

MINUTES OF THE MEETING DECEMBER 2, 2024

PRESIDENT BATES AYLWARD: Good evening ladies and gentlemen and welcome to Canton City Council. If everyone would please turn your cell phones to vibrate, we would appreciate it. 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: (JOHN MARIOL, JAMES BABCOCK, LOUIS GIAVASIS, CRYSTAL SMITH, BRENDA KIMBROUGH, JASON SCAGLIONE, CHRIS SMITH, ROBERT FISHER, JONATHAN COOKS, RICHARD SACCO & FRANK MORRIS)

ELEVEN COUNCIL MEMBERS PRESENT (MEMBER HAWK ABSENT)

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

EXCUSING MEMBERS

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

MEMBER MARIOL: Madam President, I move we excuse Member Hawk from tonight's meeting.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to excuse Member Hawk 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, Madam President.

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Member Hawk is excused from this evening's meeting. Tonight's invocation will be given by Council Member-at-Large, Crystal Smith. And if you'll please stand and remain standing for our Pledge of Allegiance.

The regular meeting of Canton City Council was held on December 2, 2024 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, Crystal Smith. The Pledge of Allegiance was led by President Bates Aylward.

AGENDA CORRECTIONS AND CHANGES

PRESIDENT BATES AYLWARD: Thank you, Member Crystal Smith. We are now under Agenda Corrections and Changes. Leader Mariol.

MEMBER MARIOL: Madam President, I move we suspend Rule 22A to add second readings Ordinances #22 through 25 to this evening's agenda.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: Are there any remarks?... It's been moved and seconded. Hearing no remarks, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

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CLERK WOOD: Eleven yeas, Madam President.

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinances 22 through 25 are a legal part of your agenda.

PUBLIC HEARINGS

PRESIDENT BATES AYLWARD: We are now under Public Hearings, and we do have one for this evening. Madam Clerk, would you please read Public Hearing #1, by title.

CLERK WOOD: AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE CANTON SERVICE CENTER - 30TH ST NE- 2024 ANNEXATION AREA CONTAINING APPROXIMATELY 1.052 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS 1-1 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 BATES AYLWARD: Thank you. Is there anyone in the audience wishing to speak for or against this Ordinance? If you are, please come forward. I repeat, is there anyone in the audience wishing to speak for or against this Ordinance, please come forward. Seeing no one step forward, the Chair declares the public hearing over in regard to this matter. And the matter now rests in the hands of Council. The Ordinance will follow later this evening. Thank you.

OLD BUSINESS

PRESIDENT BATES AYLWARD: We are now under Old Business and we do not have any Old Business.

PRESIDENT BATES ALYWARD: Um ... Pursuant to Rule 12B, we will be moving public speaks to right before Miscellaneous Business.

INFORMAL RESOLUTIONS

PRESIDENT BATES AYLWARD: We are now under Informal Resolutions and we have eight for this evening. Madam Clerk, will you please begin with Informal Resolution #1, by title.

1. PERSONNEL COMMITTEE: CONFIRM REAPPT OF MR. DONN ANGUS TO STARK COUNTY REGIONAL PLANNING COMMISSION COMMENCING 1/1/25 TO 12/31/26. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #1.

MEMBER BABCOCK: Second.

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

NO REMARKS

RESOLUTION #1 PASSED UNANIMOUSLY BY VOICE VOTE

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PRESIDENT BATES AYLWARD: The ayes have it, and the motion carries and Informal Resolution #1 is adopted. Informal Resolution #2, please.

2. PERSONNEL COMMITTEE: CONFIRM REAPPT OF MR. TIM MILLER TO ZONING BOARD OF APPEALS COMMENCING 1/1/25 TO 12/31/27. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #2.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: 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. Opposed, no.

NO REMARKS

RESOLUTION #2 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, and the motion carries and Informal Resolution #2 is adopted. Informal Resolution #3, please.

