ms. Lopez. In response to that ah, I could tell you that it is a serious problem for all of us and the Street Department has approximately 40 employees. We've had a very difficult winter and that's an issue that we've discussed before with City Council about the plowing of streets and the amount of salt that we use each year. I can assure you that during the winter time and during the spring months, there are only 2 functions that that department performs and the first is the plowing of the streets and the salting of streets and that's primarily, you know, during the months of December, January and February and during the month of March and even prior to this in February on, on dry days. The only other function that they perform is the filling of potholes and I know that it's difficult for everyone to believe that they are working on this stuff steadfastly because there are so many potholes in the City of Canton, but I receive daily, because I've asked the Street Superintendent to do so, and I'll be glad to provide copies of those reports to you and to all Members of Council as to what they do on a daily basis and how many potholes they fill. I mean, I know that I received an email report on that

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today, and I think that they probably fill something like 3 or 4 or 500 potholes a day, I don't know exactly how they keep count on this, but, I mean, our difficulties are that there are literally, as you have pointed out, thousands of them and some very large ones. As you will notice, and I noticed over the weekend, I drove across Route 62, there was very large one and then the next day I went by and I saw that somebody had put a cone out by it and marked it. Presumably, that marking was done so that of course, people would know that it was there at the edge of the roadway, but that they would come back and fill it. Um, I received reports, we attempt to fill the larger ones and the most traveled highways as much as possible, but this is something that has their priority and again, I can only assure you that that is the only function that they are performing this time of year, when they are not plowing snow and so forth. Um, I don't know whether our road paving program can do a, you know, we, again, it's a subject we discussed tonight in City Council committee meetings, ah, we will begin the annual road paving program. Our ability to pave roads, which of course, directly impacts upon potholes and their creation in the future is limited by funding by some extent. I think we have a \$4 million plus road paving program that was proposed over the next 4 years. That's approximately \$1 million a year. Um, once upon a time, a million dollars paved a lot of streets, for those of you who can remember and Member Kraus was a member of the Street Department for many many years. With the cost of petroleum products, the cost of asphalt as it sky-rocketed so you, you, you're able to asphalt fewer and fewer streets every year for the same amount of dollars. Um, the City is committed, Council is committed to putting money to these projects. We're committed to filling potholes. I recognize that it's a continuing problem and we will continue to work on it but, they are working on it. Thank you.

PRESIDENT SCHULMAN: Thank you Director Bernabei. Member Carbenia.

MEMBER CARBENIA: Yes. Mr. President. I'd like to ah, personally thank the Street Department for the job that they had been doing. Ah, last week, I had them do Maple Avenue and Harrisburg Avenues for one of the times I had them called out, they came out and they done those that was in their regular ah, 6 or 700 patches that they said that they had to do and ah, anyway, I had to call them again because they were all out. Some of this is the type of black-top that we have to use, but I know that that department is doing a great job in Ward 9. I realize ah, ah, you have to find them holes, but a lot of ah, the members go out and ah, ah, I know the Council people turn them in, but we're hoping that other city workers, when they go them, turn them in and we can get those, but ah, I think they been doin' a good job. It's just this weather is ah, lousy around here and possibly it is part of the program on how it's been put down the last few years.

PRESIDENT SCHULMAN: Thank you Member Carbenia. Member West.

MEMBER WEST: Mr. President. I'd like to recognize Steven Slesnick, our new State Representative. Would you please stand and be recognized? (*APPLAUSE*)

MEMBER GRIFFIN: Mr. President.

PRESIDENT SCHULMAN: Does Steve have no opponent? Oh yes, okay. I was gonna say, we wouldn't have to have your fundraiser. Congratulations! We wish you the very best as you know, and Member West, I wanna compliment you as I did, Member Cirelli, you ran an outstanding race and ah, you have nothing to be ashamed of yourself. (*APPLAUSE*) Good job.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

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MEMBER CIRELLI: Thank you Mr. President. I have a question to the Mayor. Ah, Mayor Healy, in your State of the City address, you stated that we're going to put 20 new cops on the street, that would come out \$1.2 million, is that going to be in your budget that we haven't received yet or where is the monies going to come from, what have you? Can you clue us in on that?

PRESIDENT SCHULMAN: Mayor.

