

MINUTES OF THE MEETING NOVEMBER 14, 2016

PRESIDENT SCHULMAN: Good evening ladies and gentleman and welcome to Canton City Council. Before we begin our meeting, we have a number of very sad deaths in the last two days, and I'd like Member Smuckler to tell you who passed and have a moment of silence.

MEMBER SMUCKLER: For those of you that are not aware, this has been a horrific last couple days for deaths. Joe Martuccio's father died; Craig Massey, a former Councilman, his mother passed away; Roger Zachary, who has been a fixture in this Council Chamber, his wife passed away; Jane Vignos, who was a former County Commissioner and Recorder, two of her sons passed away; and...Chris, am I missing anybody?

MEMBER WEST: Ms. Tina Schumacher, who used to always come down here from Canton Towers, she also passed away this past evening.

MEMBER SMITH: I think you've got 'em all.

MEMBER SMUCKLER: And...I would ask the Council President for all this horrific sadness in this community, that we have a moment of silence and please pray in your own way, to help these people get through these very difficult times, the last forty-eight hours.

PRESIDENT SCHULMAN: Let us have a moment of silence, please. (*Moment of Silence*). Thank you very much. Thank you Member Smuckler. It's hard to start a meeting on that sad note, but we all live and we all die, so...and we try to do the very best we can in between. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call vote, please.

ROLL CALL TAKEN BY CLERK SHOWES:

12 COUNCIL MEMBERS PRESENT: (FRANK MORRIS, CHRIS SMITH, JAMES BABCOCK, TOM HARMON, BILL SMUCKLER, GREG HAWK, THOMAS WEST, JASON SCAGLIONE, ROBERT FISHER, DAVID DOUGHERTY, JOHN MARIOL & EDMOND MACK)

TWELVE COUNCIL MEMBERS PRESENT.

CLERK SHOWES: Twelve yeas, sir.

PRESIDENT SCHULMAN: And everyone is present tonight and tonight's invocation will be given by my good friend, Council Member, and Ward 7 Council Member, John Mariol. If you'll stand and remain standing, please, for our Pledge of Allegiance.

The regular meeting of Canton City Council was held on November 14, 2016 at 7:30 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, Kellen Showes. The invocation was given by Ward 7 Council Member, John Mariol. The Pledge of Allegiance was led by President Schulman.

AGENDA CORRECTIONS & CHANGES

PRESIDENT SCHULMAN: Thank you, Member Mariol. We're now under Corrections...under...we're now under Agenda Corrections and Changes. Leader.

MEMBER MORRIS: Mr. President, I move Rule 22A be suspended to add 2nd Reading Ordinances #6

MINUTES OF THE MEETING NOVEMBER 14, 2016

through #10 and Ordinance #5 will be retained in Committee.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded...Ordinances 6 through 10 be on this evening's agenda. Ordinances 5...Ordinance 5 will be retained in Committee. Are there any remarks? Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

PRESIDENT SCHULMAN: Thank you. The motion carries, Rule 22A is suspended and the Ordinances are a legal part of your Agenda.

PUBLIC HEARINGS

PRESIDENT SCHULMAN: We now turn to Public Hearing. We have none this evening.

OLD BUSINESS

PRESIDENT SCHULMAN: Turning to Old Business. We have none this evening.

PUBLIC SPEAKS

PRESIDENT SCHULMAN: Turning now to Public Speaks. We do have two public speakers. Our first is our friend, Patricia Kirk. If you'll step forward. Good evening, welcome as always. If you'll give us your name and your residential address please.

PATRICIA KIRK: Thank you very much. It's good to be here. Can you hear me? Okay.

PRESIDENT SCHULMAN: ...But I do need your name.

PATRICIA KIRK: Yeah. My name is Patricia Kirk and I live at 131 5th St. NE. President of Downtown Central Neighborhood Association and a member of the Canton Tree Commission. I would like to say that on November 1st, when there was the Mayor's Safety Meeting downtown, it was a very good idea. It was very good and particularly because local people were involved and they gave their opinions and their certain perspective on problems that nobody else can give. I think we need more of this. We may be having more of this and I'm just not aware of it. Also, as I noticed in the Caucus Meeting, when we're talking about money, what's the first thing we don't talk about? Nature. What's the first thing we put on the side? Nature. What is the thing that gives us more? Nature. I have an idea on improving the downtown area. As you know, atmosphere does affect the people and attracts businesses. Do you know what Silva, S-I-L-V-A, cells are? Our Engineer does. They are basically...they support the weight of a truck, but they provide room for tree roots to grow. Trees do not die when you use this. Also, they...a company comes down to the city to show the city how to install them and train them so that they don't have to hire other people out. They can do it themselves next time. We always think about them alongside roads and sidewalks, you don't get the bumps in the sidewalks type of thing. What about using them in Kresge Lot? To my mind, I don't know, it would be cheaper because there would not be the concrete that we would have to avoid. They would still be strong, they would still provide room, and we need trees so bad. I know you're not aware of this, but we still have kids

