

**MINUTES OF THE MEETING MARCH 6, 2023**

PRESIDENT SHERER: Good evening ladies and gentlemen, and welcome to Canton City Council. If everybody could please turn your cell phones 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, PETER FERGUSON & FRANK MORRIS)

ELEVEN COUNCIL MEMBERS PRESENT. (MEMBER MARIOL ABSENT)

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

**EXCUSING MEMBERS**

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's has been moved and seconded to excuse Member Mariol 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 Mariol is excused from this evening's meeting. Tonight's invocation will be given by Council Member-at-Large, Louis Giavasis. If you would all please stand and remain standing for the Pledge of Allegiance, please.

MEMBER BABCOCK: Thank you, Mr. President.

*The regular meeting of Canton City Council was held on March 6, 2023 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 Council Member-at-Large, Louis Giavasis. The Pledge of Allegiance was led by President Sherer.*

PRESIDENT SHERER: Thank you, Member Giavasis.

**AGENDA CORRECTIONS AND CHANGES**

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

MEMBER SMUCKLER: Mr. President, I move...Rule 22A be suspended to add second reading of Ordinances #15 through #18 to this evening's agenda.

MEMBER BABCOCK: Second.

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PRESIDENT SHERER: It's been moved and seconded to suspend Rule 22A to add second readings to Ordinances #15 through #18 to 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 #15 through #18 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 AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; 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 rest 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 2 speakers for this evening. I would like to remind our speakers that you do get 3 minutes under public speaks. And our first speaker is Mr. David Kerestes. Mr. Kerestes, could you please state your name and residential address, please.

DAVID KERESTES: My name is David Kerestes and I'm homeless at this time. Um...due to the fact that I moved into 1019 25<sup>th</sup> St. I never signed up for this program that I got into, to get me this great home. Uh...I moved in there 3 days later. There was a note on my door. Stating that I had to move out under chapter...

PRESIDENT SHERER: Mr. Kerestes, could you please speak into the mic so everybody can hear you, please.

DAVID KERESTES: After I moved in to that home, 3 days later there was a letter put out onto the door telling me to move because I was destroying the place. That fell under chapter 2503. At that time I had spent over \$500.00 dollars was painting and cleaning and I was quite dumb founded. Then as I found they were...um...not paying proper taxes nor had any permits (*inaudible*). One of you Council Members said it was a small violation. Well, my lease agreement said they could have none. Yea, there was trash all over the place that they left there trying to accuse me of. I...tried to get help from multiple people. That kind of reminds me of being in court when Jim Rydell (sp) the police...uh...officer beat my kid black and blue when she was (*inaudible*). I spent \$10,000.00 proving it wasn't me. Patty Mills (*inaudible*)...uh at one point told Judge Hoffman that it was Jim Rydell (sp) police officer Dessert Storm Veteran beating my daughter. Uh...at that point it just all went away. Cost me 10 grand. Then I found out that John Hornbrook (sp) my attorney, did Jim Rydell's divorce up in

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Summit. And...quite frankly, I was (*inaudible*) out of 10 grand. That point I tried to Pro Se on my own. Getting a Mr. Howard, Judge Howard in 2010 to hear...stand up, sit down, stand up, and get out. Now Pro Se is part of the law, and just because you can't orchestrate everything. I think I have been violated my Civil Rights. Uh...and on top of that, quite frankly...uh...my father...uh...brought this up long ago to the FBI and Fred (*inaudible*) when Barony (sp) went to jail. He went to Brecksville and everybody called him a liar. Well quite frankly, goes back to veterans and cops again...uh...not paying taxes. Not doing the proper thing and so quite frankly, I just think that the War Department of this country has just dropped the ball on us. Because the Department of Interior are allowing the Hells Angels to run around and sell cocaine and rob people like me. And then let them walk away through an entitlement of their veteran's shit. And the Department of Justice, evidently they don't know what Troyer vs. (*inaudible*) is. I was in San Jose, California working for Murk Lockner (sp) getting \$20.00 an hour with no comp or insurance on a federal prevailing wage job.