MAYOR HEALY: Ah, Mr. President. Thank you Councilmember Cirelli. Yes, the ah, the, numbers for that, it's, it's not coming out of the General Fund as far as additional dollars. We have ah, retiring members, that are ah leaving at \$80 and \$90 thousand a year incomes that we're going to be replacing with new, new, new officers and that allows you to bring on more. Ah, we also have um, ah, yeah, we have ah, also, um, the first, the first round of new hires is basically covered by the existing um, police officers who have retired. Um, we've had several people because of the DROP program announce their retirement, have already left and many more are leaving ah, before the first half of this year. The first 10 that we're hiring basically are using the funds from the exiting patrol officers. Ah, the second round, the second 10 that we're able to use with ah, a program that allows us to spend for first year of hires of new police officers, are forfeiture funds and so we're gonna use forfeiture funds to pay for the first year. Those officers then, when they go into their second year, ah, we'll be replacing retiring officers next year so they'll feed right back into the General Fund at that point so it allows us to go ahead and bring on 20 this year. Thank you.

PRESIDENT SCHULMAN: Thank you Mayor. Member Cirelli.

MEMBER CIRELLI: Thank you ah, Mayor Healy. Another thing you mentioned that was kinda, took me by surprise is you talked about the cameras you were going to put up. How's that going to be funded, sir?

MAYOR HEALY: Yes, thank you for asking. We're looking at a pilot program and ah, we're still ah, talking to the different companies that are out there and there's ah, some programs that allow us to do it for zero cost ah, but we might not take that program as we evaluate it further, we may want to ah, to have more ownership of them so we'll evaluate it to determine what the best method of moving forward is, and, and, Council will be included in those conversations. Thank you.

MEMBER CIRELLI: Thank you.

PRESIDENT SCHULMAN: Mayor, I know Mary, ah, Member Cirelli, has an interest in that as we all do. We had a presentation last year and there was considerable concern. Not only about the program itself but, the, the way the money was split with the private group that ah, was hired. Ah, Member Griffin, you wanted to say something?

MEMBER GRIFFIN: I just wanted to mention, I, coming in tonight, I saw ah, a crew putting up, fixing potholes. So, they're out there tonight fixing potholes Ms. Lopez. That's all.

PRESIDENT SCHULMAN: Do you want to say anything about St. Patrick's Day? *(LAUGHTER)*

MEMBER GRIFFIN: Ah, may we be in heaven 20 minutes before the Devil knows you're dead. *(LAUGHTER)*

PRESIDENT SCHULMAN: Thank you.

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MEMBER KRAUS: Mr. President.

PRESIDENT SCHULMAN: Member Kraus.

MEMBER KRAUS: I, I, wanted to just also thank the Street Department. At one time, that department ran with 100 people. Their functions have stayed the same and if not, gotten larger. Their numbers have gotten smaller. They sweep the streets, they pave, they do patching, they do everything on the streets, but remember this, they're still making cold mix which means that even when they fill 'em, every time it rains or snows, it's going to pop out until they start makin' hot mix. Be a little patient with the guys, they just put the plows away, the hole's poppin' out. Just be a little careful when you're drivin'. Thank you.

PRESIDENT SCHULMAN: And I think in, in, (*CHUCKLE*) Ms. Lopez might feel like everyone is coming down on her but I think, for the average citizen, it is really hard to know how much work is being done when you hit the pothole. Ah, that's a pothole that shouldda been fixed, so, I, I think that we're not tryin' to respond ah, ah, in a disrespectful fashion, I hope you understand, but the Street Department does do yeoman service for the city and tries to do the best it can under very difficult circumstances and, you know, it gets back again to what I keep saying to you, we just cannot spend billions and billions and billions of dollars overseas and starve our urban areas and expect things like, just the simple things like putting, you know, filling in a pothole to occur. So, with that, Member Casar.

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

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adjourn, ah...Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SCHULMAN: Meeting is adjourned. Thank you and Happy Birthday again Alice. (*Gavel falls*)

ADJOURNMENT TIME: 7:57 P.M.

ATTEST:

APPROVED:

CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

ALLEN SCHULMAN
PRESIDENT

MINUTES OF THE MEETING OF MARCH 17, 2008