3. PERSONNEL COMMITTEE: CONFIRM REAPPT OF GEORGIA PAXOS TO ARCHITECTURAL REVIEW BOARD COMMENCING 1/1/25 TO 12/31/28. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #3.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Informal Resolution #3. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. All opposed, no.

NO REMARKS

RESOLUTION #3 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, and Informal Resolution #3 is adopted. Informal Resolution #4, please.

4. PERSONNEL COMMITTEE: CONFIRM REAPPT OF DARREN ELLIOTT TO CANTON CONSTRUCTION BOARD COMMENCING 1/1/25 TO 12/31/27. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #4.

MEMBER BABCOCK: Second.

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PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Informal Resolution #4. Are there any remarks? ...Hearing none, by voice vote, all in favor signify by saying aye. All opposed, no.

NO REMARKS

RESOLUTION #4 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, the motion carries and Informal Resolution #4 is adopted. Informal Resolution #5, please.

5. PERSONNEL COMMITTEE: CONFIRM REAPPT OF JON KUHNASH TO CANTON CONSTRUCTION BOARD COMMENCING 1/1/25 TO 12/31/27. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #5.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Informal Resolution #5. Are there any remarks? ...Hearing none, by voice vote, all those in favor say aye. Opposed, no.

NO REMARKS

RESOLUTION #5 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, and the motion carries and Informal Resolution #5 is adopted. Informal Resolution #6, please.

6. PERSONNEL COMMITTEE: CONFIRM APPT OF MR. TED JOHNSON TO CANTON TREE COMMISSION COMMENCING 12/2/24 TO 12/31/25. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Res ... Resolution #6.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Informal Resolution #6. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Opposed, no.

NO REMARKS

RESOLUTION #6 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, the motion carries and Informal Resolution #6 is adopted. Informal Resolution #7, please.

7. PERSONNEL COMMITTEE: CONFIRM REAPPT OF MS. JILL PFEIFFER-WARD TO CANTON TREE COMMISSION BOARD COMMENCING 1/1/25 TO 12/31/26. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

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MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #7.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Informal Resolution #7. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed, no.

NO REMARKS

RESOLUTION #7 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, and the motion carries and Informal Resolution #7 is adopted. Informal Resolution #8, please.

8. PERSONNEL COMMITTEE: CONFIRM REAPPT OF MR. CARL BLISS TO CANTON TREE COMMISSION COMMENCING 1/1/25 TO 12/31/26. – ADOPTED

PRESIDENT BATES AYLWARD: Thank you, Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Informal Resolution #8.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Informal Resolution #8. Are there any remarks? ...Hearing none, by voice vote, all those in favor signify by saying aye. Those opposed, no.

NO REMARKS

RESOLUTION #8 PASSED UNANIMOUSLY BY VOICE VOTE

PRESIDENT BATES AYLWARD: The ayes have it, the motion carries and Informal Resolution #8 is adopted.

COMMUNICATIONS

PRESIDENT BATES AYLWARD: We are now under Communications. Let the journal know 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 DECEMBER 2, 2024.

9. AMEND APPROP O#61/2024; EMERGENCY (VARIOUS SUPP APPROPS AND SUPP APPROP TRFS). - FINANCE DIRECTOR KRAUSE
10. REQ APPT OF MS. LISA LUCAS TO FAIR HOUSING COMMISSION COMMENCING 1/1/25 TO 12/31/25. - MAYOR SHERER
11. REQ RE-APPT OF MR. DAVID PATTERSON TO BOARD OF BUILDING APPEALS COMMENCING 1/1/25 TO 12/31/27. - MAYOR SHERER