PRESIDENT SHERER: Mr. Kerestes, you are at your 3 minutes would you like...do you have any closing remarks?

DAVID KERESTES: Yea I would like to say, I have been robbed \$7,000.00 dollars by my mother and my inheritance...uh...from England. I've not collected my last federal stimulus check, that no one seems to think is a crime. Uh...because they won't they won't investigate...

PRESIDENT SHERER: Mr....Mr. Kerestes, out of...out of respect for other speakers, thank you.

DAVID KERESTES: Thank you. Thank you.

PRESIDENT SHERER: Alright, and our next speaker is Jolanda Jackson. Miss Jackson, could you please state your name and residential address, please.

JOLANDA JACKSON: Yes, my name is Jolanda Jackson and I stay at 1105 Baker St SE Canton, Ohio 44708. You ready?

PRESIDENT SHERER: Yes, go ahead.

JOLANDA JACKSON: Hi, I'm coming to make sure to see if we can get cameras for downtown in our City Council chambers. I'm asking for transparency with this. We had tried to get into the Better Block Community Grant Funding, and we are unable to get into that because of tech...technical difficulties with the Wi-Fi. Which cause us to miss the programing. Uh... it was an issue too because there is another organization that I noticed had already have offered the same deal with the money included. The money included from that Community Block Grants, lets people be able to do...grants and things in the community and that's an opportunity that we had missed. So I'm asking you to put the cameras back up, in City Council and get the Wi-Fi straighten. There's a man the...ja...audience that has the Wi-Fi. He talked to you guys before about this...uh cyber stuff and it seems like ya'll over...going over him. He had a proposal for a loan, which would make...which would be...it was a loan...that way we would...pay back and offer other programs so this loan could get getting recycled. So I'm askin you to also look into his Wi-Fi as well with the fibers. If you need his information, I have it right here. Uh...also I'm asking for down at City Council to have a Ward Map. There is no Ward Map with the Clerk of Courts, but if I go to the Building Code place, there's Ward Maps up there. So if you could put a ward...Ward Map down at City Council, color coded just like the bu...uh...Building Codes. That's it, I made it short tonight.

PRESIDENT SHERER: Thank you, Miss. Jackson.

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

1. COUNCIL-AS-A-WHOLE: COMMENDING 2022 POLICE OFFICER OF THE YEAR, DETECTIVE DANIEL SZANISZLO - ADOPTED

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move that...Mr...that 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 voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #1 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Informal Resolution #1 is adopted. Jil... Madam Clerk, would you please read Informal Resolution #1 in its entirety, please.

CLERK WOOD: **WHEREAS**, Detective Szaniszlo was sworn in as a Canton City Police Officer on April 8, 2014. Originally assigned to the Patrol Division, he was re-assigned to the Detective Bureau in 2020; and **WHEREAS**, Exhibiting a high level of dependability, Detective Szaniszlo willingly volunteers to investigate some of the most serious and demanding cases, including homicides and serious felonies; and **WHEREAS**, In the year 2021 alone, Detective Szaniszlo investigated a total of 139 cases, including both felonies and misdemeanors, 96 of which he was the lead detective; and **WHEREAS**, Detective Szaniszlo's strong work ethic, together with his quiet yet confident personality and good sense of humor has proven him to be a vital part of the Canton City Detective Bureau. **NOW, THEREFORE BE IT RESOLVED**: That we, the Members of Canton City Council, do hereby go on public record commending and honoring the **2022 CANTON POLICE OFFICER OF THE YEAR DETECTIVE DANIEL SZANISZLO** For his unwavering devotion to crime solving and helping to make Canton a safer place in which to live and work. (*Applause*)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, at the request of the police officer, he'd like to do both of them together he says. So if we can do...the other one and read it, then we'll have both pre...presentations for both.

PRESIDENT SHERER: Absolutely.

