

MINUTES OF THE MEETING OF AUGUST 11, 2008

PRESIDENT SCHULMAN: Good evening ladies and gentlemen I'm sorry we're beginning a little late tonight, we had a...ah...executive session to discuss some personnel matters. So, I apologize for not starting the meeting exactly at 7:30. Ah...welcome again to Canton City Council and it appears a quorum is present, the Chair calls this meeting of Canton City Council to order. Roll call vote please Madame Clerk.

ROLL CALL TAKEN BY CLERK TIMBERLAKE:

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

ELEVEN COUNCILMEMBERS PRESENT, ONE ABSENT (DAVID R. DOUGHERTY)

CLERK TIMBERLAKE: Eleven present Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk. Tonight were going to have our invocation given by our Majority Leader, Don Casar. Will you all please remain standing for the Pledge of Allegiance.

The regular meeting of Canton City Council was held on Monday, August 11, 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 Majority Leader Casar, followed by the Pledge of Allegiance led by President Schulman.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: Thank you Leader Casar. We're now under agenda corrections and changes. Members of Council, you're going to be asked as you always are to suspend Rule 22A to add the Second Reading of Ordinances 10, 11, 12, 13, 14, 15, 16, 17; 18 and 19 will be held in committee; 20, 21 and 22. Member Casar, the Chair will recognize that motion.

MEMBER CASAR: Mr. President...ah correction, I think we said on 18 and 20 that we were going to...ah...Chairman....let me ask Judiciary Committee a question.

PRESIDENT SCHULMAN: Yes.

MEMBER CASAR: Did we not say we'd have the second reading on those...or we gonna hold them in Committee?

MEMBER WEST: 18, we're holding in Committee.

MEMBER CASAR: Thank you.

PRESIDENT SCHULMAN: So 18 will be held in Committee?

CLERK TIMBERLAKE: Yes.

PRESIDENT SCHULMAN: And 19 will be read?

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CLERK TIMBERLAKE: Referred back to Planning.

PRESIDENT SCHULMAN: Referred back to the Planning Committee. Thank you. So with that, Member Casar.

MEMBER CASAR: Mr. President, I move we suspend Rule 22A and add Ordinances...ah...10, 11, 12, 13, 14, 15, 16, 17...ah...refer...and 20, and 21 and 22 and 19....18 will be...ah...referred back.....19 will be referred back to Planning Commission and #18 is hold in Committee.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to second reading Ordinances...I want to get this right...10, 11, 12, 13, 14, 15, 16, 17; 18 is held in Committee; 19 is sent back to the Planning Commission; 20, 21, and 22 to this evening's Agenda. Are there any remarks? If not, Madame Clerk roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We're now under Public Hearings. There are no Public Hearings this evening.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: We are now under Public Speaks on Ordinance and Resolutions for adoption. Similarly, we have no speakers signed up this evening.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We are now under Informal Resolutions. Member Casar, the Chair will recognize a motion to excuse...ah...Member Dougherty.

MEMBER CASAR: Mr. President, I move we suspend...I mean we excuse Member Dougherty, 6th Ward Councilman from this evening's meeting.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to ah...recognize a motion to excuse...ah...Member Dougherty. Are there any remarks? If not, roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

PRESIDENT SCHULMAN: Thank you Madame Clerk, the motion passes and Member Dougherty is excused from this evening's meeting. Madame Clerk will you please read Informal Resolution 73 by title.

#73. CASAR, D., MAJ LEADER, CARBENIA, J., ASST MAJ LEADER, & SMUCKLER, B., CNCL-AT-

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LG: AUTHORIZING SERV DIR TO REQUIRE PROSPECTIVE OR EXISTING EXTRATERRITORIAL CUSTOMERS OF CITY WATER & SEWER SERVICES TO ANNEX OR AGREE TO BE ANNEXED, & TO FURTHER AUTHORIZE SERV DIR TO WITHDRAW & TERMINATE WATER &/OR SEWER SERVICES, UPON REASONABLE NOTICE, SHOULD SUCH EXTRATERRITORIAL CUSTOMERS FAIL, NEGLECT OR REFUSE TO BE ANNEXED. - ADOPTED

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Resolution #73.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution #73. Are there any remarks?

MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I just want to say I want to thank...ah...Service Director Bernabei for the work he put in on this and also Member Smuckler and Member...ah...Carbenia. I think that this...ah...something that's well overdue. Ah...we provide...ah...water and sewer for the citizens of Canton, that should be our number one priority. And if they are...if they are contiguous to the City of Canton...ah...they will either move or...ah...or be annexed within 90 days or we'll have the right, according to the Supreme Court...ah...to...ah...take away their...ah...privilege of using our water and our sewer and I...and I just feel that this is the way to go if we want to grow the City and we have to do it with our utilities and water, which we have an abundance of good quality water, we should use that as a tool to develop the City of Canton with something I been preaching for over 20 years and I'd like to see the direction we're going on this. Thank you.

PRESIDENT SCHULMAN: Thank you Member Casar. Any other remarks? Member Smuckler.

MEMBER SMUCKLER: Mr. President, we have been running water lines outside the City and the fruits might come to bare right now. Um...because it's now hard ball. You want to continue to get the water, it gives us the opportunity or the tool to either continue servicing water or to shut it down. And that's based on a recent Ohio Supreme Court ruling in 2006 and this gives us another opportunity to help grow our City.

PRESIDENT SCHULMAN: Member Carbenia.

MEMBER CARBENIA: Yes, I'd like to add...I'd like to add to that that...ah...this is...this is only for people who are contiguous to the City if they are on City water. They have to be touching the City for us to be able to annex them but it's a good start. And...ah...a lot of people have agreed to do that already.

