

**MINUTES OF THE MEETING JUNE 27, 2022**

PRESIDENT SHERER: Good evening ladies and gentlemen and welcome to Canton City Council. If everyone could please turn your cellphones to vibrate. With a quorum being present, the Chair calls this meeting of Canton City Council to order. Roll call please, Madam Clerk.

*ROLL CALL TAKEN BY CLERK WOOD:*

11 COUNCIL MEMBERS PRESENT: (WILLIAM SMUCKLER, JAMES BABCOCK, LOUIS GIAVASIS, GREG HAWK, BRENDA KIMBROUGH, JASON SCAGLIONE, CHRIS SMITH, ROBERT FISHER, KEVIN HALL, JOHN MARIOL & PETER FERGUSON)

ELEVEN COUNCIL MEMBERS PRESENT. (MEMBER MORRIS ABSENT)

CLERK WOOD: Eleven present, one absent, Mr. President.

**EXCUSING MEMBERS**

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we excuse Member Morris from tonight's meeting.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to excuse Member Morris from this evening's meeting. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Member Morris is excused from this evening's meeting. Tonight's invocation will give... be given by Ward 3 Council Member, Jason Scaglione. If you would all please stand and remain standing for the Pledge of Allegiance, please.

*The regular meeting of Canton City Council was held on June 27, 2022 at 7:00 P.M. in the Canton City Council Chamber. The roll call was taken (see above) by Clerk of Council, Jill M. Wood. The invocation was given by Ward 3 Council Member, Jason Scaglione. The Pledge of Allegiance was led by President Sherer.*

PRESIDENT SHERER: Thank you, Member Scaglione.

**AGENDA CORRECTIONS AND CHANGES**

PRESIDENT SHERER: We are now under Agenda Corrections and Changes. Leader.

MEMBER SMUCKLER: Mr. President, I move we... I'm... Mr. President, I move Rule 22A be suspended to add second readings of Ordinances #21 through #26 to this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to add second readings to Ordinances #21 through #26 to this evening's agenda. Are there any remarks? ...Hearing none, roll call vote, please.

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NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances #21 through #26 are a legal part of your agenda.

**PUBLIC HEARINGS**

PRESIDENT SHERER: We are now under Public Hearings and we have one Public Hearing for this evening. Madam Clerk, would you please announce the Public Hearing.

CLERK WOOD: AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE 4955 BROADWAY AVE. NE 2022 ANNEXATION AREA CONTAINING APPROXIMATELY 3.998 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS I-1 LIGHT INDUSTRY; AND REQUIRING THE OWNER OF THE ANNEXED TERRITORY TO PROVIDE A BUFFER SEPARATING THE USE OF THE ANNEXED TERRITORY AND THE ADJACENT LAND REMAINING WITHIN THE TOWNSHIP; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Is there anyone in the audience wishing to speak for or against this Ordinance, please step forward. I must repeat, is there anyone in the audience wishing to speak for or against this Ordinance, please step forward. Seeing no one step forward, the Chair declares the Public Hearing over in regards to this matter. The matter now rests in the hands of Council.

**OLD BUSINESS**

PRESIDENT SHERER: We are now under Old Business, and there is no Old Business for this evening.

**PUBLIC SPEAKS**

PRESIDENT SHERER: We are now under Public Speaks and we have two speakers for this evening. Our first speaker is Ms. Kimberly Bell. Ms. Bell, could you please state your name and residential address, please.

KIMBERLY BELL: Yes, Kimberly Bell, um... 1733 Morris Ave Canton, Ohio. Uh... first I want to... to address the issue with um... the Williams family. Um... the... there... there... the last image those kids and their... the... his...their wife have of their father and her husband, while they're coming outside with their hands up. He's full of bullet holes that Canton police officer Robert Hubert put in him and it's been almost seven months, still no arrest. You let him come back sixteen days after he did this and you... you... you... you... you deceive the community and the media that you didn't tell nobody that he was back sixteen days later. We find out two months after that, that he was back on the job. But nobody in your office, Mayor, has made an attempt to try to get those kids and their wife... his wife out of that home. The last image they have in that house, they relive it every day. When they walk downstairs through the kitchen, by the backdoor, of the father full of bullet holes and they're not able to render his amb... aid... him aid, because they're coming outside with their hands up. I mean if that was one of you, Mayor, Mr. President, any of you whose kids have got killed like... whose father got killed like that. You would make every effort to try to get those kids out of that house so they wouldn't relive that. Being that it's a black family, that don't have that type of money to move. They can't do it but you rich ones can and... and... and it's just uncalled for and uncaring and... and just so unhuman for you to sit in your office and your \$100,000 homes every night while they're still cleaning up the blood from James's, on the carpet. You haven't made an attempt to get them out of that house and its time we get all you

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old white men out this building. It's time for y'all to go. Y'all... y'all done... y'all done... y'all use the same laws and the same rules when you... pass it down from white man to white man to white man and it needs to stop. We need.... it's like... it's like... like I said the four of you black one that... that's up here. You have the power to get rid of these old white men and you won't use it.