CLERK WOOD: **WHEREAS**, Detective Michael Herrera began his career with the Canton Police Department in April of 2014. Since that time he has performed duties in the Patrol Division and the Gang Intelligence Unit, and is currently serving as Gang Intelligence Officer to the Coordinated response Team in the Investigative Division; and **WHEREAS**, Detective Herrera's advanced knowledge of gang activity is not only successfully utilized by the Canton Police real time Crime Center to assist gang intelligence officers, but also by law enforcement agencies all over Stark County for assistance in recognizing threats posed by violent groups; and **WHEREAS**, In 2022, Detective Herrera personally investigated 55 felony cases, most of which involved

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firearms and gang violence. In addition to voluntarily assisting other detectives in every shooting occurring within the City, Detective Herrera also participates in routine meetings with School Resource Officers throughout Stark County to enhance their awareness of issues involving violence; and **WHEREAS**, Detective Herrera's motivation and professionalism has proven him to be an exemplary role model for younger police officers. **NOW, THEREFORE BE IT RESOLVED:** That we, the Members of Canton City Council, do hereby go on public record commending and honoring the **2023 CANTON POLICE OFFICER OF THE YEAR DETECTIVE MICHAEL HERRERA** For his exemplary Gang Intelligence work and helping to keep Canton a safer place in which to live and work. (*Applause*)

MEMBER SMUCKLER: Oh, I...I know...I (*laughs*). For the record, Mr. President I move that we adopt Resolution #2.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Informal Resolution #2. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed no.

NO REMARKS

RESOLUTION #2 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT SHERER: The ayes have it, the motion carries and Informal Resolution #2 is adopted. Majority Leader.

MEMBER SMUCKLER: Mr. President...I'm hesitant to say this, but I can remember...when the police department used to argue with me that there was no gangs out there. That's how long I've been around here. And my myself and a member Peel Colman, used to go down there and say, "They're coming, they're coming, they're coming." There isn't a week goes by that you Council people don't get something on your phones at night. Telling you what's going on. Late...recently, Member Fisher asked me to get information telling you what's going on. Late...recently, Member Fisher asked me to get information. Going to work...have the Police Department work on what's going on in our community. It's a fight...back...of what's going on and these two Police Officers should be commended. Anybody that puts on the uniforms should be commended, to for wanting to take the fight up in this community to make Canton a safer place to be. Thank you. (*Applause*) That's for you. That's for you. And public speaking is who's forte?

OFFICER HERRERA: Are we doing it together? That's how we solve our crimes. Do you want to go first?

OFFICER SZANISZLO: Sure. I appreciate this...uh...more than you know. However, I can't accept this without saying that...this is...I didn't get this by myself. The Law Enforcement community in Canton, is amazing. Uh, the resources available to you us, uh makes us able to solve these crimes. Uh...all the way up to Law Director, he helped me a lot (*laughs*). Uh...But I do appreciate this and thank you very much.

OFFICER HERRERA: Alright, I want to thank God first, my family...everyone here. Uh...most importantly, I want to thank you guys for the recognition. Uh...I can't tell you how many hours the two of us have worked between each other. Uh, there's times where I feel like I'm the last person at work in the DV (*Applause*) and I'm about to leave and turn off the lights, and I see Danny's head over in the corner still typing. Uh, so I think...a lot of it gets lost, and sometimes we get lost in the work. And make no mistake about it, it's...it's for

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the protection and service of the Canton...City of Canton, it is. Uh, so again I want to thank you guys for the recognition. Uh, I want to thank Danny...since he's standing right next to me. Uh, I had a joke about big shoes to fill, but I'm not going to do that because it's not funny anymore. But uh...again I worked in the DV last year and I had the benefit of having a guy like this. The other winner of the Police Officer of the year right next to me. This was day in and day out. And...I know I think a big thing is talking about roles. Everybody has a role. I have my role he has his role. But you know when you pu...when you put it together. We're talking about going after violent crimes, major crimes. That's how we felt we could give back. So you know I was very blessed in that sense. Uh, lastly I heard the word transparency go out and that's 100%. So the word ga...gang was thrown out too, but most importantly it's about uh...transparency. It's a community we all have to work together. That's part of my job, part of what I want to do is letting you guys know what's going on in the community. That way we can all work together. Uh so we got another year coming hopefully we can uh...reproduce and keep it going. But uh...I want to thank you guys again. *(Applause)*