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12. AUTH CIVIC CENTER RESTROOM AND PARKING LOT EXPANSION; EMERGENCY (SUPP APPROP FR 2175 COMPREHENSIVE PLAN IMPLEMENT FUND TO 2175 203001 CIVIC CENTER - ADMIN. - OTHER). - SERVICE DIRECTOR HIGHMAN
13. AUTH 2025 INTERNET AUCTIONS - GOVDEALS (LIQUIDITY SERVICE OPERATIONS LLC); EMERGENCY. - SERVICE DIRECTOR HIGHMAN

ORDINANCES AND FORMAL RESOLUTIONS FOR FIRST READING

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

NOTE: PRESIDENT BATES AYLWARD CALLED UPON CLERK WOOD TO READ ORDINANCES #14 THROUGH #21 FOR THEIR FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- O#14. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A JOB CREATION, RETENTION AND NET PROFITS TAX INCENTIVE AGREEMENT WITH SCHULMAN, ROTH & ASSOCIATES CO., LPA PURSUANT TO THE CITY'S INCENTIVE PROGRAMS; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#15. (1ST RDG) AN ORDINANCE ADOPTING TEMPORARY APPROPRIATIONS FOR THE OPERATING AND CAPITAL EXPENDITURES OF THE CITY OF CANTON, OHIO, FOR FISCAL YEAR 2025; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Finance Committee
- O#16. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A THREE YEAR PROFESSIONAL SERVICES AGREEMENT WITH MR. CHARLES CORCORAN, ARCHITECT DBA OAK GROUP, LLC TO SERVE AS THE CITY OF CANTON CHIEF BUILDING OFFICIAL IN AN AMOUNT NOT TO EXCEED \$83,200 PER YEAR WITH A 5% INCREASE ANNUALLY IN YEARS TWO AND THREE; AND DECLARING THE SAME TO BE AN EMERGENCY
Referred to Personnel Committee
- O#17. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ONE OR MORE CONTRACTS FOR CONSTRUCTION OF CLEVELAND AVE. NW RESURFACING PROJECT - GP 1283 AND TO ENTER INTO ONE OR MORE CONTRACTS FOR THIS PROJECT UTILIZING ANY PROCUREMENT PROCESS AUTHORIZED BY LAW; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR CONTRACT CHANGE ORDERS THAT ARE OTHERWISE

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APPROVED BY THE BOARD OF CONTROL; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

O#18. (1ST RDG) AN ORDINANCE AMENDING ORDINANCE NOS. 68/2019, 100/2011 AND ANY OTHER ORDINANCES INCONSISTENT WITH THE UPDATED POLICES BY ESTALISHING THE ATTACHED EXHIBIT AS THE PERSONNEL GUIDELINES FOR RECRUITING, HIRING, AND RETAINING NON-BARGAINING PERSONNEL WITHIN THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Judiciary Committee

O#19. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR, DIRECTOR OF PUBLIC SERVICE OR DIRECTOR OF PUBLIC SAFETY TO APPLY FOR, ENTER INTO AGREEMENT FOR, AND RECEIVE FUNDS FROM ANY AND ALL POTENTIAL FUNDING SOURCES FOR VARIOUS CITY PROJECTS; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

O#20. (1ST RDG) AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTORS OF PUBLIC SERVICE AND SAFETY TO: ADVERTISE, RECEIVE BIDS, AWARD AND ENTER INTO VARIOUS CONTRACTS FOR SUPPLY EQUIPMENT, ITEMS, MATERIALS, SUPPLIES, AND SERVICES PURSUANT TO CODIFIED ORDINANCE SECTION 105.09; ENTER INTO PROFESSIONAL SERVICES CONTRACTS PURSUANT TO CODIFIED ORDINANCE SECTION 105.10; ENTER INTO CONTRACTS PURSUANT TO O.R.C. SECTION 735.05 WITH QUALIFIED NONPROFIT AGENCIES; ENTER INTO CONTRACT FOR THE PURCHASE OF SUPPLY EQUIPMENT, ITEMS, MATERIALS, SUPPLIES, AND SERVICES UTILIZING ANY PURCHASING PROCESS AUTHORIZED BY EITHER THE O.R.C. OR CANTON CODIFIED ORDINANCES; ENTER INTO CHANGE ORDERS AND/OR CONTRACT AMENDMENTS FOR SAID PURCHASES DURING THE 2025 CALENDAR YEAR; WAIVING THE INFORMAL RESOLUTION REQUIREMENTS; AUTHORIZING THE AUDITOR TO PAY ALL MORAL OBLIGATIONS FOR CONTRACT CHANGE ORDERS THAT ARE OTHERWISE APPROVED BY THE BOARD OF CONTROL PURSUANT TO ORDINANCE 105.14; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