PRESIDENT SCHULMAN: Thank you Member Carbenia. Are there any other remarks? If not, by voice vote all those in favor to adopting Informal Resolution 73 say aye. Those opposed, no.

NO REMARKS
UNANIMOUSLY BY VOICE VOTE

RESOLUTION #73 PASSED

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PRESIDENT SCHULMAN: Resolution 73 has been adopted. Resolution 74 please Madame Clerk.

#74. CIRELLI, M., CNCL-AT-LG: INFORMING ALL RECIPIENTS OF CDBG DOLLARS OF 4% REDUCTION - ADOPTED

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Ah...if the Clerk would just read the Resolution so we'll have it on the record, I'd appreciate that sir.

PRESIDENT SCHULMAN: Sir, if the Clerk will read the Resolution. Thank you.

CLERK TIMBERLAKE: The announcement of the City's CDBG Funding award arrived in June, 2008; and **WHEREAS:** The Community Development Department sent a news release to the media to announce grant availability and grant submission dates; and **WHEREAS:** The City of Canton has received \$2,850,002 for fiscal year 2008; and **WHEREAS:** The City of Canton received a CDBG allocation of \$2,960,773 for fiscal year 2007 and; **WHEREAS:** This represents approximately a 4% reduction. **NOW THEREFORE BE IT RESOLVED:** That we, the members of Canton City Council do hereby go on record informing all recipients of such funding that due to the reduction of CDBG dollars all requests should respectfully be submitted with a 4% reduction, thus keeping this account balanced.

PRESIDENT SCHULMAN: Thank you. Ah...Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Resolution #74.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution 74. Are there any remarks? Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. Mr. President, I'd just like to go on record that this is for an Informal Resolution only so that the organizations out there could maybe possibly know that we've been cut done on 4% of CDBG dollars. I would appreciate all Council's support. Thank you sir.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Any other remarks? If not, by voice vote, all those in favor of Informal Resolution 74 say aye. Those opposed no.

NO REMARKS RESOLUTION #74 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: Resolution is adopted. Thank you Member Cirelli. Resolution #75 please.

#75 CIRELLI, M., CNCL-AT-LG: PROTESTING EXCESSIVE FEE INCREASES IN THE TRANSPORTATION OF NATURAL GAS & DELIVERY OF ELECTRICITY. - ADOPTED

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MEMBER CASAR: Mr. President.

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: I move we adopt Resolution #75.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution 75. Are there any remarks under this Resolution? Member Cirelli.

MEMBER CIRELLI: Um... Mr. President, um...after this Resolution that I know was...will get all of Council's support, I would want it to...I would like to direct the Clerk of Council to send it to all the utility companies, the P.U.C.O., all the legislators, be the County, State and Federal Legislators as well sir. Thank you.

PRESIDENT SCHULMAN: Thank you. Any other remarks? If not...ah...on Resolution 75 by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS RESOLUTION #75 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: Resolution 75 is adopted. Resolution 76 please Madame Clerk.

#76 COUNCIL AS A WHOLE: CONGRATULATING W.R. POPE FOR HIS 100TH BIRTHDAY. - ADOPTED

MEMBER CASAR: Mr. President. I move we adopt Resolution #76.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution #76. Are there any remarks? If not by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS RESOLUTION #76 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: Resolution 76, congratulating Mr. Pope for 100 years is adopted. Resolution 77 please.

#77 SMITH, C., WARD 5 CNCLMN: REQ STREET LIGHT ON EXISTING AEP POLE #AEP-819C4-107 ON ALLEN AVE SE & HAWK PL SE. - ADOPTED

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President. I move we adopt Resolution #77.

MEMBER CARBENIA: Seconded.

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PRESIDENT SCHULMAN: It's been moved and seconded to adopt Resolution 77. Are there any remarks? If not by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS RESOLUTION #77 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: Resolution 77 is adopted.

COMMUNICATIONS

PRESIDENT SCHULMAN: We're now under Communications. Let the Journal show that the 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 AUGUST 11, 2008.

318. AUDITOR MALLONN (CITY): CERTIFICATE OF TOTAL AMT FROM ALL SOURCES FOR 2008. - RECEIVED & FILED

319. AUDITOR MALLONN (CITY): MONTHLY RPT BY FUND FOR 1/1/08 - 7/31/08. - RECEIVED & FILED

320. AUDITOR MALLONN (CITY): YEARLY RPT BY FUND FOR 1/1/08 - 7/31/08. - RECEIVED & FILED

321. DEVELOPMENT DIRECTOR TORRES: REQ THE FOLLOWING LEGISLATION CONCERNING A CLEAN OH REVITALIZATION FUND GRANT FOR HERCULES PROJ: REQ TO ENTER INTO CONTRACT W/BROWNFIELD RESTORATION GROUP NOT TO EXCEED \$10,000.00 TO BE PAID THROUGH CORF MONIES; REQ TO ENTER INTO CONTRACT OF COOPERATION W/CORMONY DEV LLC TO PERFORM OR CAUSE TO HAVE PERFORMED THE REMEDIATION ITEMS AS OUTLINED BY BUDGET APPROVING ODOOD; RATIFY THE ADVERTISING FOR & REC OF BIDS & THE ENTERING INTO CONTRACTS FOR REMEDIATION WORK OUTLINED IN THE CLEAN OHIO REV FUND APP & APPROVED BY THE ODOOD GRANT. - RECEIVED & FILED

322. DEVELOPMENT DIRECTOR TORRES: ESTABLISH FAIR REUSE VALUE OF REAL PROP & AUTHORIZE DISPOSITION OF PARCEL #02-47368 ON QUEEN CT NW TO ROBERTA ROGERS FOR \$600.00. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

