

**MINUTES OF THE MEETING APRIL 27, 2015**

PRESIDENT SCHULMAN: Good evening... good evening, ladies and gentlemen. Welcome to Canton City Council. Before we begin I think we have some student tonight from Jackson High School. Is that right? Welcome. Thank you very much for being here. (*Applause*) Can everybody hear me in the back? Pastor, can you hear me in the back? Okay. With a quorum being present, the Chair does call this meeting of Canton City Council to order. Roll call vote, please, Madame Clerk.

*ROLL CALL TAKEN BY CLERK TIMBERLAKE:*

12 COUNCIL MEMBERS PRESENT: (FRANK MORRIS, CHRIS SMITH, JAMES BABCOCK, RICHARD HART, WILLIAM SMUCKLER, GREG HAWK, THOMAS WEST, JAMES GRIFFIN, KEVIN FISHER, DAVID DOUGHERTY, JOHN MARIOL & EDMOND MACK)

TWELVE COUNCIL MEMBERS PRESENT.

CLERK TIMBERLAKE: All present, Mr. President.

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Tonight's invocation will be given by my friend, Council Member and 2<sup>nd</sup> Ward Council Member, Thomas West. Will you all stand and remain standing please for the Pledge of Allegiance.

*The regular meeting of Canton City Council was held on April 27, 2015 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 Thomas West, Ward 2 Council Member. The Pledge of Allegiance was led by President Schulman.*

**AGENDA CORRECTIONS & CHANGES**

PRESIDENT SCHULMAN: Thank you Member West. We're now under Agenda Corrections and Changes. Leader Morris.

MEMBER MORRIS: Mr. President, I move Rule 22A be suspended to add 2<sup>nd</sup> Reading Ordinance #8. That was it.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to Suspend Rule 22A to add the 2<sup>nd</sup> Reading Ordinance #8 to this evening's agenda. Any remarks? Hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

PRESIDENT SHULMAN: Thank you Madame Clerk, the motion carries, Rule 22A is suspended and the Ordinance is a legal part of your Agenda.

**PUBLIC HEARINGS**

PRESIDENT SCHULMAN: We turn now to Public Hearings. We have one Public Hearing this evening. It is scheduled for **7:30** and it's AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY

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KNOWN AS THE WATER RECLAMATION FACILITY ANNEXATION AREA CONTAINING APPROXIMATELY 184.45 ACRES, ASSIGNING SAID TERRITORY TO WARD 4 OF THE CITY, ZONING SAID TERRITORY AS I-2 (HEAVY INDUSTRIAL). The Planning Commission has recommended approval of the same. Is there anyone in the audience wishing to speak for or against this ordinance, will you please step forward. And I have to say again, is there anyone in the audience wishing to speak for or against this ordinance this evening? No one stepped forward. The Chair declares the public hearing over in regard to the matter and the matter now rests in the hands of Council. The Ordinance will follow later this evening.

**OLD BUSINESS**

PRESIDENT SCHULMAN: Turn to Old Business. Deputy Mayor Williams has said he has no old business to discuss.

**PUBLIC SPEAKS**

PRESIDENT SCHULMAN: We now are under Public Speaks. We have, excuse me, six speakers tonight. Our first is Henry Preston. Mr. Preston, as always, welcome to Canton City Council. If you'll give us your name and your residential address for our record, please.

HENRY PRESTON: My name is Henry Preston. I live at 326 31<sup>st</sup> St. NW, Canton. Tonight I'm here to address the issue that we had back in January of '13 where Canton lost their emergency communications. And I have asked a couple months ago if our Safety Director would keep us abreast of what is going on in the City of Canton and what we're doing to prevent that, so since I haven't heard anything I thought I would provide a solution. Okay, well this is something new. Um, for... Google is coming out with a phone in conjunction with Nexus 6 and T-Mobile and Sprint, and what they have, they've collaborated and what they have now is a phone that will jump from the AT&... I mean T-Mobile and Sprint network, and it searches out the strongest signal. And then also you have voice on Wi-Fi. So in the Stark County area this is available today. And so I wanted to bring that to the City's attention. Uh, the pricing on the service is very affordable, \$30.00 a month. That's unlimited text and data... I mean unlimited text and voice. The data's one gigabyte. Uh, that's \$10.00 a month, but that... that \$30.00 includes one gigabyte, so I think that's something that's very doable, and if it catches on with the other carriers I think that's a win-win situation. Thank you.