O#21. (1ST RDG) **ADOPTED AS ORDINANCE NO. 241/2024** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO AGREEMENT FOR AND ACCEPT \$85,350 IN GRANT FUNDS FROM THE SUMMIT COUNTY SHERIFF'S OFFICE AND ENTER INTO AGREEMENT WITH SARCHIONE FORD OF ALLIANCE FOR THE PURCHASE OF TWO 2025 POLICE

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INTERCEPTOR FORD EXPLORERS IN A TOTAL AMOUNT NOT TO EXCEED \$109,730; AND DECLARING THE SAME TO BE AN EMERGENCY

Referred to Finance Committee

CLERK WOOD: Madam President.

PRESIDENT BATES AYLWARD: Thank you, Madam Clerk. At this time the Chair would declare an in-house recess for the Finance Committee to meet in regard to Ordinance #21 on your agenda this evening. You are now in recess.

(COUNCIL RECESSED AT 7:15 PM FOR THE FINANCE COMMITTEE TO MEET IN REGARDS TO O#21; RECONVENED AT 7:18 PM)

PRESIDENT BATES AYLWARD: Council is now reconvening after the recess, Leader.

MEMBER MARIOL: Madam President, I move we suspend Rule 22A to add Ordinance #21 back to this evenings agenda.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's been moved and seconded to suspend Rule 22A to place Ordinance #21 back on this evenings agenda. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinance #21 is now a legal part of your agenda. Leader.

MEMBER MARIOL: Madam President, I move we suspend Statutory Rules on Ordinance #21.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: It's moved and seconded to suspend the Statutory Rules on Ordinance #21. Are there any remarks? ...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

PRESIDENT BATES AYLWARD: Thank you. You've heard the three readings. Leader.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #21.

MEMBER BABCOCK: Second.

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PRESIDENT BATES AYLWARD: It's been moved and seconded that you adopt Ordinance #21. 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, Madam President.

#21 ADOPTED AS ORDINANCE NO. 241/2024

PRESIDENT BATES AYLWARD: Thank you, Madam Clerk. The motion carries and Ordinance #21 has been adopted.

ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING

PRESIDENT BATES AYLWARD: We are now under Ordinances and Formal Resolutions for their Second Reading. Madam Clerk, would you please begin with Ordinance #22.

NOTE: PRESIDENT BATES AYLWARD CALLED UPON CLERK WOOD TO READ ORDINANCES #22 THROUGH #25 FOR THEIR SECOND READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

- O#22. (2ND RDG) A RESOLUTION AUTHORIZING THE LAW DIRECTOR TO DISTRIBUTE FREE OF CHARGE TO PUBLIC OFFICIALS AND PUBLIC INSTITUTIONS COPIES OF THE OCTOBER 2024 SUPPLEMENT TO THE CANTON CODIFIED ORDINANCES; TO AFFIX PRICE FOR THE SALE OF SAME; AND DECLARING THE SAME TO BE AN EMERGENCY
- O#23. (2ND RDG) AN ORDINANCE AUTHORIZING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF CANTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY
- O#24. (2ND RDG) AN ORDINANCE AUTHORIZING A WAGE INCREASE OF 4% FOR MANAGEMENT AND NON-BARGAINING UNIT PERSONNEL EMPLOYED BY THE CITY AS OF JANUARY 1, 2025; AND DECLARING THE SAME TO BE AN EMERGENCY
- O#25. (2ND RDG) AN ORDINANCE AMENDING ORDINANCE NO. 10/2024, AS AMENDED TO ESTABLISH THE ATTACHED EXHIBIT AS THE CLASSIFICATION PLAN FOR THE HUMAN RESOURCES DEPARTMENT'S MANAGEMENT AND NON-BARGAINING PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

CLERK WOOD: Madam President.