PRESIDENT SHERER: Thank you, Mrs. Bell and our last speaker for this evening is Mr. Jason Cousins. Mr. Cousins, could you please state your name and residential address, please.

JASON COUSINS: My name is Jason Cousins, 2307 10<sup>th</sup> ST, Canton. Um... I really don't have too much to say. I just wanted to look at some of y'all's faces. I like to look at people that don't do they job. You know y'all... y'all got a city to run and it's like y'all picking favorite to things y'all picking in favor. Hall of Fame, y'all give money for that. Y'all say that y'all don't have money, it's this and that. Your streets are messed up, you keeping putting asphalt down, it keep on tearing up. Concrete, it works, it last forever. Y'all focused on all the wrong things. Y'all got ways that... prehistoric. It's time for change and when I say it's time for change like we really... our community are finna get people to stop... we not finna... we going to find a way to stop giving y'all money to stop paying for your polices. Cause we can pay people to police us that really going to protect us. Cause y'all not protecting us, when we see red and blue lights flashing behind us we get scared even when we ain't doing nothing and that shouldn't happen. I got grown kids, 18, 19, starting to drive. I gotta worry about them worry about someone pulling them over, shooting them because they reaching for their phone or something. In a racist place that blatantly break rules and laws. I got arrested at the Hall of Fame on the sidewalk because what I said. When this is protected at the Hall of Fame with a... they got their own rules that you're protected there for freedom of speech and y'all allowed this to happen. But yet we set up to go to trial because they don't want to throw it out. I will see all y'all in the long run. Time don't wait for people man, but time going to bring change because the ones of y'all that ain't ready for change, we going to make it happen around you and get y'all the hell up out of here. Have a nice day.

PRESIDENT SHERER: Thank you, Mr. Cousins. (*Justice for James yelled from audience*)

**INFORMAL RESOLUTIONS**

PRESIDENT SHERER: We are now under Informal Resolutions and we have one for this evening. Madam Clerk, would you please read Informal... Informal Resolution #1, by title.

1. MAJORITY LEADER SMUCKLER: AUTHORIZE AND DIRECT THE DIRECTOR OF PUBLIC SERVICE TO OPEN ONE OR MORE PURCHASE ORDERS IN A TOTAL AMOUNT NOT TO EXCEED \$49,999.99 TO ME SIMPSON COMPANY INC FOR LARGER WATER METERING EVALUATION, TESTING, AND CALIBRATION. – ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Resolution #1.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #1. Are there any remarks? ...Hearing none, by... by voice vote, all those in favor signify by saying aye. Those opposed no.

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NO REMARKS

RESOLUTION #1 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it. The motion carries and Informal Resolution #1 is adopted.

**COMMUNICATIONS**

PRESIDENT SHERER: We are now under Communications. Let the journal show that all Communications are received as read.

***NOTE: ALL COMMUNICATIONS WHICH FOLLOW, LISTED BY AGENDA TITLE, ARE ON FILE IN THEIR ENTIRETY IN THE COUNCIL OFFICE.***