323. DEVELOPMENT DIRECTOR TORRES: AUTHORIZE MAYOR &/OR SERV DIR TO ENTER INTO CONTRACT W/YWCA TO PROVIDE A GRANT UTILIZING EMER SHELTER GRANT FUNDS IN AMT NOT TO EXCEED \$15,000.00 FOR NEW BEGINNINGS SHELTER. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

324. HAWK, G., WARD 1 CNCLMN: REQ TO AMEND SEC 505.18, DANGEROUS OR VICIOUS ANIMALS, OF THE CITY'S CODIFIED ORDINANCES. - JUDICIARY COMMITTEE

325. HEALTH BENEFITS ADMIN, BRESSON: JULY 2008 MO COMPARATIVE RPT OF INS CLAIMS & JAN - JULY 2008 PAID CLAIMS & COMPARATIVE RPT. - RECEIVED & FILED

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326. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D1, D2, D3 LIQ PERMIT FR: VORAU COMPANY DBA MOZART RESTAURANT TO: LA VILLITA LTD DBA EL CAMPESINO @ 3520 CLEVELAND AVE N & PATIO. - RECEIVED & FILED
327. LIQUOR CONTROL DIVISION (OHIO): REQ TRANSFER OF D1, D2, D3, D3A LIQ PERMIT FR: EXILE NITE CLUB LLC TO SUSAN M KOSTOLICH DBA SUPERIOR PUB @ 2360 MAHONING RD NE 1ST FL. - RECEIVED & FILED
328. MAYOR HEALY: REQ AUTHORIZATION OF APPT OF EDYTHE STINSON TO FAIR HSNB COMM EFF 8/1/08 - 7/31/13. - PERSONNEL COMMITTEE
329. SAFETY DIRECTOR NESBITT: REQ TO AMEND PORTIONS OF 351, 353, AND 361 OF CITY'S CODIFIED ORDINANCES RE: PARKING, PARKING METERS & PAYMENT & WAIVER PROCEDURE. - JUDICIARY COMMITTEE
330. SAFETY DIRECTOR NESBITT: REQ TO RESCIND PORTION OF O#17/2007 THAT ELIMINATED THE POSITION OF MAJOR IN POLICE DEPT. - JUDICIARY & PERSONNEL COMMITTEES
331. SERVICE DIRECTOR BERNABEI: REQ TO ENTER INTO AGMT W/NORTHEAST OH LABOR MANAGEMENT COUNCIL IN AMT NOT TO EXCEED \$10,000.00 TO PROVIDE LABOR MANAGEMENT CONSULTATION SERVICES; REQ SUPP APPROP FOR SAME. - FINANCE COMMITTEE
332. SERVICE DIRECTOR BERNABEI: REQ \$19,000.00 SUPP APPROP; \$14,000.00 OF THIS AS MORAL OB FOR PROCESS ASSOCIATED W/THE HIRING OF 15 ADDT'L FIREFIGHTERS/PARAMEDICS; \$5,000 OF THIS TO COVER EXPENSES FOR ASSESSMENTS NEEDED IN CONJUNCTION W/UPCOMING PROMOTIONAL EXAMINATION FOR POSITION OF MAJOR IN POLICE DEPT. - FINANCE & PERSONNEL COMMITTEES
333. SERVICE DIRECTOR BERNABEI: ADVISING THAT ADMINISTRATION WILL BE SUBMITTING THE ALTERNATIVE TAX BUDGET FOR FISCAL YR 2009 AT ITS 8/25/08 MEETING. - RECEIVED & FILED
334. SERVICE DIRECTOR BERNABEI: REQ VARIOUS SUPP APPROPS, APPROP TRANSFERS & INTERFUND TRANSFERS FOR FUEL FOR CITY'S VEHICULAR FLEET. - FINANCE COMMITTEE
335. SERVICE DIRECTOR BERNABEI: REQ VARIOUS SUPP APPROPS FOR 5201 WATER WORKS OPERATING FUND. - FINANCE COMMITTEE
336. SERVICE DIRECTOR BERNABEI: REQ ADOPTION OF INFORMAL RESOLUTION AUTHORIZING SERV DIR TO REQUIRE PROSPECTIVE OR EXISTING EXTRATERRITORIAL CUSTOMERS OF CITY WATER & SEWER SERVICES TO ANNEX OR AGREE TO BE ANNEXED, & TO FURTHER AUTHORIZE SERV DIR TO WITHDRAW & TERMINATE WATER &/OR SEWER SERVICES, UPON REASONABLE NOTICE, SHOULD SUCH EXTRATERRITORIAL CUSTOMERS FAIL, NEGLECT OR REFUSE TO BE ANNEXED. - RECEIVED & FILED

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337. TREASURER SCHIRACK: JULY 2008 DEPOSITS & PAY INS TO AMBULANCE LOCK BOX ACCT. - RECEIVED & FILED

338. TREASURER SCHIRACK: JULY 2008 PKING MTR REVENUE. - RECEIVED & FILED

339. TREASURER SCHIRACK: COMPARATIVE RPT OF CASH RECEIPTS AS OF 7/31/08. - RECEIVED & FILED

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 readings as required by State Law. Madame Clerk if you would please read the...ah...First Reading Ordinances by title and I know there are a number of them tonight so, we'll bare with you.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #9 FOR THE FIRST TIME BY TITLE & ANNOUNCED THE COMMITTEE REFERRAL, AS FOLLOWS.