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD AND FINAL READING

PRESIDENT BATES AYLWARD: Thank you, Madam Clerk. We are now under Ordinances and Formal Resolutions for their Third, Final Reading and Vote. Madam Clerk, please began with Ordinance #26.

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NOTE: PRESIDENT BATES AYLWARD CALLED UPON CLERK WOOD TO READ THE FOLLOWING ORDINANCE #26 THROUGH #29 FOR THEIR THIRD READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:

O#26. (3RD RDG) **ADOPTED AS ORDINANCE NO. 242/2024** AN ORDINANCE AUTHORIZING CANTON TO ANNEX THE TERRITORY KNOWN AS THE CANTON SERVICE CENTER - 30TH ST NE- 2024 ANNEXATION AREA CONTAINING APPROXIMATELY 1.052 ACRES, MORE OR LESS; ASSIGNING SAID TERRITORY TO WARD 6 OF THE CITY; ZONING SAID TERRITORY AS 1-1 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 10/2/24 @ 7:00 PM

PRESIDENT BATES AYLWARD: Thank you. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #26.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: Are there ... oh ... It's moved and seconded to adopt Ordinance #26. Are there any remarks?...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#26 ADOPTED AS ORDINANCE NO. 242/2024

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinance #26 is adopted. Ordinance #27, please.

O#27. (3RD RDG) **ADOPTED AS ORDINANCE NO. 243/2024** 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 NOS. 206004 & 206005, 4TH ST. NW AND BEDFORD AVE. NW)

PRESIDENT BATES AYLWARD: Thank you. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #27.

MEMBER BABCOCK: Second.

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PRESIDENT BATES AYLWARD: It's been moved and seconded to adopt Ordinance #27. Are there any remarks?...Hearing none, roll call vote, please.

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#27 ADOPTED AS ORDINANCE NO. 243/2024

PRESIDENT BATES AYLWARD: Thank you. The motion carries and Ordinance #27 is adopted. Ordinance #28, please.

O#28. (3RD RDG) **ADOPTED AS ORDINANCE NO. 244/2024** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN ARPA SUBAWARD AGREEMENT WITH THE CANTON COMMUNITY IMPROVEMENT CORPORATION IN AN AMOUNT NOT TO EXCEED \$350,000.00; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT BATES AYLWARD: Thank you. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #28.

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#28 ADOPTED AS ORDINANCE NO. 244/2024

PRESIDENT BATES AYLWARD: Thank you. Okay, we're not doing 29? Okay.

CLERK WOOD: Ordinance #29.

PRESIDENT BATES AYLWARD: Okay.

O#29. (3RD RDG) **ADOPTED AS ORDINANCE NO. 245/2024** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT IN AN ESTIMATED AMOUNT OF \$200,000.00 WITH BURGESS & NIPLE, LTD. AND TO ADVERTISE, RECEIVE BIDS, AWARD, AND ENTER INTO ONE OR MORE CONTRACTS FOR THE MAPLE AVE. SEWER REPLACEMENT PROJECT - GP 1374; AUTHORIZING 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

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PRESIDENT BATES AYLWARD: Thank you. Leader Mariol.

MEMBER MARIOL: Madam President, I move we adopt Ordinance #29.

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 11 YEAS, 0 NAYS

CLERK WOOD: Eleven yeas, Madam President.