MINUTES OF THE MEETING NOVEMBER 14, 2016

that are excited to see a small tree, because they've never seen those trees before. We have, in one building downtown, two hundred people. There are some people, er...some cities that don't have that in the entire city. We need nature because it calms, it soothes, it reduces crime, it helps the health. I want you to think about this, it is a possibility, we should look into this. Thank you very much.

PRESIDENT SCHULMAN: Thank you, as always. (*Applause*). And Ms. Kirk, if you could provide us some more information, or provide me some information on that, I'd like to take it up, okay? Our next and last speaker is Pete DiGiacomo. Mr. DiGiacomo, as always, welcome to Canton City Council. It's good to see you. If you'll give us your name and your residential address, please.

PETE DIGIACOMO: My name is Pete DiGiacomo. I live at 600 Dent Place SW, Canton, Ohio. I brought this up a couple years ago...down on, below 9th and Schroyer SW, there's an RV dump station. This past weekend, and I...the only reason why I bring this up, so...is I live down there, I see it weekly. There were four motor homes, what they call the diesel pushers, the big ones, dumping their...what they call their waste water and their gray water.

PRESIDENT SCHULMAN: Where is this?

PETE DIGIACOMO: See, how many people...just...like this...do you know about the waste water...okay. It's on Schroyer Avenue, south of 9th St. SW. There's one, two, three ball fields down there. But it's where people bring their RV's down to dump their waste water, their sewage water...and, the city of Canton pays to have it cleansed, cleaned, and distributed back into the river, where it goes. In times where, I don't know how much money you would save, if you would save anything at all, but I would think you would save something because the motor homes carry, I don't know how many gallons each one brings in there, but they bring in enough. Last year, and I haven't seen any since last year, tour buses were going in there and dumping. But like I said, I have not seen the tour buses this year, but again, the motor homes that are going in there, I don't know what they carry, how much, what they call the gray water, the waste water, but that goes into our sewage system and we pay for it. Doesn't seem quite right. Someone's driving a million dollar motor home, or whatever, and it's free. Thank you.

PRESIDENT SCHULMAN: Thank you as always, Mr. DiGiacomo. (*Applause*) Thanks for bringing that to our attention and I'm sure we'll look into that.

INFORMAL RESOLUTIONS

PRESIDENT SCHULMAN: We're now under Informal Resolutions and we have none this evening.

COMMUNICATIONS

PRESIDENT SCHULMAN: We're 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 NOVEMBER 14, 2016.

416. AUDITOR MALLONN: APPROVE REISSUANCE OF \$1,800,000 REVENUE BOND ANTICIPATION NOTE FOR CONTINUED OPERATION OF ONESTO PROJ. - FINANCE