#1. (1ST RDG) AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE FIRST TEE ANNEXATION AREA CONTAINING APPROXIMATELY 0.247 ACRES; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS OS (OPEN SPACE); AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Annexation Committee

#2. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE AGREEMENT WITH THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

#3. (1ST RDG) AN ORDINANCE AUTHORIZING THE CITY OF CANTON TO ACCEPT DONATION OF REAL PROPERTY FROM FRANK A. WILLIAMS

Referred to Community & Economic Development Committee

#4. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO CONVEY CITY-OWNED REAL PROPERTY, NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO THE CANTON COMMUNITY IMPROVEMENT CORPORATION; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Community & Economic Development Committee

#5. (1ST RDG) AN ORDINANCE AMENDING SECTION 521.08, LITTERING AND DUMPING, OF THE CODIFIED ORDINANCES OF THE CITY OF CANTON

Referred to Judiciary Committee

#6. (1ST RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE SUPPLEMENTAL APPROPRIATIONS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

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#7. (1ST RDG) AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 40/2000, AS AMENDED, THE CLASSIFICATION PLAN FOR BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Personnel Committee

#8. (1ST RDG) AN ORDINANCE AMENDING EXHIBIT A TO ORDINANCE NO. 164/2001, AS AMENDED, THE CLASSIFICATION PLAN AND SALARIES FOR MANAGEMENT AND NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Personnel Committee

#9. (1ST RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR LIGHTING MAINTENANCE OF INTERSTATE 77 WITHIN CANTON CITY LIMITS; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: We're now under Ordinances for their second reading. Madame Clerk, will you please read Ordinance 10 by title.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCE #10 THROUGH AND INCLUDING #22 FOR THEIR SECOND TIME BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

#10. (2ND RDG) AN ORDINANCE AMENDING ORDINANCE NO. 17/89, AS AMENDED, AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED CONTRACT WITH THE CANTON COMMUNITY IMPROVEMENT CORPORATION TO ADMINISTER ADDITIONAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$500,000.00; AND DECLARING THE SAME TO BE AN EMERGENCY

#11. (2ND RDG) **ADOPTED AS ORDINANCE NO. 112/2008** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH THE CANTON REGIONAL CHAMBER OF COMMERCE TO PROVIDE A GRANT IN AN AMOUNT NOT TO EXCEED \$175,000.00 FOR A COMPREHENSIVE ECONOMIC AND DOWNTOWN DEVELOPMENT PROGRAM; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #11.

MEMBER CARBENIA: Seconded.

MEMBER CASAR: It's been moved and seconded to suspend the Statutory Rules on Ordinance #11. Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

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CLERK TIMBERLAKE: Eleven yeas Mr. President.

PRESIDENT SCHULMAN: The motion carries. Member Casar, you've heard the three readings.

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 this Ordinance?

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. Um....I have some concerns over this because I was...ah...hoping that I would get some information. The Chamber was going to be kind enough...or Mr. Torres was to provide it to me. So...um...out of that principle of the issue, I will vote no tonight.

PRESIDENT SCHULMAN: Are there any remarks? I'm going to take some purgative here by saying...ah...I certainly respect...ah...Member Cirelli, your opinion on this. I do think the Canton Chamber of Commerce is an extraordinary group, an extraordinary organization. I can tell you when talking to State and National officials, they look at Canton to spite what we heard in Forbes magazine. And know that..ah..we move together or we hang separately. And this moves together and it's in large part due to the cooperation between this administration, City Council, its leadership and you're all to be commended but most importantly, the Canton Chamber...The Regional Chamber of Commerce is to be highly commended. They are an exceptional group, they do great things for this City and the people are the ones that make it happen. So, with that said, any other remarks? Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 10 YEAS, 1 NAY

(CIRELLI VOTED NAY)

CLERK TIMBERLAKE: Ten yeas Mr. President.

#11 ADOPTED AS ORDINANCE NO. 112/2008

PRESIDENT SCHULMAN: Thank you. Ordinance #11 is adopted. Ordinance #12 please.

#12. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE APPLICATION AND RECEIVE A CLEAN OHIO ASSISTANCE FUND GRANT FROM THE OHIO DEPARTMENT OF DEVELOPMENT; AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT FOR OVERSIGHT OF THE REMEDIATION WORK AT THE STEIN INDUSTRIAL PARK; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT WITH A REMEDIATION CONTRACTOR FOR THE REMEDIATION WORK; AND DECLARING THE SAME TO BE AN EMERGENCY

#13. (2ND RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 113/2008** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACTS FOR THE REMEDIATION OF THE HERCULES PROJECT; AND DECLARING THE SAME TO BE AN

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EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules of Ordinance #13.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved to suspend the Statutory Rules on Ordinance #13. Are there any remarks? If not, roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

PRESIDENT SCHULMAN: The motion carries. Member Casar, you've heard the three readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #13.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #13, Member Casar.

MEMBER CASAR: Mr. President, I move we amend Ordinance 13 per the copy that all Councilpersons have in front of them and as explained to us...ah...Law Director Martuccio in Caucus.

MEMBER CARBENIA: Seconded.

AMENDMENT*Pursuant to Rule 36, I move to amend Agenda Item No. 13 by the substitution of the attached, revised ordinance for the pending version.*

PRESIDENT SCHULMAN: It's been moved and seconded then to amend Ordinance #13 per the copy that each Councilmember has before him or her. Are there any remarks under that motion? If not than, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #13 as amended.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: So the question you're now voting on is Ordinance #13 as amended. Are there any remarks as amended? If not, Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

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CLERK TIMBERLAKE: Eleven yeas Mr. President.

#13 ADOPTED AS AMENDED AS ORDINANCE NO. 113/2008

PRESIDENT SCHULMAN: Ordinance #13 is as amended is adopted. Ordinance #14.