2. APPROP OF FUNDS FOR CITY PARKING DECK TAX EXEMPTION; EMERGENCY - FIN DIR CROUSE
3. APPROP OF FUNDS FOR POLICE DEPT, FIRE DEPT AND SANITATION; EMERGENCY - FIN DIR CROUSE
4. APPROP OF FUNDS FOR HEALTH DEPT - HEALTH COMM ADAMS
5. COMMERCIAL LOAN FOR HOFV INFRASTRUCTURE; EMERGENCY - MAYOR BERNABEI
6. REPLAT LOCATED @ 400 BLK GIRARD AVE SE, WARD 4 - PLANNING COMM
7. REPLAT LOCATED @ 1635 TANNER AVE SW, WARD 5 - PLANNING COMM
8. REPLAT LOCATED @ 939 & 955 RAFF RD SW, WARD 3 - PLANNING COMM
9. UPDATE CHAPTER 151.10 HEALTH AND WELFARE BENEFITS - SAF DIR PERRY
10. LG WATER METER EVALUATION, TESTING & CALIBRATION PROG - SERV DIR HIGHMAN
11. CITY WILL NOT BE ENTERING INTO PROJECT LABOR AGRMT (PLA) FOR 2022 CHIP AND SEAL PROG - SERV DIR HIGHMAN
12. REQ ANNEXATION OF 0.138 ACRES IN PLAIN TWP TO CITY OF CANTON (2525 CLEARVIEW AVE NW 2022) - STARK CO COMMISSIONERS
13. COMPARATIVE RPT OF CASH RECEIPTS AS OF 5/31/22 - TREASURER PEREZ

**ORDINANCES AND FORMAL RESOLUTIONS FOR FIRST READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their First Reading. Madam Clerk, would you please begin with Ordinance #14.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #14 THROUGH #20 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

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- O#14. (1<sup>ST</sup> RDG) AN ORDINANCE ADOPTING THE CITY OF CANTON'S ALTERNATIVE TAX BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#15. (1<sup>ST</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 68/2022; DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#16. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ALL PROFESSIONAL SERVICE CONTRACTS FOR CANTON MEMORIAL CIVIC CENTER FACILITY NEEDS ASSESSMENT STUDY IN AN AMOUNT NOT TO EXCEED \$125,000.00; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Public Property Capital Improvement and Finance Committees
- O#17. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ACCEPT THE USPCA AKC REUNITE K9 GRANT IN THE AMOUNT OF \$13,500.00 AND TO ENTER INTO CONTRACT FOR THE PURCHASE OF TWO (TWO) POLICE K9'S IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AMENDING APPROPRIATION ORDINANCE NO. 68/2022; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#18. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ALL NECESSARY AGREEMENTS FOR THE ISSUANCE AND PAYBACK OF A LOAN, NOT TO EXCEED \$5,000,000.00, TO HALL OF FAME RESORT & ENTERTAINMENT CO. FOR INFRASTRUCTURE CONTRUCTION OF PHASE II OF THE HOFV PROJECT; AMENDING APPROPRIATION ORDINANCE NO. 68/2022; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#19. (1<sup>ST</sup> RDG) **ADOPTED AS AMENDED AS ORDINANCE NO. 148/2022** APPROVING A PETITION FOR SPECIAL ASSESSMENTS FOR SPECIAL ENERGY IMPROVEMENT PROJECT AND A SUPPLEMENTAL PLAN FOR THE CANTON REGIONAL ENERGY SPECIAL IMPROVEMENT DISTRICT UNDER CHAPTER 1710 OF THE OHIO REVISED CODE; AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ANY AND ALL DOCUMENTS NECESSARY IN CONNECTION WITH THE PETITION AND SUPPLEMENTAL PLAN; TO AUTHORIZE AND LEVY SPECIAL ASSESSMENTS FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF CANTON IN COOPERATION WITH THE CANTON REGIONAL ENERGY SPECIAL IMPROVEMENT DISTRICT; AND TO APPROVE AN ENERGY PROJECT COOPERATIVE AGREEMENT IN CONNECTION WITH SUCH IMPROVEMENTS AND SPECIAL ASSESSMENTS; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee

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O#20. (1<sup>ST</sup> RDG) **ADOPTED AS ORDINANCE NO. 149/2022** AN ORDINANCE AUTHORIZING THE AUDITOR TO PAY A MORAL OBLIGATION IN AN AMOUNT UP TO \$27,000.00 TO FIRST DATA CORPORATION FOR CREDIT CARD-MERCHANT SERVICES; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee

PRESIDENT SHERER: At this time the Chair would declare an in-house recess for the Finance Committee to meet in regards to Ordinances 19 and 20 on your agenda this evening. You are now in recess.

***(COUNCIL RECESSED AT 7:15 PM FOR THE FINANCE COMMITTEE TO DISCUSS ORDINANCE #19 AND #20; RECONVENED AT 7:27 PM)***

PRESIDENT SHERER: Council is reconven... reconvening after the recess. Leader Smuckler.

MEMBER SMUCKLER: Mr. President, I move we suspend Rule 22A to place Ordinances 19 and 20 back on this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to place Ordinances 19 and 20 back on this evening's agenda. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Ordinances 19 and 20 are a legal part of your agenda, Leader.