**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 WITH THE AGENDA ITEMS FILE DATED MARCH 7, 2023.***

3. STATEMENT OF CASH POSITION DATED 2/28/23. - AUDITOR MALLONN
4. REO ADOPTION OF GENERAL FUND BUDGET AND APPROPRIATIONS FOR CANTON FOR 2023. - FINANCE DIRECTOR CROUSE
5. REO CORRECTION OF TERM EXPIRATION DATES TO TREE COMMISSION FOR MR. JEFFREY BROWN AND MR. JOHN STONE FROM 12/31/24 TO 12/31/23. - MAYOR BERNABEI

**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 #6.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #6 THROUGH #14 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

- O#6. (1<sup>st</sup> RDG) AN ORDINANCE ESTABLISHING THE "AVI GREENTREE NON-SCHOOL TIF" AUTHORIZING FINANCING OF PUBLIC INFRASTRUCTURE IMPROVEMENTS UNDER SECTION 5709.40, ET. SEQ., OF THE OHIO REVISED CODE, AND AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A TAX INCREMENT FINANCING COOPERATIVE DISBURSEMENT AGREEMENT WITH AVI HOSPOTALITY, LLC; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Community & Economic Development Committee

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- O#7. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO AN AGREEMENT WITH THE CANTON CITY BOARD OF HEALTH FOR REIMBURSEMENT OF THE COST OF WAGES ASSOCIATED WITH CITY CLEAN-UPS USING THE 5701 BUILDING CODE FUND; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#8. (1<sup>ST</sup> RDG) A RESOLUTION TO AUTHORIZE THE MAYOR OR DIRECTOR OF PUBLIC SERVICE OR SAFETY TO EXECUTE THE FIVE NEW PROPOSED NATIONAL OPIOID SETTLEMENTS WITH TEVA, ALLERGAN, CVS, WALGREENS, AND WALMART (“NEW NATIONAL OPIOID SETTLEMENTS”) AND TO ACCEPT THE MATERIAL TERMS OF THE NEW NATIONAL OPIOID SETTLEMENTS PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee
- O#9. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Judiciary Committee
- O#10. (1<sup>ST</sup> RDG) A RESOLUTION AUTHORIZING THE LAW DIRECTOR TO DISTRIBUTE FREE OF CHARGE TO PUBLIC OFFICIALS AND PUBLIC INSTITUTIONS COPIES OF THE 2022 SUPPLEMENT TO CANTON CODIFIED ORDINANCES; TO AFFIX PRICE FOR THE SALE OF SAME; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Judiciary Committee
- O#11. (1<sup>ST</sup> RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF LOTS 23016 AND 23017; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Public Safety & Thoroughfares Committee
- O#12. (1<sup>ST</sup> RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF PART OF OUT LOT 38; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Public Safety & Thoroughfares Committee
- O#13. (1<sup>ST</sup> RDG) AN ORDINANCE APPROVING AND ACCEPTING THE REPLAT OF LOTS 35176, 37084, 37586, 38915, 3837, 3838, 3839-3843, 3844-3848, 3849-3851, 3852-3855, 3856-3859, 3860-3861, PART OF LOT 3836 AND PART OF A VACATED ALLEY; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Public Safety & Thoroughfares Committee
- O#14. (1<sup>ST</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ALL CONTRACTS NECESSARY FOR THE PURCHASE OF A REAR LOADING

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PACKER; PASSENGER VAN, AND 4X4 PICKUP TRUCK FOR THE SANITATION DEPARTMENT; OR TO ALTERNATING PURCHASE SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Public Property Capital Improvement Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Second Reading. Madam Clerk, would you please begin with Ordinance #15.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #15 THROUGH #18 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS***