#14. (2ND RDG) AN ORDINANCE ESTABLISHING THE FAIR REUSE VALUE OF REAL PROPERTY; AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO IMPLEMENT RIGHT OF REVERSION CLAUSE AND PURCHASE SAID PARCEL; AND DECLARING THE SAME TO BE AN EMERGENCY

#15. (2ND RDG) **ADOPTED AS ORDINANCE NO. 114/2008** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 1/2008, AS AMENDED, BY MAKING THE APPROPRIATION TRANSFERS HEREIN DESCRIBED; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we suspend the Statutory Rules on Ordinance #15.

MEMBER CARBENIA: Seconded.

MEMBER CASAR: It's been moved and seconded to suspend the Statutory Rules on Ordinance 15. Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

PRESIDENT SCHULMAN: The motion carries. Member Casar, you've heard the three readings.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #15.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #15. Are there any remarks? If not, Madame Clerk, roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

#15 ADOPTED AS ORDINANCE NO. 114/2008

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #15 is adopted. Ordinance #16.

#16. (2ND RDG) AN ORDINANCE AUTHORIZING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY

#17. (2ND RDG) A RESOLUTION AUTHORIZING THE LAW DIRECTOR TO DISTRIBUTE FREE

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OF CHARGE TO PUBLIC OFFICIALS AND PUBLIC INSTITUTIONS COPIES OF THE 2008 SUPPLEMENT TO THE CANTON CODIFIED ORDINANCES; TO AFFIX PRICE FOR THE SALE OF SAME; AND DECLARING THE SAME TO BE AN EMERGENCY

#18. (2ND RDG) **RETAINED IN COMMITTEE** AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY

PUB HRG: 8/25/08 @ 7:30 PM

#19. (2ND RDG) **REFERRED BACK TO PLANNING COMMISSION** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING AND RENUMBERING OF LOT NO. 14320 AND PART OF LOT NO. 14321; AND DECLARING THE SAME TO BE AN EMERGENCY

#20. (2ND RDG) AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG: 8/25/08 @ 7:31 PM**

#21. (2ND RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT NOT TO EXCEED \$600.00 TO DSR & ASSOCIATES; AND DECLARING THE SAME TO BE AN EMERGENCY

#22. (2ND RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS AND ENTER INTO CONTRACT FOR A TRAIL UNDERPASS IN CONJUNCTION WITH THE WEST SIDE PARKS TRAIL AND BRIDGE PROJECT; 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 reading. Ah...Madame Clerk would you please read Ordinance #23.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #23 FOR ITS THIRD AND FINAL READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.

#23. (3RD RDG) **ADOPTED AS ORDINANCE NO. 115/2008** AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO FILE AN APPLICATION FOR AND ACCEPT A GRANT FROM THE FEDERAL COMMERCIAL EQUIPMENT DIRECT ASSISTANCE PROGRAM FOR THE SOLE PURPOSE OF THE PURCHASE OF FORENSIC VIDEO EQUIPMENT FOR THE POLICE DEPARTMENT; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Member Casar.

MEMBER CASAR: Mr. President, I move we adopt Ordinance #23.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #23. Are there any remarks under this Ordinance? If not Madame Clerk, roll call vote please.

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NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

#23 ADOPTED AS ORDINANCE NO. 115/2008

PRESIDENT SCHULMAN: Thank you Madame Clerk, Ordinance #23 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

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

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Member Hawk.

MEMBER HAWK: Thank you sir. Finance Committee will meet 8/25 at 6:00.

PRESIDENT SCHULMAN: Thank you.

MEMBER CARBENIA: Mr. President.

PRESIDENT SCHULMAN: Member Carbenia.

MEMBER CARBENIA: Community & Economic Development Committee will meet on...ah...6:00 on the 20.....

PRESIDENT SCHULMAN: 5th.

MEMBER CARBENIA: 25th.

PRESIDENT SCHULMAN: Thank you.

MEMBER PRATER: Mr. President.

PRESIDENT SCHULMAN: Member Prater.

MEMBER PRATER: Personnel Committee will meet 8/25 at 6 P.M.

PRESIDENT SCHULMAN: Thank you.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Member West.

MEMBER WEST: Judiciary will meet August 25th at 6 PM.

PRESIDENT SCHULMAN: Thank you.

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MEMBER SMUCKLER: Mr. President.

PRESIDENT SCHULMAN: Member Smuckler.

MEMBER SMUCKLER: Annexation meet same time, same place.

PRESIDENT SCHULMAN: Thank you. Any one else?

PUBLIC SPEAKS (OPEN FORUM--CITY BUSINESS ONLY)

PRESIDENT SCHULMAN: We're now under...ah...Public Speaks, Open Forum. Ah.... we have five speakers signed up this evening. Ah...for those of you...ah...who have never been here. I would just ask that you recognize and respect the Council's wishes that you keep your remarks to three minutes...ah...the reason we do that is because we're all going to be here after the meeting if you want to follow up with us. The Administration and Councilmembers and I will all be here to hear what you have to say. So if you'll..ah recognize that we would appreciate it. Our first speaker is...ah...Mr. Kelly. Good evening sir, if you'll step up Mr. Kelly...ah..and give us your name and your residential address please.

M. JAMES KELLY: My name is Mark James Kelly, I reside at 1529 Colonial Blvd N.E., Canton, Ohio 44714.

PRESIDENT SCHULMAN: Thank you and good evening.