MINUTES OF THE MEETING NOVEMBER 14, 2016

COMMITTEE

417. AUDITOR MALLONN: REQ \$1,387.80 SUPP APPROP FR UNAPPROP BAL #1001-801001 GENERAL OPERATING TO PERSONNEL #1001-801001 GENERAL OPERATING FOR CONTINUED OPERATIONS OF AUDITOR'S OFFICE. - FINANCE COMMITTEE
418. AUDITOR MALLONN: REQ \$2,500.00 SUPP APPROP FR UNAPPROP BAL #1001-852001 TO PERSONNEL #1001-852001 GENERAL OPERATING FOR CONTINUED OPERATIONS OF TREASURY DEPT. - FINANCE COMMITTEE
419. AUDITOR MALLONN: REQ \$3,000.00 SUPP APPROP FR UNAPPROP BAL #1001-753001 GENERAL OPERATING TO PERSONNEL #1001-753001 GENERAL OPERATING FOR CONTINUED OPERATIONS OF LAW DEPT. - FINANCE COMMITTEE
420. FINANCE DIRECTOR CROUSE: AMEND APPROP O#44/2016 (\$163,751.09 APPROP TRFS TO MEET PAYROLL & OTHER 2016 OBLIGATIONS FOR PARKS & REC FUND #2530 & OPERATING FUND #1001 PER ATTACHED EXHIBIT A). - FINANCE COMMITTEE
421. LIQUOR CONTROL DIV (OHIO): REQ TRF D1, D3, D3A, D6 PERMIT FR DON TEQUILA WALBRIDGE LLC, DBA DON TEQUILA BAR & GRILL TO PITUFIN LLC LOCATED @ 4123 TUSCARAWAS ST W (WARD 3). - RECEIVED & FILED
422. PLANNING COMMISSION: REQ REPLAT OF ALL OF LOTS 13648 & 13649, AKA TAX PARCELS 200246 & 231581 FOR HABITAT FOR HUMANITY IN 300 BLOCK OF WEBSTER AVE NE (WARD 4). - PUBLIC SAFETY & THOROUGHFARES COMMITTEE
423. PLANNING COMMISSION: REQ CITY-WIDE ZONE CHANGE OF APPROX 1.94 ACRES IN 3000 BLOCK OF KASPER ST NE, PARCEL 306265, FR R-1A TO R-3 IN WARD 6; APPROX 1.70 ACRES ON 9TH ST SW & CAMDEN AVE SW, PARCELS 205703, 244602, 208263, 214865, 204900, 205706 & 205699 FR I-1 TO R-4, WARD 5; AND APPROX 1.73 ACRES IN 600 BLOCK OF LINWOOD AVE SW, PARCELS 214110, 214111, 214112, 214113, 214114, 241785, 218240 & 218241 FR R-1A & B-3 TO R-4 IN WARD 3, IN LINE WITH COMPREHENSIVE PLAN. - JUDICIARY COMMITTEE
424. SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR AND/OR SAF DIR TO ENTER INTO CONTRACT WITH PROTECH SECURITY IN APPROX AMT OF \$40,200.00 FOR DOWNTOWN CAMERA PROJ PURSUANT TO ANY COOP PURCH AGMT AUTHORIZED BY LAW, SOLE SOURCE DOCTRINE & CANTON CODIFIED ORDINANCE #105.10 (PROF OR PERS SRVS CONTRACTS); REQ \$40,200.00 APPROP TRF FR CAPITAL 4501 504010 - OTHER TO CAPITAL 4501 102001 - OTHER; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - PUBLIC PROPERTY CAPITAL IMPROVEMENT COMMITTEE
425. SERVICE DIRECTOR BARTOS: REAUTHORIZE O#170/2015; REQ \$305,000.00 APPROP TRF

MINUTES OF THE MEETING NOVEMBER 14, 2016

FR 5410 202010 ENGINEER DAILY OPERATIONS - OTHER TO 5410 206317 MAPLEWOOD (NEW DAWN SUBDIVISION) SANITARY SEWER PROJ, GP 1236 - OTHER; AUTHORIZE AUDITOR TO PAY ONE OR MORE MORAL OBS RELATED TO SAID PROJ TO STARK COUNTY FOR TOTAL AMT NOT TO EXCEED \$305,000.00; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE

426. SERVICE DIRECTOR BARTOS: AUTHORIZE MAYOR AND/OR SERV DIR TO ENTER INTO CONTRACT AMENDMENT WITH FROST BROWN TODD LLC FOR LEGAL SRVS RELATED TO WRF & COLLECTION SYSTEMS DEPT; REQ \$100,000.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER FUND TO 5410 206005 WRF OPERATION & MAINTENANCE - OTHER FOR \$50,000.00 & TO 5410 206006 COLLECTION SYSTEMS DEPT - OTHER FOR \$50,000.00; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
427. SERVICE DIRECTOR BARTOS, SAFETY DIRECTOR PERRY: AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ADVERTISE, RECEIVE BIDS, AWARD & ENTER INTO CONTRACTS PURSUANT TO CANTON CODIFIED ORDINANCE SEC 105.09 FOR PURCH OF MATERIALS, EQUIP, SUPPLIES & SRVS LISTED ON EXHIBIT A FOR 2017; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO PROF SRVS CONTRACTS PURSUANT TO CANTON CODIFIED ORDINANCE SEC 105.10 FOR PROF SRVS LISTED IN EXHIBIT A FOR 2017; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACTS VIA ANY COOP PURCH AGMTS AUTHORIZED BY LAW FOR PURCH OF MATERIALS, EQUIP, SUPPLIES & SRVS LISTED IN EXHIBIT A FOR 2017; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACTS PURSUANT TO ORC SEC 735.05 WITH QUALIFIED NONPROFIT AGENCIES AS DEFINED BY ORC SECS 4115.31 TO 4115.35 FOR PURCH OF MATERIALS, EQUIP, SUPPLIES & SRVS LISTED IN EXHIBIT A FOR 2017; AUTHORIZE MAYOR, SERV DIR AND/OR SAF DIR TO ENTER INTO CONTRACT AMENDMENTS & CONTRACT MODIFICATIONS FOR MATERIALS, EQUIP, SUPPLIES, SRVS & PROF SRVS LISTED ON EXHIBIT A; AUTHORIZE ANY CONTRACTS, CONTRACT AMENDMENTS & CONTRACT MODIFICATIONS ENTERED INTO PURSUANT TO THIS ORDINANCE TO BE MULTIPLE YR AGMTS AND/OR CONTAIN RENEWAL PROVISIONS WHERE REQUIRED OR BENEFICIAL; AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
428. TREASURER PEREZ: MTHLY RPT OF PARKING METER REVENUE FOR OCTOBER, 2016. - RECEIVED & FILED
429. TREASURER PEREZ: MTHLY RPT OF DEPOSITS & PAY-INS TO AMBULANCE LOCK BOX ACCT FOR OCTOBER, 2016. - RECEIVED & FILED
430. TREASURER PEREZ: RPT OF BANK RECONCILIATIONS & CITY'S OUTSTANDING INVESTMENTS AS OF NOVEMBER 9, 2016. - RECEIVED & FILED

MINUTES OF THE MEETING NOVEMBER 14, 2016**ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING**

PRESIDENT SCHULMAN: We now turn to First Reading Ordinances and Formal Resolutions for their first reading. Mr. Clerk, would you please begin with Ordinance #1.

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

- #1. (1ST RDG) AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE HOF VILLAGE #1 ANNEXATION AREA CONTAINING APPROXIMATELY 2.797 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 7 OF THE CITY; ZONING SAID TERRITORY AS HALL OF FAME VILLAGE DISTRICT (HOFV); AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG 11/28/16 @ 7:30 P.M.**
Referred to Annexation Committee
- #2. (1ST 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 (DOLLAR GENERAL, W. TUSC) **PUB HRG 11/28/16 @ 7:31 P.M.**
Referred to Judiciary Committee
- #3. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR 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 (PARCEL 284927, 5TH ST SW)
Referred to Community & Economic Development Committee

(COUNCIL RECESSED AT 7:42 P.M. FOR THE PUBLIC SAFETY & THOROUGHFARES COMMITTEE TO DISCUSS O#4; RECONVENED AT 7:43 P.M.)

- #4. (1ST RDG) **ADOPTED AS ORDINANCE NO. 219/2016** AN ORDINANCE APPROVING AND ACCEPTING THE REPLATTING OF ALL LOTS 31718, 30719, 30720, 30721, AND 30722, AND DECLARING THE SAME TO BE AN EMERGENCY (ALLIANCE FOR CHILDREN & FAMILIES, 500 BLOCK OF LINWOOD AVE SW)
Referred to Public Safety & Thoroughfares Committees

PRESIDENT SCHULMAN: And at this time the Chair would declare an in-house recess for the Public Safety & Thoroughfares Committee to meet in regard to Ordinance 4 on your agenda. You're now in recess.

MEMBER SMUCKLER: No, Mr...Point of Order, I thought we were not meeting on this today.

PRESIDENT SCHULMAN: We're not meeting on this one?

MEMBER SMUCKLER: Ordinance #4, Mr. Majority Leader. We're doing this one today?

MINUTES OF THE MEETING NOVEMBER 14, 2016

MEMBER HARMON: It's #5 we...

MEMBER SMUCKLER: Oh, it's #5...

MEMBER MORRIS: Yes, #5 is held.

PRESIDENT SCHULMAN: So we are, are we not...

MEMBER MORRIS: Yes...no, we are going into Committee.

PRESIDENT SCHULMAN: Correct.

(RECESS)

PRESIDENT SCHULMAN: Council will reconvene after the recess. Thank you Member Hawk. Leader.

MEMBER MORRIS: Mr. President, I move we suspend Rule 22A to place Ordinance #4 back on this evening's agenda.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend Rule 22A to place Ordinance 4 back on this evening's agenda. Any remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

PRESIDENT SCHULMAN: Motion carries. Leader.