- O#15. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A DESIGN-BUILD CONTRACT UTILIZING AMERICAN RESCUE PLAN ACT FUNDS FOR THE CONSTRUCTION OF A CITY-WIDE FIBER NETWORK AND SAFETY CAMERA EXPANSION; AND TO ENTER INTO ALL ADDITIONAL NECESSARY CONTRACTS; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR RELATED PROJECT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY THE BOARD OF CONTROL; AUTHORIZES THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE STARK COUNTY BOARD OF COMMISSIONERS FOR THE CONSTRUCTION OF AND PAYMENT FOR A SHARED CITY-COUNTY FIBER NETWORK; AND DECLARING THE SAME TO BE AN EMERGENCY
- O#16. (2<sup>ND</sup> RDG) AN ORDINANCE AMENDING ORDINANCE NO. 100/2011, AS AMENDED, TO ESTABLISH THE ATTACHED EXHIBIT AS THE CLASSIFICATION PLAN FOR THE SERVICE DIRECTOR'S WATER CONSTRUCTION, REPAIR, MAINTENANCE, SUPPLY AND TREATMENT DIVISION EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY
- O#17. (2<sup>ND</sup> RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO ALL CONTRACTS NECESSARY FOR THE PURCHASE OF ONE (1) FULL SIZE CARGO VAN, ONE (1) 4X4 HEAVY DUTY CHASSIS CAB, ONE (1) HEAVY DUTY CARGO BOX, ONE (1) MINI EXCAVATOR AND ONE (1) ASPHALT HOT BOX; OR TO ALTERNATIVELY PURCHASE SAID ITEMS PURSUANT TO ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AND DECLARING THE SAME TO BE AN EMERGENCY (WATER DEPT)
- O#18. (2<sup>ND</sup> RDG) AN ORDINANCE APPROVING A CANTON CITY WATER MAIN EXTENSION TO HOLT STREET SE; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ANY AGREEMENTS NECESSARY FOR THE EXTENSION OF SAID WATER MAIN; AND DECLARING THE SAME TO BE AN EMERGENCY

CLERK WOOD: Mr. President.

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MR. PRESIDENT: 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. Madam Clerk, would you please begin with Ordinance #19.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #19 THROUGH #22 FOR THEIR THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

O#19. (3<sup>rd</sup> RDG) **ADOPTED AS ORDINANCE NO. 32/2023** AN ORDINANCE AMENDING ORDINANCE NO. 55/77, AS AMENDED, KNOWN AS THE CITY OF CANTON ZONING ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY  
**PUB HRG 3/6/23 @ 7:00 PM**

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#19 ADOPTED AS ORDINANCE NO. 32/2023**

PRESIDENT SHERER: The motion carries and Ordinance #19 is adopted. Ordinance #20, please.

O#20. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 33/2023** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$900,000 TO PROVIDE FUNDS TO MAKE A LOAN FOR ECONOMIC DEVELOPMENT IN THE CITY; AUTHORIZING RELATED MATTERS; AND DECLARING THE SAME TO BE AN EMERGENCY (HERCULES DEVELOPMENT PROJECT)

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAY

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CLERK WOOD: Eleven yeas, Mr. President.

**#20 ADOPTED AS ORDINANCE NO. 33/2023**

PRESIDENT SHERER: Motion carries and Ordinance #20 is adopted. Ordinance #21, please.

O#21. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 34/2023** AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BOND ANTICIPATION NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$2,250,000 TO PROVIDE FUNDS TO PAY A PORTION OF THE COSTS OF ACQUIRING, CONSTRUCTING, IMPROVING, FURNISHING, OR EQUIPPING AN ECONOMIC DEVELOPMENT PROJECT IN THE CITY; AUTHORIZING RELATED MATTERS; AND DECLARING THE SAME TO BE AN EMERGENCY (HALL OF FAME VILLAGE)

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #21.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #21. Are there any remarks? ... Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#21 ADOPTED AS ORDINANCE NO. 34/2023**

PRESIDENT SHERER: Motion carries and Ordinance #21 is adopted. Ordinance #22, please.