PRESIDENT SCHULMAN: Great. Thank you, Mr. Preston, very much. (*Applause*) Our next speaker is Tom Schmidt. Mr. Schmidt, welcome to Canton City Council. If you'll step forward, sir, and give us your name and your residential address, please.

TOM SCHMIDT: Tom Schmidt, 1338 5<sup>th</sup> St. NW. I'd like to talk tonight about the proposed skate park at the Lincoln Railroad Station on... on Tusc. I'm not in favor of this proposal for a number of reasons. First of all, the Park Department which maintains this facility has not done a very good job maintaining it, so I wonder what would happen if the skate park did go into effect. Over the years I've called... I've called the police on vandals, I've chased vandals away, I've painted over graffiti, I've cleaned the park up myself. In fact I just cleaned it up Sunday prior... or Saturday prior to the Canton Marathon because the marathon runners were gonna be running past the railroad station, the Cuyahoga Valley Railroad Station. In addition, we already have a skate park which is vastly under utilized four blocks away which was purpose built, and I'm not sure why we'd need another skate park. Um, local businesses are opposed to this. I spoke with Mike McAndrew, the President of the Hart Company which has been a long time company in Canton. Mike and his ownership group are opposed to this park. They are concerned about people using their parking lots during off hours, about vandals... vandals and... and graffiti. Personally, I've had some negative experience in with skate boarders. I've had them actually skate

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boarding on my property during the summers. I've had to chase them away. I've had them park in my driveway. I've had graffiti on my property, and I'm not very happy with that. Um, and the last thing is in our... in our area and we are in Ward 1, we spend a lot of time keeping our neighborhood clean. We have... our neighbors go out and clean up trash and clean up any of the debris, and try to keep this area nice, and I just think that the skate park would be a detriment to our neighborhood. So, thank you very much for your attention.

PRESIDENT SCHULMAN: Mr. Schmidt, before you sit down, have you gone to the Park Department to also reflect your concerns?

TOM SCHMIDT: I have spoken with the Park Department, yes. I plan on having a meeting with Derek Gordon.

PRESIDENT SCHULMAN: Okay, good. Because the Park Department as I understand it is the entity that's in charge of that, but we appreciate you coming down. Thank you very much, sir.

TOM SCHMIDT: Thank you, sir.

PRESIDENT SCHULMAN: Our next speaker is Byron Dillon... Dillion. Good evening, sir. If you'll give us your name and your residential address, please, for our record.

BYRON DILLION(*through interpreter, Jack Hawk*): Byron Dillion, 1220 18<sup>th</sup> St. NW, Canton, Ohio 44703.

PRESIDENT SCHULMAN: Thank you.

BYRON DILLION (*through interpreter, Jack Hawk*): Last Friday night a... his photo eyes went on on the porch, he looked out and he saw a bunch of kids out there playing, about 14 years or under in his yard, and he opened up and he saw something, and all these eggs were all over his porch. He called the police, they came out, they wrote things down. He says can you go and tell them. He says no, you have to go down to the Stark County Building, 5<sup>th</sup> Floor. His wife is very nervous, has high sugar and she doesn't want to move. They've done 27 years there, they've owned that house, they've improved that house, it's probably the best house on the block. Windows, his wife sits there sewing there and she's got this sort of... sees these kids playing around. They come right up to the window. Uh, he doesn't understand and she's nervous. They're 14 year olds unstructured cause the parents go and work at night. And he doesn't know... he doesn't want to be chased out of the neighborhood. He cleans up the snow, but they come back and they... they throw snow on his sidewalk and they throw snowballs at him, so he just doesn't know what to do, so... He says you need to go tell your mother and they said no, forget you. Okay. Thank you.