MEMBER SMUCKLER: Mr. President, I move we suspend Statutory Rules on Ordinances 19 and 20.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to suspend... to suspend the Statutory Rules on Ordinances 19 and 20. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

PRESIDENT SHERER: You've heard the three readings, Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #19.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #19. Are there any remarks under this Ordinance?

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MAYOR BERNABEI: Mr. President.

PRESIDENT SHERER: Mayor.

MAYOR BERNABEI: Ordinance #19 requires an amendment. I think that Council should...

MEMBER SMUCKLER: Oh...

PRESIDENT SHERER: You... you were correct.

CLERK WOOD: You're okay.

MEMBER SMUCKLER: Mr. President, I move that we amend Ordinance #19 by every... by the paperwork in front of every Council member.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to amend Ordinance #19 per the copy before each of you. Are there any remarks?... ..Hearing none, by voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #19 as amended.

MEMBER BABCOCK: Second.

AMENDMENT

*Pursuant to Rule 36, I move to amend Agenda Item No. 19 by the substitution of the attached amending ordinance and exhibits for the original pending ordinance and exhibits.*

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #19 as amended. Are there any remarks under this Ordinance as amended? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#19 ADOPTED AS AMENDED AS ORDINANCE NO. 148/2022**

PRESIDENT SHERER: The motion carries and Ordinance #19 has been as amended adopted. Leader.

MEMBER SMUCKLER: Mr. President... Mr. President, I move we adopt Ordinance #20.

MEMBER BABCOCK: Second.

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PRESIDENT SHERER: It's been moved and seconded that you adopt Ordinance #20. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#20 ADOPTED AS ORDINANCE NO. 149/2022**

PRESIDENT SHERER: The motion carries and Ordinance #20 is adopted.

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Second Reading. Madam Clerk, will you please begin with Ordinance #21.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #21 THROUGH #26 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

- O#21. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION IN CONJUNCTION WITH THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACTS NECESSARY FOR THE WILLIG FIELD UPGRADES PROJECT; OR TO ALTERNATIVELY ENTER INTO ALL CONTRACTS NECESSARY PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZES THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY THE BOARD OF CONTROL; AND DECLARING THE SAME TO BE AN EMERGENCY
- O#22. (2<sup>ND</sup> RDG) AN ORDINANCE ESTABLISHING THE HALL OF FAME VILLAGE COMMUNITY ENTERTAINMENT DISTRICT AND DESIGNATING CERTAIN PROPERTY LOCATED IN THE CITY OF CANTON, OHIO, AS A COMMUNITY ENTERTAINMENT DISTRICT PURSUANT TO OHIO REVISED CODE SECTION 4301.80; AND DECLARING THE SAME TO BE AN EMERGENCY  
**PUB HRG 7/11/22 @ 7:00 PM**
- O#23. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 68/2022; AND DECLARING THE SAME TO BE AN EMERGENCY (\$185,000.00 APPROP TRF FR 5410 206006 COLLECTION SYSTEMS DEPARTMENT – OTHER TO 5410 206323 VIOLA ESTATES SANITARY SEWER PROJECT, GP 1336 – OTHER)
- O#24. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO CONTRACT FOR THE PURCHASE OF ONE (1) CLOSED CIRCUIT TELEVISION CAMERA VAN FOR THE COLLECTION SYSTEMS DEPARTMENT; OR TO ALTERNATIVELY PURCHASE SAID VEHICLE PURSUANT TO ANY COOPERATIVE PURCHASING AGREEMENT AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY

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O#25. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING SECTION 919.04, RESPONSIBILITIES OF CITY AND PROPERTY OWNERS AND SECTION 919.06, APPLICATION PROCEDURES OF CHAPTER 919 OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE

O#26. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION IN CONJUNCTION WITH THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR THE WEIS PARK TENNIS COURT RECONSTRUCTION; ALTERNATIVELY ENTER INTO ALL CONTRACTS NECESSARY FOR SAID PROJECT; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR CONTRACT CHANGE ORDERS; AND DECLARING THE SAME TO BE AN EMERGENCY

CLERK WOOD: Mr. President.

PRESIDENT SHERER: Thank you, Madam Clerk.

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

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Third, Final Reading and Vote. Leader.