O#22. (3<sup>RD</sup> RDG) **ADOPTED AS ORDINANCE NO. 35/2023** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO AGREEMENT FOR AND ACCEPT \$26,050.79 IN GRANT FUNDS FROM THE OHIO OFFICE OF CRIMINAL JUSTICE SERVICES; AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO CONTRACT FOR THE PURCHASE OF NINE (9) MOTOROLA/ WATCHGUARD V300 BODY-WORN CAMERAS WARRANTY, BATTERIES, AND CLOUD-BASED STORAGE IN ACCORDANCE WITH ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZING THE AUDITOR TO RENAME THE 2786 POLICE EMS TRAINING AND EQUIP GRANT FUND TO 2786 2023 STATE OF OHIO BODY-WORN CAMERA GRANT FUND; AMENDING APPROPRIATION ORDINANCE NO. 290/2022; AND DECLARING THE SAME TO BE AN EMERGENCY (\$26,050.79 SUPP APPROP FR UNAPPROP BAL OF 2786 2023 STATE OF OHIO BODY-WORN CAMERA GRANT FUND TO 2786 102001 POLICE ADMIN – OTHER; \$26,050.79 SUPP APPROP FR UNAPPROP BAL OF 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN – ADV OUT; \$26,050.79 INTER-FUND ADV FR 1001 102001 – ADV OUT TO OTHER FUND TO 2786 102001- ADV IN)

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PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: Mr. President, I move we adopt Ordinance #22.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #22. Are there any remarks? ... Hearing none, roll... roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

**#22 ADOPTED AS ORDINANCE NO. 35/2023**

PRESIDENT SHERER: Motion carries and Ordinance #22 is adopted.

**ANNOUNCEMENT OF COMMITTEE MEETINGS**

PRESIDENT SHERER: We are now under Annou...Announcement of Committee Meetings. Our next meeting date will be Monday, March 13<sup>th</sup> and Committee starts at 6:15 P.M.

MEMBER HAWK: Mr. President.

PRESIDENT SHERER: Member Hawk.

MEMBER HAWK: Finance Committee will meet Monday...March 13 at 6:15 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.

MEMBER GIAVASIS: Mr. President.

PRESIDENT SHERER: Member Giavasis.

MEMBER GIAVASIS: Judiciary will meet same time, same place.

PRESIDENT SHERER: Thank you, Member Giavasis.

MEMBER BABCOCK: Mr. President.

PRESIDENT SHERER: Member Babcock.

MEMBER BABCOCK: Personnel meets same time, same place.

**MINUTES OF THE MEETING MARCH 6, 2023**

PRESIDENT SHERER: Thank you, Member Babcock. Member Hall.

MEMBER HALL: Mr. President. Community and Economic Development same time, same place.

PRESIDENT SHERER: Thank you, Member Hall.

MEMBER KIMBROUGH: Public Safety & Thoroughfares will also meet at 6:15 PM same time, same place.

PRESIDENT SHERER: And thank you, Member Kimbrough.

**MISCELLANEOUS BUSINESS**

PRESIDENT SHERER: We are now under Miscellaneous Business. Is there any Miscellaneous Business for this evening? I would like to welcome all the Central Catholic students who are in...in attendance tonight. Thank you for coming. (*Applause*) And if you uh...need some paperwork signed, I'm sure we can facilitate that...so. Is there any other Miscellaneous Business for this evening?

MEMBER GIAVASIS: Yes, Mr. President.

PRESIDENT SHERER: Member Giavasis.

MEMBER GIAVASIS: I've been on council right now for, a little over a year. And I know this gentleman since I've been on council and he doesn't get thanked enough. Every time I've called this person and had a question or an issue, he's addressed it immediately. I want to uh...commend Safety Director John Highman. He's doing a fantastic job and I think he needs to be Service Director! I'm sorry. Uh, he's doing a fantastic job.

PRESIDENT SHERER: I totally agree, Me...Member Giavasis. Is there any other Miscellaneous Business for this evening? Leader.

MEMBER SMUCKLER: Mr. President, I move we adjourn.

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Mr. President.

PRESIDENT SHERER: This meeting is adjourned. Thank you for coming this evening. (*Gavel falls*)

ADJOURNMENT TIME: 7:37 PM

ATTEST:

APPROVED:

JILL M. WOOD  
CLERK OF COUNCIL

WILLIAM SHERER  
PRESIDENT