PRESIDENT SCHULMAN: Thank you, sir, very much. Thank you. (*Applause*) Our next speaker is Leroy Lynch. Mr. Lynch is always welcome to Canton City Council. If you'll give us your name and your residential address, please.

LEROY LYNCH (*through interpreter Jack Hawk*): My name is Leroy Lynch. I live at 3911 Highview Ave. SW. He comes here for a reason because last Friday on miles... there was like garbage being dumped, and they didn't think garbage people doing things correctly, they were just sorta throwing garbage cans back. He says he really believes that they should not run off and they should not leave their work. He says I want to see the complaints during about the blacktop. Why not... why don't you use the garbage people who ha... get their work done and help them so they don't have to work overtime to pay them after hours. He says maybe you'll save money from that cause they always seem to leave the City dirty and they leave the cans all over the place. They

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don't seem to do the right job. So he says I'd like to see them keep the clean up. Thank you.

PRESIDENT SCHULMAN: Thank you very much, Mr. Lynch. (*Applause*) Our next speaker is Sherri McKinney-Frantz. Good evening. As always, welcome to Canton City Council. If you'll give us your name though and your residential address, please.

SHERRI MCKINNEY-FRANTZ: Good evening. Sherri McKinney-Frantz. I live at 310 19<sup>th</sup> St. NW in Canton 44709. And I'm here to talk tonight about Issue 18 which I hope that all of you are aware is a county wide issue. It is not a new tax. It is a tax renewal. It is to support the work that Children's Services does. If you're not aware Children's Services is a safety net in our community. We investigate concerns of child abuse and neglect, last year 2,778 cases. Um, and we... our goal is to keep children in their home and provide support when needed, and we also when that's not possible we have children in foster care, we provide support for that and we also do adoptions. Um, you might not realize that Children's Services does not get any local dollars. We do not have a line item in the general fund. Uh, 40% of our funds come from this levy and it is absolutely critical that it pass. Um, so again, it's a renewal, it's not a new tax, and it's instrumental to the work that we do, and would appreciate your support and endorsement.

PRESIDENT SCHULMAN: Thank you very much, ma'am. Appreciate it. (*Applause*) Our last speaker is Jack Hawk. Mr. Hawk, good evening. Welcome. If you'll give us your name and your residential address, please.

JACK HAWK: My name is... good morning... uh, good aft... good evening.

PRESIDENT SCHULMAN: (*Laughs*)

JACK HAWK: Gee, it's a long day. Uh, my name is Jack Hawk. I live at 217 16<sup>th</sup> St. NW, Canton, Ohio. And again I think that what we have is a deaf individual who doesn't understand the process, and I was talking with the Mayor and with the Safety Director, and basically they're saying that if we would talk to them we would get some results. And the Safety Director has basically put a call into the Chief and we'll see... and basically said that they're gonna look into this matter. Why they're directing him to the county fifth floor I have no idea. This is police officers. I think it's a little concerning that, you know, this is a man and his family who, if you take a look at where he lives, he's the only house that's very well up kept, and he feels like he's being forced out of the neighborhood because he's deaf. And it's almost like a spite thing. And they're young kids, and he does not think it's right. He's been there 27 years and I really hope that we can get to the bottom. His biggest concern is that the police officer would come and he would talk to him, and he says can't you go talk to these other people. He says no. Yet he sees them go to the other people's houses and talk to them, and he says why am I being excluded. I don't understand. Is it because I'm deaf? So, maybe he just doesn't understand. Thank you for your time.

PRESIDENT SCHULMAN: Thank you, Mr. Hawk, very much. (*Applause*) Want to thank all our public speakers this evening.

**INFORMAL RESOLUTIONS**

PRESIDENT SCHULMAN: We now turn to Informal Resolutions. We have two tonight. Madame Clerk, will you please begin with Informal Resolution 20.