#29 ADOPTED AS ORDINANCE NO. 245/2024

PRESIDENT BATES AYLWARD: Thank you very much. The motion carries and Ordinance #29 has been adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

PRESIDENT BATES AYLWARD: We are under Announcement of Committee Meetings. Our next meeting date is December 9, 2024. Committee Meetings will start at 6:15 PM. Ward 4 uh ... Council Member Chris Smith has arranged for a presentation on updates at Skyline Terrace, thank you. Uh ... Finance Committee.

MEMBER GIAVASIS: Madam President, Finance will meet at 6 uh ... 15 PM on December 9th.

PRESIDENT BATES ALYWARD: Thank, Personnel.

MEMBER KIMBROUGH: Uh ... Personnel will also meet December uh ... at the same time.

PRESIDENT BATES ALYWARD: And Judiciary.

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

PUBLIC SPEAKS

PRESIDENT BATES AYLWARD: Thank you. We are now under Public Speaks, and we have three speakers this evening. Um ... as you all know, please step forward and give us your name and residential address. And our first speaker is Ms. Skylark Bruce. Ms. Bruce.

SKYLARK BRUCE: My name is Skylark Bruce and I live at 2216 Bollinger Ave Northeast. Recently, the City of Canton opted to request a special prosecutor for charges against former CPD officers Casto and Momirov. This was done to avoid a conflict of interest, I agree this was a good move. I don't know if this decision was made by Jason Reece or William Sherer or someone else. This situation should not be handled in house but, that's where the pats on the back stop. According to a Repository story by Nancy Molnar, the special prosecutor is declining to press charges on the flimsiest of excuses. Although the special prosecutor, Craig Morgan, who is also Akron's Chief Prosecutor, found plenty of reasons to press charges, he isn't gonna, and he isn't gonna because he didn't get a phone call or an email or passenger pigeon. Apparently he thinks that Bobby DeChello, the lawyer for the civillan victims in these cases, is suppose to hold his hand in order for him to do his job. Whining about the trail going cold is what men do on dating sites. In offline life we stil have to do our jobs and follow the law even when someone else doesn't do everything we want from them. The victims, Casey Culver

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and Jameir McElroy, deserve to see proper consequences delivered to the former officers who harmed them. That has nothing to do with any choices by their lawyer and if Morgan won't do it because ... because he got his knickers in a twist or his ego bruised, then the City of Canton should find a new special prosecutor. An extra special prosecutor if that's what it takes to get the job done. The people of this city deserve more than butt hurt officials taking out petty disputes on them. Speaking of petty officials, Madam President, you were wrong last week when you rudely shushed Brandi Smith, the last person to get up to speak. A staffer from the Mayor's office moved over the sit next to Brandi to get her contact info during the remaining minutes of the meeting. Given Brandi's ordeal over the past two years, and how visibly distraught she was, it is nothing short of disrespect from you to shush her as her voice accidently rose in volume. She's trying to protect her children and her own life. You're trying to run a meeting. One of these things is not like the other. Have a little decency. In my final seconds I would like to invite the decent people of this city, to a vigil in memory Zachary Fornash who was murdered by Canton Police one year ago, Thursday. Please join his mother, Cassandra White, at 7 PM on Thursday at Skyline Terrance, "The P", to remember his life. Whether or not you knew him you can be part of surrounding his loved ones with the kind of community that they need. That we all need. Justice for Zachary Fornash and Frank Tyson.

PRESIDENT BATES ALYWARD: Thank you, Ms. Bruce. Our next speaker is Ms. Cassandra White. Ms. White.