MEMBER MORRIS: Mr. President, I move we suspend Statutory Rules for Ordinance #4.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to suspend the Statutory Rules for Ordinance 4. Any remarks? Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

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

MINUTES OF THE MEETING NOVEMBER 14, 2016

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #4.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #4. Any remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

#4 ADOPTED AS ORDINANCE NO. 219/2016

PRESIDENT SCHULMAN: Thank you. Ordinance 4 is adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT SCHULMAN: Now we turn to Second Reading Ordinances and Formal Resolutions for their Second Reading. Mr. Clerk, would you please begin with Ordinance #6. (*Inaudible*). Number 6, 5 is retained in committee. Thank you.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK SHOWES TO READ ORDINANCES #6 THROUGH #10 FOR THE SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS (ORDINANCE #5 RETAINED IN COMMITTEE; O#10 ADOPTED ON 2ND RDG):

#5. (2ND RDG) ***RETAINED IN COMMITTEE AN ORDINANCE DECLARING A DESIGNATED AREA OF THE CITY OF CANTON AS A TOURISM DEVELOPMENT DISTRICT FOR THE PURPOSE OF FOSTERING AND DEVELOPING TOURISM IN THAT DISTRICT, PURSUANT TO OHIO REVISED CODE SECTION 715.014; AND DECLARING THE SAME TO BE AN EMERGENCY***
PUB HRGS 10/31/16 & 7:32 P.M. & 11/7/16 @ 7:30 P.M.

#6. (2ND RDG) AN ORDINANCE DECLARING CERTAIN PARCELS OF REAL PROPERTY LOCATED IN THE CITY OF CANTON, STARK COUNTY, OHIO TO BE BLIGHTED; DECLARING THE IMPROVEMENT OF THOSE PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE; DECLARING SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESIGNATING SPECIFIC PUBLIC INFRASTRUCTURE IMPROVEMENTS THAT, ONCE MADE, WILL DIRECTLY BENEFIT THE PARCELS FOR WHICH IMPROVEMENT IS DECLARED TO BE A PUBLIC PURPOSE; REQUIRING ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND; AUTHORIZING THE EXECUTION OF A COMPENSATION AGREEMENT; AND PROVIDING RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40(B), 5709.42, 5709.43, 5709.832 AND 5709.85; AND DECLARING THE SAME TO BE AN EMERGENCY

MINUTES OF THE MEETING NOVEMBER 14, 2016

- #7. (2ND RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ISSUE REQUEST FOR PROPOSALS FOR PROPERTY MANAGEMENT OF RENTAL UNITS, AUTHORIZE THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT UPON SELECTION OF A QUALIFIED ENTITY; AUTHORIZING THE SALE OF THOSE PROPERTIES THAT ARE ELIGIBLE TO BE SOLD THROUGH O.R.C. SECTION 721.28 UNDER COUNCIL'S URBAN RENEWAL AND REDEVELOPMENT AUTHORITY; AND DECLARING THE SAME TO BE EMERGENCY
- #8. (2ND RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$70,000.00 APPROP TRF FR 1001 101501 CODE ENFORCEMENT - OTHER, \$2,558.77 APPROP TRF FR 1001 102080 POLICE - TRAFFIC - PERSONNEL TO 1001 501101 HUMAN RESOURCES - PERSONNEL - \$10,000.00, TO 1001 852001 TREASURER - PERSONNEL - \$20,000.00, TO 1001 102001 POLICE-ADMIN - OTHER - \$40,000.00, TO 1001 102090 POLICE - CRIME LAB - PERSONNEL - \$2,558.77)
- #9. (2ND RDG) AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF AN ANNUAL STIPEND TO THE DIRECTOR OF HUMAN RESOURCES; AUTHORIZING THE AUDITOR TO PAY SAID STIPEND; AND DECLARING THE SAME TO BE AN EMERGENCY (\$6,500.00 FOR SIMULTANEOUSLY HOLDING POSITION AND RESPONSIBILITIES OF HEALTH BENEFITS ADMIN)
- #10. (2ND RDG) **ADOPTED AS ORDINANCE NO. 220/2016** AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY ONE OR MORE MORAL OBLIGATIONS TO WENGER EXCAVATING, INC. AND CENTRAL ALLIED ENTERPRISES, INC.; AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$115,649.00 SUPP APPROP FR UNAPPROP BAL OF 2113 MUNICIPAL ROAD FUND TO 2113 MUNICIPAL ROAD FUND - OTHER; \$146,691.00 SUPP APPROP FR UNAPPROP BAL OF 4506 INFRASTRUCTURE BOND FUND TO 4506 INFRASTRUCTURE BOND FUND - OTHER)