M. JAMES KELLY: Good evening. I'm here to...ah...talk about the Taxicab Ordinances in the City of Canton. In the City of Canton there's three taxicab companies registered with the City of Canton licensed to pick up in the City of Canton. That would be...ah...my taxicab, A Taxicab of Canton, ah...Yellow Cab Leasing and Team Taxicab Company. Um...the problem here is, is there's all these other taxicab companies popping up and their in our phonebook and they're registered with...ah...phone number for here, for the City of Canton as in their registered with the City of Canton, their not registered. I put...two years ago I put everything I had into building a taxicab company to support my family, myself and so forth to make a living. Now I got...you got these people that...that are coming from Akron and so forth, they're coming down to the City of Canton, they're stealing trips, they cruise around...they, you know, they'll go and...ah...I...I don't know, they'll just pull up and they'll see somebody, "Oh you're my cab?" "Yeah, so and so cab company sent me out." They're not registering with the City of Canton, they're...they're not doing, you know, I have...I'm paying the City of Canton per cab per driver and so forth every year to abide by the rules. These companies are coming in, they're not abiding by the rules, they're not signing up with the City of Canton. There's no enforcement whatsoever. I have complained to Ms. Shirley Moore, the license inspector, City of Canton and I believe she's put out a memo or two to the Police Department...um...to no avail. These people are still coming down into Canton. I was told to...ah...call the Police Department, you know, when I them down here picking up illegally. Uh...if...if I call the City of Canton, they...they don't have a car available to come out, you know...and...and it's, you know, you know, a major crime. I can understand that, you know, the police department has more things to do, you know, more important business than to chase taxicabs around the City of Canton. The problem is, with all these transportation companies and so forth that are popping up. Last year there was...there was...there was...ah...excuse me, ah...last year there was a ah...there's three, one, two, three, four...four cab comp...four cab companies in the phonebook. This year there's eleven. Three of them are registered with the City of Canton. Now, you make taxicab drivers and so forth go get fingerprinted, get a tax license, register the cabs, company registered, paid them money, pay taxes and so forth, okay. Now you got all these transportation companies, You Can Travel, Bubba's Travel, you know, they're all.....ah...Diversified Transportation, Cosmo Transportation, there's all these transportation

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companies that are popping up that are not regulated by the City of Canton that are hauling our kids around, our children. Now they might say "Well hey yeah, we do a background check and so forth." But I don't see the point of registering me to haul drunks around and people going to and from work when you got all these other companies coming in here that are hauling our kids around and we don't know who they are, we have no idea who they are. These taxicab companies are coming down here and just...ah...ah...a week or so ago over at the Towne Manor Motel, I caught one....a checkered cab over there. And they got telephone numbers with Canton exchanges, 45...456-4441, that's a Canton land line, that's not a cell phone. Here's another one, Checkered Cab in business, City of Canton since 2005, 456-4444.

PRESIDENT SCHULMAN: If I may interrupt, you've....you've extended your three minutes.... I appreciate it...

M. JAMES KELLY: Oh I apologize.

PRESIDENT SCHULMAN: But as I said, ah...and I appreciate your remarks and I think Council and certainly the Safety Director and the Law Director have heard you, we will be here after the meeting to discuss that with you but thank you very much Mr. Kelly.

M. JAMES KELLY: I appreciate it.

PRESIDENT SCHULMAN: You've raised some very good points. Our next speaker is, and again, I apologize if I can't read your...ah...writing but I believe it's Mr....ah...Scaglione. And I think you were here a couple weeks ago and I hope I have your name right. But would you give us your name and your...ah...residential address please.

JASON SCAGLIONE: My name is Jason Scaglione, I live at 3027 Glen Place N.W., Canton, Ohio. Ah...I just wanted to address a couple issues tonight. One was the increased police presence during the Ribs Burn-off was greatly appreciated. I think it made a huge impact. However, it can't stop there, we have the fair coming up. The fair is another big huge problem...

PRESIDENT SCHULMAN: Your just never satisfied are you. *(Laughter)*

JASON SCAGLIONE: No we're not and we never will be I don't think. *(Laughter)* Along with the fair I...I've brought this up before is that some trash cans along Fawcett Court. Maybe we need to start issuing...ah...littering citations, maybe we can get more money for more police that way, I don't know. But we've got to do something if it's as simple as placing some trash cans and that helps, so be it. I think it'd be a cheap...ah...attempt. Ah...we gotta keep the police presence up, there's still a lot going on. Ah...I know we spoke here a couple weeks ago and...ah...we were...ah...attempt. Ah...we gotta keep the police presence up, there's still a lot going on. Ah...I know we spoke here a couple of weeks ago and...ah...we were...ah... told that we were going to have a meeting on these issues that we do have. Ah...we haven't got anything set up yet but I encourage that we get that done quickly. We don't have a lot of time to continue to watch our neighborhoods go down. We need to address this quickly. We need to...we need to get something going to get it on record so everybody knows when, where...ah...these are gonna be discussed and we can get some things going here on some of these issues. I know, as a neighborhood we've made....made some progress but we still need the City's help.

PRESIDENT SCHULMAN: Good thank you very much Mr. Scaglione. And I'm sure that...I'm sure that meeting will be set up very shortly. Ah...but thank you for coming and I was only joking with you. Um...our

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next speaker is James Smith. Mr. Smith could you give us your name and your residential address.