O#27. (3<sup>RD</sup> RDG) **RECONSIDERED AND ADOPTED AS AMENDED AS ORDINANCE NO. 141/2022** A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNERS IN THE REGENT AVE NE – CITY SERVICE CENTER 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

MEMBER SMUCKLER: Mr. President, I move we reconsider Ordinance #141/2022 adopted on June 13, 2022.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to reconsider Ordinances #141/2022 adopted on June 13, 2022. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

PRESIDENT SHERER: The motion carries, Leader.

MEMBER SMUCKLER: Mr. President, I move we amend Ordinance #141/2022 per the copy before each Council member.

MEMBER BABCOCK: Second.

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PRESIDENT SHERER: It's been moved and seconded to amend Ordinances... Ordinance #141/2022 per the copy before each of you. Are there any remarks? ...Hearing none, by voice vote, all those in favor, signify by saying aye. Those opposed no.

NO REMARKS

AMENDMENT PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt #141/2022 as amended.

MEMBER BABCOCK: Second.

**AMENDMENT**

*Pursuant to Rule 41 and 36 respectively, I move to reconsider and amend Ordinance No. 141/2022 by amending the third "Whereas" clause to change the Ohio Revised Code Section "709.023" to "709.16".*

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #141/2022 as amended. Are there any remarks under this Ordinance, as amended? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**ORDINANCE #27 RECONSIDERED AND ADOPTED AS AMENDED AS ORDINANCE NO. 141/2022**

PRESIDENT SHERER: The motion carries, and Ordinance #141/2022, as reconsidered, is amended and adopted. Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #28.

PRESIDENT SHERER: Leader I believe she needs to read Ordinance first. Sorry about that.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCE #28 THROUGH ORDINANCE #32 FOR THEIR THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

O#28. (3<sup>rd</sup> RDG) **ADOPTED AS ORDINANCE NO. 150/2022** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE 4955 BROADWAY AVE. NE 2022 ANNEXATION AREA CONTAINING APPROXIMATELY 3.998 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS I-1 LIGHT INDUSTRY; AND REQUIRING THE OWNER OF THE ANNEXED TERRITORY TO PROVIDE A BUFFER SEPARATING THE USE OF THE ANNEXED TERRITORY AND THE ADJACENT LAND REMAINING WITHIN THE TOWNSHIP; AND DECLARING THE SAME TO BE AN EMERGENCY **PUB HRG 6/27/22 @ 7:00 PM**

PRESIDENT SHERER: Leader.

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MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #28.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #28. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#28 ADOPTED AS ORDINANCE NO. 150/2022**

PRESIDENT SHERER: Motion carries and Ordinance #28 is adopted. Ordinance #29, please.

O#29. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 151/2022** AN ORDINANCE AMENDING APPROPRIATION ORDINANCE NO. 68/2022; AND DECLARING THE SAME TO BE AN EMERGENCY (\$250,000.00 SUPP APPROP FR UNAPPROP BAL OF 2190 HOFV FUND TO 2190 861102 PACE FINANCING – OTHER) (SPECIAL ASSESSMENT FOR HOF VILLAGE HOTEL)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #29.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #29. Are there any remarks under this Ordinance? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#29 ADOPTED AS ORDINANCE NO. 151/2022**

PRESIDENT SHERER: Motion carries and Ordinance #29 is adopted. Ordinance #30, please.

O#30. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 152/2022** AN ORDINANCE AUTHORIZING THE AUDITOR TO CREATE THE 2405 ONEOHIO OPIOID FUND; AMENDING APPROPRIATION ORDINANCE NO. 68/2022; AND DECLARING THE SAME TO BE AN EMERGENCY (\$25,000.00 SUPP APPROP FR UNAPPROP BAL OF 2405 ONEOHIO OPIOID FUND TO 2405 200501 GENERAL GOVERNMENT SUPPORT ADMIN – OTHER) (OPIOID SETTLEMENT CASE)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #30.

MEMBER BABCOCK: Second.

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PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #30. Are there any remarks?  
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#30 ADOPTED AS ORDINANCE NO. 152/2022**

PRESIDENT SHERER: Motion carries and Ordinance #30 is adopted. Ordinance #31, please.

O#31. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 153/2022** AN ORDINANCE RETROACTIVELY AUTHORIZING THE APPROPRIATIONS IN FUND 2809 FOR THE AMERICAN RESCUE PLAN ACT BE BUDGETED AT THE FUND LEVEL TO JANUARY 1, 2022; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #31.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #31. Are there any remarks?  
...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#31 ADOPTED AS ORDINANCE NO. 153/2022**

PRESIDENT SHERER: Motion carries and Ordinance #31 is adopted. Ordinance #32, please.