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Mr. President, I move we suspend the Statutory Rules for Ordinance #10.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded that you suspend the Statutory Rules for Ordinance #10. Any remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

MINUTES OF THE MEETING NOVEMBER 14, 2016

PRESIDENT SCHULMAN: Motion carries. Leader you've heard the three readings.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #10. Any remarks? Just again, for the record. Director Bartos, very fine job tonight, we really appreciate it. Any other remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

#10 ADOPTED AS ORDINANCE NO. 220/2016

PRESIDENT SCHULMAN: Motion carries.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT SCHULMAN: We turn now to Ordinances and Informal Resolutions for their Third and Final Reading and Vote. Please begin, Mr. Clerk, with Ordinance #11.

NOTE: PRESIDENT SCHULMAN CALLED UPON CLERK SHOWES TO READ THE FOLLOWING ORDINANCES #11 THROUGH #14 FOR THE THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

#11. (3RD RDG) **ADOPTED AS ORDINANCE NO. 221/2016** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACTS WITH HABITAT FOR HUMANITY EAST CENTRAL OHIO IN AN AMOUNT NOT TO EXCEED \$250,000.00 FOR THE CONSTRUCTION OF A MINIMUM OF SIX SINGLE-FAMILY HOMES FOR LOW-TO-MODERATE INCOME FAMILIES FOR THE HOME PROGRAM WITHIN THE CITY; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance #11. Any remarks?

MEMBER SMUCKLER: Mr. President.

PRESIDENT SCHULMAN: Yes, sir.

MINUTES OF THE MEETING NOVEMBER 14, 2016

MEMBER SMUCKLER: Myself and Councilman Dougherty spent two and a half hours down at Habitat on Saturday and first, I'd like to read you statement from Habitat. *"While funding is vital for us to continue our home building mission, we find it equally important that our partnership does not simply exist because we are the only vehicles you have to utilize these funds (meaning the home funds), but you are educated advocates in our partnership as well."* And I can say now that I am an educated advocate for the partnership that we go along with, with Habitat for Humanity. I have never seen an operation that well run. She told me that her failure rate is 2%. That 98% of the people that they fund, pay the money back. There's a key word there, "pay the money back." These are not hand-outs, these are not grants. The people that go there are schooled in how to fix problems. I told her I needed to come down to that class, to fix your house because all I do is pick up the phone. The financial arm of this is well run and we need to be a partnership with this group. And last, but certainly not least, Councilman Dougherty, as always, has done a wonderful job with this group...of evaluating every last house in his ward...every house. I saw the map, I saw it hanging there and I saw what goes into what they're doing. I am telling you that one Monday night, Mr. Majority Leader, I think we need to go down there because this is something you have to see to believe. We should meet down there at 5:00, 5:30, whatever the case is, and have them take Council as a tour down there. I whole-heartedly believe in what they're doing and that everybody that wants it, deserves an owner occupied home. Thank you.

PRESIDENT SCHULMAN: Thank you Member Smuckler. Very well said. Mayor.

MAYOR BERNABEI: Mr. President. On behalf of the Administration, I want to indicate our whole-hearted support also, for Habitat. They do a tremendous job with regard to everything since I've been the Mayor. I've got the opportunity to attend two of their dedication celebrations, and again that is an event worth attending and there is, as a matter of fact, a celebration...a dedication celebration tomorrow night at 6:30 p.m. at the Timken Company. They are dedicating seven new houses, seven new families, six of which are in the city of Canton, so again, that's a heart warming...heart warming event to attend, and again, I fully support Habitat and everything that they do for us. Thank you.

PRESIDENT SCHULMAN: Thank you Mr. Mayor.

MEMBER WEST: Mr. President.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes, Member West.

MEMBER WEST: Yes, about two or three years ago, we partnered with Habitat and it put over two million dollars in the Northeast side of town. Made a major transformation in the Northeast side of town, and they do do wonderful work. I have nothing but praise to say, and I know Fisher, myself, and Mariol went through a few years ago and yes, they do have a fantastic operation there. So, I have nothing but respect for them.

PRESIDENT SCHULMAN: Thank you Member West.

MEMBER DOUGHERTY: Mr. President.