JAMES M. SMITH, SR: James M. Smith, Sr., 118 Fawcett Court N.W., Canton, Ohio. Uh...Mr. President, Councilmembers, thank you very much. Ah...I live in the same neighborhood as Jason and...and the whole front row here. We've...we've here trying to go ahead and get help from everybody as far as straightening our neighborhood up. Uh...we had an incident the other night, we talked about Section 8 housing at the last meeting. Gentleman that lives behind me, drunk, called the Police Department at 9:54, tell them, "He's screaming, he's yelling. He had a big stick he was beating on cars going by in the alley way." Eight minutes later, I thought it was ten, looked at the wrong clock, they said "It's only been eight minutes." Five minutes later the police show up, they look at the person saying "Wait over here." The lady said "This is my husband." "You got a lease agreement?" She brings out the lease, they...the Police Officers tell him "You need to take a walk." He goes to the gas station. Comes back twenty minutes after the Police leave and raise cane until 4:00 in the morning until he passed out on his front porch. But the Police said they would be back and forth keeping an eye out because they were on duty until 3:00. They never came back through. And if I keep calling, and I don't mind it, I was in the Marine Corp., I love adversity but I don't need no one coming up on my front porch because that's not the way to do it. That's not the chain of command and that's not what we as neighborhoo...neighbors want to do, just go ahead and through out the people because we're no better than them if we do that. But if a Police Officer says "I'm on duty until 3:00, they should be back around at least two or three times within that five hour period. The man never went back into his house. Secondly, we had set up a meeting, the Safety Director was out there with our Councilman after the meeting, he said he would meet with us last Saturday at 9 A.M. on the 9th. I went into work early, I finished up everything, I lost \$25.00 to \$50.00. The Councilman drove by and waived. If the Councilman sets up a meeting with us, I'd like for it to be put in the minutes so we can make him accountable for making an appointment with us and that he would be there when he says he's going to be there. Thank you very much.

PRESIDENT SCHULMAN: Thank you sir. Our next speaker is...ah...John Swartz. John...oh...Good evening, I know you've been here before.

JOHN SWARTZ: I have nothing but nice things to say. (*Laughter*) I live at...ah...239 Perry Drive N.W., in Canton. And...ah...I came back from Europe after two weeks going through Cities and checking architecture and whatever. And...ah...went down for the First Friday and I was so impressed and...ah...I had guests this weekend who were really impressed. In any case, I got the article from Forbes about how the place is dying and...ah...what we had set up, now it's on the City Hall site, is Canton Greats and we've got forty five of them, really outstanding people. One of which is a Pulitzer...we have two Pulitzers and what we just finished is a display in the old K of C Ballroom. Uh...Bill Tice suggested we use that in between the glasses and we have about maybe fifty of his illustrations. He worked for the New York World for eighteen years. And...ah...just an incredible man. He has the second oldest movie, achieved movie, at...ah...The American Film Institute. He got a patten for animation...ah...in 1916 but...ah...just an outstanding man and we're hoping to build this into a venue, which...ah...eventually might even be a...ah...McSorley's Tavern, there's the same thing in New York. I want to bring up something else, this is something I found in 1892 paper. Ah...I was working on the...the...ah...Pulitzer and in the 1893 he has a cartoon of the Courthouse with four requests, January 1st. One of them is, fix the streets and that's the thing I noticed, the streets are really beautifully done. More jobs, and we'll talk about that in a minute. The third thing was paint the Courthouse, whatever that meant. And...ah...fix the clock, which, you know the old clock on there. But anyway, in this one he comes up the...this was a fifty three page addition done by the Chamber and the...it's called the industrial addition, May 1892 and in there, they say we want more manufacturers here and gives reasons why this is the place to do it. But he also says among 32 reasons why this is the best location in the Country, this...I thought this was a great remark, "Thirtieth because no City in the world can show up more pluck, enterprise and be

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sure you're right and then go ahead spirit than Canton." And I thought that was marvelous but anyway, he lists all the reasons why this is the great location, one of which is our water supply, which is nothing to what it is today and several things, the Fire Department and..ah...our beautiful City Hall, which is even nicer now as Mr. Schulman knows. And in any case...uh...this is something that we ought to re-do again. If the Repository could do this again...a fifty three page addition talking about what's really great about this place and inviting other manufacturers to come here. So that's basically what I want to say and congratulations to all of you who had so much to do with making the City as beautiful as it is.

PRESIDENT SCHULMAN: Thank you John. Thank you very much. Our last speaker is Mr. James Chester. Mr. Chester, good evening. James Chester, Sr., I'm sorry. Good evening, welcome.

JAMES CHESTER, SR: Good evening sir. Yes, my name is James Chester, Sr., I live at 2921 4th St N.W., and I love the sign there "The Year of Our Neighborhood" and that's why I came here tonight. I live right, also in the fairground area. After every fair event, everyone we have in the neighborhood. Um...I like it because it's close, I can walk there, or I take my car. After every event the whole neighborhood is covered with litter. Every event, from the rib burn off to the other festival, every year after every event, litter is all over the neighborhood and no one comes by to clean it up but me and the neighbors. Who do I address with this issue? I've...I've go out to...after every event, like at the burn off here a few weeks ago me and my sons clean up this mess. Come to my house at night, there's people in my yard, throwing litter and couple of times, like them, I got angry and I want to do something not very nice but I held my peace. So who do I address to this issue? Now we're in the Year of Our Neighborhood, we try to keep our neighborhood looking real nice, after every event, is it the County? Is it the City? Is it me to take care of this issue? It's getting...it's not getting better, it's getting worse. You go down to 4th St right now in the neighborhood you'll find litter from...from the Stark County...from the rib burn off that's still there. And it's...it's getting out of hand. One day my son came by last week, he's about six foot five, at the time he came by I see a guy throw out of his car into my front yard, my son is not a Christian, my son acted up really...really bad, I had to hold him back. So before my son do anything bad to some body in my neighborhood would someone please address this issue? Thank you sir very much.

PRESIDENT SCHULMAN: Thank you very much. Well as I said Mr. Chester, we'll all be here after the meeting, we'd be happy to talk to you. We hear ya.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: We're now under Miscellaneous Business.

MEMBER CIRELLI: Mr. President.

PRESIDENT SCHULMAN: Member Cirelli.