#20. COUNCIL-AS-A-WHOLE: OPPOSING PROVISIONS IN HOUSE BUDGET BILL AMENDMENT

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PRESIDENT SCHULMAN: Leader Morris.

MEMBER MORRIS: Mr. President, I move we adopt Informal Resolution #20.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Informal Resolution 20. Any remarks? Okay, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #20 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. The Motion carries. Ordinance... or Resolution 21, please.

#21. COUNCIL MEMBERS: WARD 5, KEVIN FISHER, WARD 9, FRANK MORRIS: URGING GENERAL ASSEMBLY TO REJECT PROPOSED SEVERANCE TAX PROVISION OF STATE BUDGET IN CURRENT FORM. - ADOPTED

PRESIDENT SCHULMAN: Leader Morris.

MEMBER MORRIS: Mr. President, I move we adopt Informal Resolution #21.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Resolution 21. Any remarks? Member Fisher.

MEMBER FISHER: Thank you, Mr. President. I'm losing my voice, so it's your lucky night, I'll be brief. This... this... uh, the way that this is structured, it's not necessarily opposed to the idea of a severance tax or an increase in severance tax on oil and gas industry, but the way the Governor has structured this proposal is just another in a long line of what we've seen in recent years with funding cuts to local governments. Because of the way this is structured, 80 to 90% of this would... uh, the revenue that's generated would return to the State. Where it's designed to alleviate impact on local infrastructure, and yet local governments will receive 10%, at the absolute most 20% of the revenue, which is completely backwards. You know, in my opinion we're feeling the impact of this at the local level. We should receive the 80% if not all of it. Thank you.

PRESIDENT SCHULMAN: Thank you, Member Fisher. Any other remarks? Hearing none, all those in favor of Informal Resolution 21, signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #21 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SCHULMAN: The ayes have it. Informal Resolution 21 has been adopted.

**COMMUNICATIONS**

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PRESIDENT SCHULMAN: Now turning to 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 APRIL 27, 2015.***

162. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF PARCEL OF REAL PROP & AUTHORIZE DISPOSITION (PARCEL 02-85789 LOCATED ON OBY PLACE NW - LATONYA WALKER). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
163. COMM DEV DIRECTOR MILLER: ESTABLISH FAIR REUSE VALUE OF 3 PARCELS OF REAL PROP & AUTHORIZE DISPOSITION (PARCEL 02-25379 LOCATED ON 2<sup>ND</sup> ST NW, PARCEL 02-20767 LOCATED ON 2<sup>ND</sup> ST NW, & PARCEL 02-14421 LOCATED ON 2<sup>ND</sup> ST NW - CANTON LABORERS' HOME COMPANY). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
164. COMM DEV DIRECTOR MILLER: APPROVE DEMO OF HOUSE LOCATED AT 3803 FAIRMOUNT BLVD NE DUE TO DEFECTIVE CONDITIONS (DDK PROPERTY GROUP II LLC). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
165. COUNCIL-AT-LARGE HART: REQ COST STUDY OF BRICK REPAIRS VS. CONSTANT PATCHING. - RECEIVED & FILED
166. COUNCIL-AT-LARGE HART: LTR TO OHIO EPA REGARDING COUNTY WIDE LANDFILL LINERS. - RECEIVED & FILED
167. COURT ADMIN KOCHERA: AUTHORIZE MAYOR TO ENTER INTO AGMT WITH STATE OF OHIO, DEPT OF REHAB & CORRECTION (ODR&C) FOR RECEIPT OF FY 2016 COMMUNITY CORRECTIONS ACT (CCA) GRANT IN AMT OF \$170,601.00 FOR PERIOD COMMENCING 7/1/15 - 6/30/16 (3 FULL-TIME PROB DEPT POSITIONS). - FINANCE COMMITTEE
168. DEPUTY MAYOR WILLIAMS: REQ FACILITATION OF NEW NOTE ISSUANCE FOR \$1,300,000.00 TO PAYOFF NOTE DUE IN JUNE (PIROLOZZI). - FINANCE COMMITTEE
169. HEALTH COMM ADAMS: REQ ADVANCE OF FUNDS IN AMT OF \$31,960.00 FROM HEALTH GENERAL FUND (1001 301001) TO EARLY HEAD START GRANT FUND (2335) TO BE PAID BACK BY 12/31/15; AMEND O#266/2014 (\$31,960.00 SUPP APPROP FR UNAPPROP BAL OF 2335 EARLY HEAD START GRANT FUND TO 2335 301001 - OTHER). - FINANCE COMMITTEE
170. SAFETY DIRECTOR PERRY: AUTHORIZE SAF DIR TO PAY MORAL OB TO SPRINT IN AMT OF \$1,519.60. (CPD AIR CARD USAGE 4/27/14 - 5/26/14). - FINANCE COMMITTEE
171. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CHANGE ORDER 3 WITH CENTRAL ALLIED ENTERPRISES, INC. FOR 12<sup>TH</sup> ST NORTH CORRIDOR PROJ, GP 1098, PID 85299; MAKE SUPP APPROP OF \$326,425.00 FR UNAPPROP