PRESIDENT SCHULMAN: Yes, Member Dougherty.

MINUTES OF THE MEETING NOVEMBER 14, 2016

MEMBER DOUGHERTY: Yes, and to piggyback on that for tomorrow night, the dedication's important that I think we need to make sure when these come down that there's representation from Council at all these. I'm looking for someone to attend tomorrow night on my behalf. So...Mr. Mariol's looking at his calendar to see if that's possible. I would love to go and I have been at these, but I will be with my grandchildren at the Civic Center with Big Bird tomorrow night. *(Laughter)*.

PRESIDENT SCHULMAN: Well, we're going to excuse you for that. We understand. Anyone else? This *(Inaudible)* such wonderful remarks and warming remarks, and in this political season we've just come through, it's a pleasure to hear government and private entities working together for the benefit...and it happens so frequently that I truly believe we're missing the opportunity of getting the word out. We've got to tell the people what government and private enterprise can do together to help our citizenry, and we don't get the message out enough. We talk to ourselves here, our friends who come on a dedicated basis, almost every meeting, and then we lose our friends. And we need to get this message out folks. It's very important. What you're doing is extraordinary and what Habitat is doing is an extraordinary exercise to help our people. So, having said that, any other remarks? Hearing none...

DEPUTY MAYOR WILLIAMS: Mr. President.

PRESIDENT SCHULMAN: Yes.

DEPUTY MAYOR WILLIAMS: Just for clarification, the Habitat dedication tomorrow night is at the Timken World Headquarters on I-77. Timken World Headquarters. Thank you.

PRESIDENT SCHULMAN: Thank you.

DEPUTY MAYOR WILLIAMS: By the airport, 6:30 p.m.

PRESIDENT SCHULMAN: By the airport. Everybody get that? Okay. Any other remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

#11 ADOPTED AS ORDINANCE NO. 221/2016

PRESIDENT SCHULMAN: Ordinance 11 is adopted. Ordinance 12, please

#12. (3RD RDG) **ADOPTED AS ORDINANCE NO. 222/2016** AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$2,000,000.00 TO PROVIDE FUNDS TO MAKE A LOAN FOR ECONOMIC DEVELOPMENT IN THE CITY; AUTHORIZING RELATED MATTERS; AND DECLARING THE SAME TO BE AN EMERGENCY (HISTORIC HERCULES)

PRESIDENT SCHULMAN: Leader.

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

MINUTES OF THE MEETING NOVEMBER 14, 2016

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It’s been moved and seconded to adopt Ordinance #12. Any remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

#12 ADOPTED AS ORDINANCE NO. 222/2016

PRESIDENT SCHULMAN: Motion carries, Ordinance 12 is adopted. Ordinance 13, please.

#13. (3RD RDG) **ADOPTED AS ORDINANCE NO. 223/2016** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 44/2016; AND DECLARING THE SAME TO BE AN EMERGENCY (\$20,000.00 SUPP APPROP FR UNAPPROP BAL OF 2316 WIC SUPPLEMENTAL HEALTH FUND TO 2316 301001 WIC SUPPLEMENTAL HEALTH - 700 OTHER)

PRESIDENT SCHULMAN: Leader.

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

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It’s been moved and seconded to adopt Ordinance #13. Any remarks under this Ordinance? Again, hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

#13 ADOPTED AS ORDINANCE NO. 223/2016

PRESIDENT SCHULMAN: Ordinance 13 is adopted. Ordinance 14, please.

#14. (3RD RDG) **ADOPTED AS ORDINANCE NO. 224/2016** A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNER IN THE H.O.F. VILLAGE #2 ANNEXATION AREA, THE APPROXIMATE DATE SERVICES WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO THE CITY OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SCHULMAN: Leader.

MEMBER MORRIS: Mr. President, I move we adopt Ordinance #14.

MEMBER SMITH: Second.

MINUTES OF THE MEETING NOVEMBER 14, 2016

PRESIDENT SCHULMAN: It's been moved and seconded to adopt Ordinance 14. Any remarks? Hearing none...

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

#14 ADOPTED AS ORDINANCE NO. 224/2016

PRESIDENT SCHULMAN: Thank you. The motion carries, Ordinance 14 is adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

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

MEMBER SMITH: Mr. President.

PRESIDENT SCHULMAN: Yes, Chair.

MEMBER SMITH: C&ED will meet on the 21st...

PRESIDENT SCHULMAN: Thank you.

MEMBER SMITH:...At 6:45.