MEMBER CIRELLI: Thank you Mr. President. Mr. President, I just thank....like to thank..ah...Law Director Martuccio for all the hard work that he did concerning the Resolution tonight of...um...the utilities. Uh..the research and what have you, it war...I was very, very pleased and very impressed sir and without your...ah...you, yourself and your department it would have been very difficult to say exactly what we wanted to say for the betterment of the community. So I want to thank you personally for that sir. Thank you very much.

PRESIDENT SCHULMAN: Thank you Member Cirelli. Um...Member West.

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MEMBER WEST: Mr. President, um...piggybacking off of what Mr. Swartz said, that this is a great City and we have so many different heros...ah...that came through Canton, the City of Canton, besides myself...
(Laughter) Um...we...ah...

PRESIDENT SCHULMAN: Member Casar are you ready to adjourn? (Laughter)

MEMBER WEST: But no, I wanted to..ah...of course this past weekend we had the O'Jay's Homecoming Celebration, it was an awesome event in downtown Canton. Um...but one thing I noticed...um...about the weekend and having the Shaw High School Band here that came from the Olympics and coupled with the fact that we had Reverend Pastor Vernon...ah...and GAK's Partnership. When they came down here before the event and we took them around the City, they had nothing but positive things to say about some of our worst areas that we think are the bad areas of Canton. They loved Canton and I don't know if that's the case with some of us. We gotta love Canton just as much as when they come to see our City. But as I was saying, there was so many people at that event from out of town, from Akron, Pennsylvania, California, New York, I mean and it was just an awesome event and I tell you, all those people that came loved Canton and I think we just need to showcase that more. Um...the other thing I wanted to mention was this was from the Dr. Martin Luther King Jr. Celebration Committee...um...on August 28, 2008 at 6 P.M., they will be doing a dedi...ah...excuse me, a celebration and..ah..they're going to, when we rename the street or not rename excuse me, designate...um...Cherry and Walnut as Dr. Martin Luther King, Jr. Memorial Corridor and they would like everyone to attend...everyone to attend. So if we all could be a part of that I would very, very much appreciate that.

PRESIDENT SCHULMAN: You want to repeat that please.

MEMBER WEST: On August 28th.

PRESIDENT SCHULMAN: Do you have a time?

MEMBER WEST: At 6 P.M. at Canton Central Plaza, so if we all could attend that, that would be a wonderful event.

PRESIDENT SCHULMAN: Thank you. Anything else?

MEMBER WEST: Yeah and I just want to thank all the City Leaders, Chris, for attending...ah...Safety Director and any other...any person that I have missed who came to the event this past weekend. It was a wonderful event. Thank you.

PRESIDENT SCHULMAN: Thank you Member West. Any other remarks?

MEMBER GRIFFIN: Mr. President.

PRESIDENT SCHULMAN: Member Griffin.

MEMBER GRIFFIN: Mr. President, first of all I'd like to thank...ah...the Safety forces for the fine job they did last weekend, last week for the ribs burn off, I patrolled the Ward periodically and..ah...everybody was thanking the bicycles and the traffic tickets that they were issuing and their presence, it was very appreciated. Also...um...I did contact the Service Director in regards to the trash boxes, he's out of town until the..ah..18th I believe. Anyway...ah...he will be approached on those boxes, I don't know what we can do but he will

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know about it. In regards to last Saturday, I did go past, I saw you guys around the circle and...ah...I figured you were just having a meeting. Two weeks ago, it was announced, I have a note here from...ah...Safety Director Nesbitt. It says "Jim, I will state tonight that the meeting for Fawcett folks will be organized, it won't be able to be on Saturday, the reason being, that eight City Departments will have to be in...have to be present and Saturday will not work. Now I announced it and Mr. Nesbitt announced it, I'm sorry if you folks didn't hear it but...ah...it was announced. Also, I was with my sister on an errand and I saw you there and I greeted, I didn't know I was supposed to be there and...um...that is all I have right now. Thank you.

PRESIDENT SCHULMAN: Thank you Member Griffin.

MEMBER SMITH: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Smith.

MEMBER SMITH: I'd like to say...ah...if it's any 4th Ward residents out there, from 8:00 to noon on this Saturday, will be a 4th Ward cleanup, it will also be posted in the paper where the large bins will be located and on the 31st, there will be a 4th Ward Community Picnic at Crenshaw Park. Thank you.

PRESIDENT SCHULMAN: Thank you Member Smith. Any other remarks? I..I just want to say one thing...um...I'm not going to defend the City of Canton, we don't have to, we know who we are and where we're going and we should be very proud. But just for everybody's edification. Um...there will be a letter to Editor to Forbes Magazine, from not only the City of Canton but from Northeastern Ohio to express their outrage at that story. That story was so unfair and so taken out of context that...ah...not only will Canton be represented but the entire Northeastern Ohio area will answer those charges. We...this is not a dying City, this City if is in renaissance and if, you know, and I'm just sorry that Mr. Lavin didn't have the courtesy as a former resident to come back and look at the things that have been done, ask the questions of you folks and the citizens of this City to know that this City is in renaissance. So, with that, Member Casar.

MEMBER CASAR: I move we adjourn.

MEMBER CARBENIA: Seconded.

PRESIDENT SCHULMAN: Madame Clerk roll call vote please.

NO REMARKS ROLL CALL: 11 YEAS, 0 NAYS

CLERK TIMBERLAKE: Eleven yeas Mr. President.

PRESIDENT SCHULMAN: (*Gavel falls*) Meeting is adjourned. Thank you ladies and gentleman.

ADJOURNMENT TIME: 8:29 P.M.

ATTEST:

APPROVED:

CYNTHIA TIMBERLAKE
CLERK OF COUNCIL

ALLEN SCHULMAN
PRESIDENT