O#32. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 154/2022** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO CONTRACT WITH THE GREATER STARK COUNTY URBAN LEAGUE UTILIZING ARPA FUNDS IN AN AMOUNT NOT TO EXCEED \$574,341.39; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #32.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #32. Are there any remarks under this Ordinance?

MEMBER MARIOL: Mr. President.

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PRESIDENT SHERER: Member Mariol.

MEMBER MARIOL: I had a chance to meet with Diane a while ago and uh... she told me about this program. It is really impressive what they have been able to do and I'm really really excited to see um... what happens when this program is expanded. So, this is going to be a really good thing for the city.

PRESIDENT SHERER: Thank you, Member Mariol. Are there any additional remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#32 ADOPTED AS ORDINANCE NO. 154/2022**

PRESIDENT SHERER: Motion carries and Ordinance #32 is adopted.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

PRESIDENT SHERER: We are now under Announcement of Committee Meetings. Our next meeting day will be July 11 and committee starts at 6:30 P.M.

MEMBER HAWK: Mr. President.

PRESIDENT SHERER: Member Hawk.

MEMBER HAWK: The Finance Committee will meet Monday July 11<sup>th</sup> at 6:30 PM.

PRESIDENT SHERER: Thank you, Member Hawk.

MEMBER SCAGLIONE: Mr. President.

PRESIDENT SHERER: Member Scaglione.

MEMBER SCAGLIONE: Public Property Capital Improvement will meet same time, same place.

PRESIDENT SHERER: Thank you, Member Scaglione.

**MISCELLANEOUS BUSINESS**

PRESIDENT SHERER: We are now under Miscellaneous Business. Is there any Miscellaneous Business for this evening?

MEMBER GIAVASIS: Mr. President.

PRESIDENT SHERER: Member Giavasis.

MEMBER GIAVASIS: I spoke earlier to Service Director, I think his going to look into (*Inaudible*). Um... Trustee Scott Haws from Plain Township I would put this on record. Um... he has been getting some complaints along 37<sup>th</sup> street along the Meadowlake Golf Course. Um... with the amount of what they call high volume speed golf balls flying in their yard. Um... there's been several near misses with some elderly people.

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One person was hit and they were inquiring if we can contact the golf course to ask them to put netting along that area. I told em' I would bring it to the floor and put it on record.

PRESIDENT SHERER: Thank you, Member Giavasis. Is there any Miscellaneous Business for this evening? Um I do have one thing I passed out a flyer tonight. Um... three years ago we did Canton... we did Council did "Feed the Needy" City... City of Canton and we had recently changed the name to "Canton Helping Canton". Um... that is going to be... and this is being put on by all of Council and we encourage everybody to participate. Spent the better of the day driving around uh... trying to get donations. Um... I think there's a good shot that what we're looking to do this year and it's going to be the same set up where we're going to have the grills out there. So, we're going to have a picnic plus we're going to have a food giveaway and I... right now there's probably more people in need than ever. So we are going to work in conjunction with uh... Giant Eagle. Jill has been helping me with this and we're trying to get things together and any sup... any help from the rest of the Council members would be great and the administration would be really appreciate. Um... We're going to try and get the Akron Canton Food Bank in the mix. Had a conversation with Sugardale and Nickels Bakery today. (*Inaudible*) Provisions, Huntington Bank, CSE Credit Union, why not reach out to everybody and actual... actually Mike I was going to give you a call I just didn't have enough time. So, but I'm sure I'll talk to you tomorrow. But um... it's a great cause there's more... there is a lot of people in need out there. The date will be Saturday September 17, and um I think it will be a great time, I really do and uh... any... any help will be really appreciated guys so. I would like to thank everything that Jill has done with that also to get us to this point also so. Is there any other Miscellaneous Business for this evening?

MEMBER SMUCKLER: Mr. President.

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: I move we adjourn.

MEMBER BABCOCK: Second

PRESIDENT SHERER: It's been moved and seconded to adjourn. Madam Clerk, roll call, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

PRESIDENT SHERER: This meeting's adjourned, thank you for coming this evening. (*Gavel falls*)

ADJOURNMENT TIME: 7:44 PM

ATTEST:

APPROVED:

JILL M. WOOD  
CLERK OF COUNCIL

WILLIAM SHERER  
PRESIDENT