PRESIDENT SCHULMAN: 6:45?

MEMBER SMITH: Mmm hmm.

PRESIDENT SCHULMAN: Thank you. Anyone else?

MEMBER WEST: Mr. President.

PRESIDENT SCHULMAN: Yes.

MEMBER WEST: Annexation meets, same time, same place.

PRESIDENT SCHULMAN: Thank you Chairman West. Chairman Mack.

MEMBER MACK: Judiciary will meet at the same time, the same place.

PRESIDENT SCHULMAN: Thank you.

CLERK SHOWES: Excuse me. (*Inaudible*).

PRESIDENT SCHULMAN: Alright, we're at...was informed by our Clerk that I'm asked to announce that Tourism Development District Presentation meeting will be...not today, but next week at...

MEMBER MORRIS: 6:30?

MINUTES OF THE MEETING NOVEMBER 14, 2016

DEPUTY MAYOR WILLIAMS: 6:15 please, Mr. President.

PRESIDENT SCHULMAN: 6:15?

DEPUTY MAYOR WILLIAMS: Please.

PRESIDENT SCHULMAN: Okay. Tourism Development District Presentation will be then, next week...that's...

DEPUTY MAYOR WILLIAMS: Monday, November 21st at 6:15, please.

PRESIDENT SCHULMAN: Thank you.

DEPUTY MAYOR WILLIAMS: Thank you.

MISCELLANEOUS BUSINESS

PRESIDENT SCHULMAN: Any other Miscellaneous Business?

MEMBER SMUCKLER: Mr. President. I'd like to at least take the time for anybody that wants to go, to announce some of these calling hours, and I missed somebody too. Richard Regula's Father-in-Law also passed away this last weekend and his calling hours are tomorrow at St. George's Church on 44th St., from 5:00 to 8:00 p.m...anybody that's interested...I know the Vignos calling hours have not been announced yet, and I don't think...is Joe's calling hours...*(Inaudible)*.

MAYOR BERNABEI: tomorrow in Girard, I believe from 4:30 to 7:30 p.m...in Girard, Ohio.

MEMBER SMUCKLER: In Girard, Ohio. And, Chris, I know you have some calling hours written down too.

MEMBER SMITH: Ms. Zachary's calling hours is going to be Friday and her funeral is going to be Saturday. Who else is it? Oh, Craig Massey's mother's funeral is Friday, and her calling hours is one hour before the funeral.

PRESIDENT SCHULMAN: Any other Miscellaneous Business?

MEMBER HAWK: Mr. President.

PRESIDENT SCHULMAN: Yes. *(Inaudible)*.

MEMBER HAWK: Thank you, sir. I'd like to take an opportunity to thank the Administration for the time and effort they're putting in bringing down these budget updates. I think it's very important and very imperative that we have accurate information at our disposal at all times. This is one of the finest jobs that I've seen done in managing budgets and bringing them down and keeping us all in charge and understanding where we are and where we're going. Good information makes for good votes in Council. Thank you.

PRESIDENT SCHULMAN: Thank you. Any other remarks?

MEMBER WEST: Mr. President.

MINUTES OF THE MEETING NOVEMBER 14, 2016

PRESIDENT SCHULMAN: Yes.

MEMBER WEST: I'd like to announce that on November 19th, from 7:00 p.m. to 9:00 p.m., there's a night of praise and the Prodigal Son, you guys see him out here, is called (*Inaudible*), and there's a guest speaker, Reverend Doctor Al Sampson, who was ordained by Martin Luther King and sat by his side, will be here in Canton at the 1525 Shorb Ave. NW, and that's going on in the city, so I thought we would announce that.

PRESIDENT SCHULMAN: Thank you Member West. Any other Miscellaneous Business? Leader.

MEMBER MORRIS: Move to adjourn.

MEMBER SMITH: Second.

PRESIDENT SCHULMAN: It's been moved and seconded to adjourn. Roll call vote, please.

NO REMARKS

ROLL CALL 12 YEAS, 0 NAYS

CLERK SHOWES: Twelve yeas, sir.

PRESIDENT SCHULMAN: Thank you everyone. (*Gavel falls*). Meeting's adjourned. Be careful on your way home. Have a wonderful week, we'll see you, hopefully, next week.

ADJOURNMENT TIME: 8:02 P.M.

ATTEST:

APPROVED:

KELLEN SHOWES
CLERK OF COUNCIL

ALLEN SCHULMAN
PRESIDENT