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BAL OF 5201 WATER FUND TO 5201-202077 12<sup>TH</sup> ST N. CORRIDOR IMPROVEMENT PROJECT, G.P. 1098 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE

172. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERV CONTRACT WITH ARCADIS FOR PROJ DESIGN; MAKE SUPP APPROP OF \$88,500.00 FR UNAPPROP BAL OF THE 5201 WATER FUND TO 5201 207038 40<sup>TH</sup> STREET/GRUNDER AVENUE AREA WATER MAIN REPLACEMENT PROJECT - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
173. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERV CONTRACT WITH CT CONSULTANTS FOR PROJ DESIGN; MAKE SUPP APPROP OF \$78,500.00 FR UNAPPROP BAL OF THE 5201 WATER FUND TO 5201 207035 AVONDALE AREA WATER MAIN REPLACEMENT PROJECT - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
174. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERV CONTRACT WITH ME/IBI GROUP FOR PROJ DESIGN; MAKE SUPP APPROP OF \$40,000.00 FR UNAPPROP BAL OF THE 5201 WATER FUND TO 5201 207037 38<sup>TH</sup> STREET N.W. IMPROVEMENT PROJECT; \$50,000.00 SUPP APPROP FR UNAPPROP BAL OF THE 4501 CAPITAL FUND TO 4501 207037 38<sup>TH</sup> STREET N.W. IMPROVEMENT PROJECT - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
175. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT; AUTHORIZE MAYOR AND/OR SERV DIR TO EXECUTE PROF SERV CONTRACT FOR CONSTRUCTION OVERSIGHT SERV; AUTHORIZE MAYOR AND/OR SERV DIR TO PURCH 3 EASEMENTS FR STONEHAM ASSOCIATES, INC. FOR \$4,600.00, DESPINA C. PAXOS, TRUSTEE FOR \$3,720.00, AND BRAZOS AUTOMOTIVE PROPERTIES, LP FOR \$20,830.00; AUTHORIZE CITY TO RECEIVE GRANT FUNDS IN AMT OF \$75,000.00 AND ZERO PERCENT LOAN FUNDS IN AMT OF \$750,000.00 FR OPWC; AUTHORIZE AUDITOR TO ESTABLISH AND CREATE SEPARATE FUNDS FOR TRACKING PROJ REVENUES AND EXPENDITURES AND APPROP TOTAL OPWC FUNDING AMT OF \$1,500,000.00 (\$1,500,000.00 FR UNAPPROP BAL OF THE 5230 WESTMORELAND WATER MAIN REPLACEMENT PROJECT FUND TO 5230 207029 WESTMORELAND WATER MAIN REPLACEMENT - OTHER, \$1,322,000.00 SUPP APPROP FR UNAPPROP BAL OF THE 5201 WATER FUND TO 5201 207029 WESTMORELAND WATER MAIN REPLACEMENT - OTHER); AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE

**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING**

PRESIDENT SCHULMAN: Now we turn to First Reading Ordinances and Formal Resolutions for the First Reading. Madame Clerk, would you please begin with Ordinance 1.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCES #1 THROUGH #7 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS***

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- #1. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE AUDITOR TO ESTABLISH THE 2461 MARKET SQUARE DONATION FUND; EMERGENCY  
Referred to Finance Committee
- #2. (1<sup>ST</sup> RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF LOT 7855 AND PARTS OF LOTS 7854, 7851, 7865, 7856, 7857 AND THE VACATED PORTION OF A 15' ALLEY; EMERGENCY (1604 HARRISBURG NE - HOB NOB)  
Referred to Public Safety & Thoroughfares Committee
- #3. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014; EMERGENCY (\$501.11 SUPP APPROP FR UNAPPROP BAL OF 2783 2014 FIRE DONATION FUND TO 2783 103001 2015 FIRE DONATION FUND - OTHER LINE 734.58 - MISCELLANEOUS SUPPLIES; \$7,868.79 SUPP APPROP FR UNAPPROP BAL 2812 2014 EMS TRAINING/EQUIPMENT TO 2812 103001 2015 EMS TRAINING/EQUIPMENT - OTHER LINE 734.58 - MISCELLANEOUS SUPPLIES - \$3,000.00, LINE 734.17 - EQUIPMENT (\$0-500) - \$3,000.00, LINE 722.20 - REGISTRATION - \$1,868.79)  
Referred to Finance Committee
- 
- #4. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014; EMERGENCY (\$4,524.16 SUPP APPROP FR UNAPPROP BAL OF 2769 2011 EDWARD BYRNE GRANT FUND TO 2769 102001 POLICE ADMIN - OTHER; \$62.09 SUPP APPROP FR UNAPPROP BAL OF 2771 2012 EDWARD BYRNE GRANT FUND TO 2771 102001 POLICE ADMIN - OTHER; \$18,285.49 FR UNAPPROP BAL 2772 2013 EDWARD BYRNE GRANT FUND TO 2772 102001 POLICE ADMIN - OTHER  
Referred to Finance Committee
- 
- #5. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING AND CONSENTING TO THE MISCELLANEOUS BRIDGE WORK TO THREE STRUCTURES; EMERGENCY (US 62)  
Referred to Public Safety & Thoroughfares Committee
- 
- #6. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING AND CONSENTING TO THE REPAIR AND SEAL SPALLED ABUTMENT JOINT, INSTALL LATERAL RESTRAINT AT PIERS AND INSTALL ABUTMENT END DIAPHRAM WITHIN THE CORPORATE LIMITS OF THE CITY; EMERGENCY (US 30)  
Referred to Public Safety & Thoroughfares Committee
- 
- CLERK TIMBERLAKE: (*Chuckles*) I'm sorry.
- #7. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING AND CONSENTING TO DECK SEALING OF STRUCTURES STA-SR 43-12.39 AND STA-U.S. 62-18.82; EMERGENCY  
Referred to Public Safety & Thoroughfares Committee
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PRESIDENT SCHULMAN: Madame Clerk, you think that's funny, abutment end diaphragm within the City limits?

CLERK TIMBERLAKE: Yes, I do.

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SCHULMAN: Turning now to Ordinances for their Second Reading. Would you please begin with Ordinance 8.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ ORDINANCE #8 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

#8. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A COOPERATIVE AGREEMENT WITH ODOT FOR STA-US30-18.35 EXTENSION, PID 20344, GP 1141 PROJECT; AUTHORIZING A \$50,000.00 CONTRIBUTION TO THE FINAL DESIGN PROJECT; AND DECLARING THE SAME TO BE AN EMERGENCY (EXT OF US 30 EAST OF CANTON FROM TRUMP RD TO SR 44)

PRESIDENT SCHULMAN: Thank you, Madame Clerk.

**ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING**

PRESIDENT SCHULMAN: We're now under Ordinances for their Third Final Reading and vote. Will you please begin with Ordinance #9, Madame Clerk.

***NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK TIMBERLAKE TO READ THE FOLLOWING ORDINANCES #9 THROUGH #10 FOR THE THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS.***

#9. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 87/2015** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE WATER RECLAMATION FACILITY ANNEXATION AREA CONTAINING APPROXIMATELY 184.450 ACRES; ASSIGNING SAID TERRITORY TO WARD 4 OF THE CITY; ZONING SAID TERRITORY AS I-2 (HEAVY INDUSTRIAL); AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG 4/27/15 @ 7:30 PM**

PRESIDENT SCHULMAN: Leader Morris.

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #9.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance #9. Any remarks? Hearing none, Madame Clerk, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

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CLERK TIMBERLAKE: Twelve yeas, Mr. President.

**#9 ADOPTED AS ORDINANCE NO. 87/2015**

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Ordinance #9 is adopted. Ordinance 10, please.

#10. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 88/2015** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 266/2014; AND DECLARING THE SAME TO BE AN EMERGENCY(\$35,000.00 SUPP APPROP FR UNAPPROP BAL OF 2332 DENTAL SEALANT FUND TO 2322 DENTAL SEALANT - OTHER)

PRESIDENT SCHULMAN: Leader Morris.

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #10.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you adopt Ordinance 10. Any remarks under this Ordinance? Again hearing none, Madame Clerk, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK TIMBERLAKE: Twelve yeas, Mr. President.

**#10 ADOPTED AS ORDINANCE NO. 88/2015**

PRESIDENT SCHULMAN: Thank you, Madame Clerk. Motion carries. Ordinance 10 is adopted.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

PRESIDENT SCHULMAN: We now turn to Announcement of Committees Meetings.

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Chairman Hawk.

MEMBER HAWK: Thank you, good sir. The Finance Committee will meet Monday, May the 11<sup>th</sup> at 6:40 P.M.

PRESIDENT SCHULMAN: Thank you.

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Chairman West.

MEMBER WEST: Public Safety & Thoroughfares will meet same time, same place.

PRESIDENT SCHULMAN: Thank you. Any other announcements?

**MISCELLANEOUS BUSINESS**

MINUTES OF THE MEETING APRIL 27, 2015

PRESIDENT SCHULMAN: We're now under Miscellaneous Business. Is there any? Law Director, Martuccio.

LAW DIRECTOR MARTUCCIO: Thank you, Mr. President. To Mr. Hawk and our two gentleman visitors, thank you for coming and sharing your concerns. I believe the remark about the juveniles was meant to say that it's Family Court who meets in the Stark County Office Building that handles offenses of children 17 and under. Although I suspect that some people here resent being called children at the age of 17. Family Court has two or three tracks, a formal prosecution track and tracks that informally handle vandalism and mischief. They can better be able to explain it than I can, but that may have been what the reference was about. The police of course can talk with the parents of the children to make sure they're obeying curfew laws. Mr. Hawk, thank you very much for the service you perform. We appreciate it. And Council and city officials, I think you're having an excellent dialogue about paving and asphalt and so on. And... and you and the city officials are doing it here with lots of folks in attendance, and I think it's a fabulous educational process. Thank you for doing that.

PRESIDENT SCHULMAN: Thank you, Law Director. Any other remarks under Miscellaneous Business?

MEMBER WEST: Mr...

PRESIDENT SCHULMAN: Leader? Oh, I'm sorry, Member West.

MEMBER WEST: Mr. President, I'd urge all Council Members and the community to support Issue 18. Children's Network is awesome. An awesome program for our children. And Sherri is a wonderful social worker and is a great advocate in our community, and we need to keep that going, so...

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

MEMBER MORRIS: Motion to adjourn.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that we adjourn. 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. (*Gavel falls*). Meeting is adjourned. Be careful, everybody, on the way home.

ADJOURNMENT TIME: 7:56 P.M.

ATTEST:

APPROVED:

CYNTHIA TIMBERLAKE  
CLERK OF COUNCIL

ALLEN SCHULMAN  
PRESIDENT