CASSANDRA WHITE: Cassandra White, 4161 Arlington Road. Let's talk about past business. Just as a reminder last week I mentioned not having anything to be thankful for. As I stood outside last Monday after the meeting, for one of you to walk by me and make eye contact and say "Thank you Jesus, I have so much to be thankful for." You are a heartless women and I hope you never lose a child because those comments will come back to bite you. So, under new business, I want to talk about 15 year old Jasmer ... Jasmier Tucker. He is the child that Akron police killed on Thanksgiving Day. You know how sick I am of reaching out to mothers that their child has been child by the police? But, I will continue my mission ... those ... so that someone is Zachary's voice. This is the statement from the Akron City Councilmen about the situation, " Effective de-escalation techniques can save lives and are essential for reducing the likelihood of tragic outcomes in high stress situations. We must invest in strategies and training that equipt officers to safely manage incounters with individuals who may pose a threat while protecting everyone involved. De-escalation needs to happen." When will this city officials realize you need to have this mans thinking. Maybe, when the city goes broke trying to cover all the expensies from court hearing and everything else (*inaudible*) ... police brutaliy and it will cost the city. Because the people you've allowed your officers to hurt, are coming for you. So many people die everyday from officer involved shootings and most of them are in poor areas. Here's a few reasons the city is not fixing the problems in these areas because they are to worried about more weathly people coming in and seconded of all police accountability and training. To end this, which Skylark already touched on, I would like to invite everyone to join us Thursday night at Skyline Terrance for a candlelight vigil at 7 PM, organized by Skylark Bruce. In memory that it will be one year that Officer Garret Moreno shot my son down for no reason. I don't even remember much about this past year other then, I will always remember watching my son get gunned down and choking on his own blood and I hope and pray Moreno suffers everyday of his life of that vision. Justice for the City of Canton victims.

PRESIDENT BATES ALYWARD: Thank you, Ms. White. Our last speaker is Mr. Justin Nicely. Mr. Nicely.

JUSTIN NICELY: Good evening, my name is Justin Nicely, Canton Hall of Shame, 2952 Lincoln Way out of Massillon, Ohio. I first want to thank everyone that's shown support for the uh ... #Laneslove and making out anti-bullying campaign national um ... we are showing what the power of a village and uh ... it can do and how we're no longer going to stand for it. And we're going to be bringing some light into a dark situation with unity

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and exposure. Now, we're in need of some help from any 501s or any of the city leadership that can contribute to any extra help as far as drop off locations for any gift relating for the Christmas Drive that we have set up as the outcry has been absolutely substantial. Um ... so if anyone would like to help with that, please contact me directly at the Canton Hall of Shame page. Now, speaking of bullies I'm going to continue to confront and call out here, the City of Canton and the Canton City Police Department until I can get some answers on accountability. Now you have some papers that I gave you there that I want an explanation for and that's just the tip of the iceberg of what I want y'all to come to the table about. Now, July 29th, 2019 my home was raided by four Canton City Police Officers, two CPS Agents off of a grudge and accusation alone. I was accused of being under the influence of a drug that I've never touched in my life and you had me strip my children of their clothes to show they had no marks and weren't beaten. You went through my drawers, my cupboards, my rooms, my closet. No warrants, no permission to do such. And then, you steal my children on a JR6, not because I'm under the influence of the substance that you guys were accusing me of but, because you didn't like being contentious about your actions and telling you something about your damn selves in the process of. Now, that all happened on your watch Andrea Perry and I want answers from you and why it's okay for your officers and you to be able to enforce policy off of phone calls and actuations alone. From those who have titles and yet you don't know the laws or our basic due process entitled to us and you're condescending enough to blatantly tell us how little they care. And it's not a question of whether or not you guys have done it, it's a question to why and then your level of entitlement to think that you have no an ... and you don't have to answer for any of it. I want to know who you guys really think you are to slander us as we're crazy when we try to sit there and y'all have already ... and ... and try to confront y'all and y'all have made us victims already. Now some of us aren't looking for lawsuits, you can't be bought off or intimidated in just to shut us up and that tends to happen when you sit there and screw around with peoples kids. And you guys want to keep underestimating me and the collaborated efforts of what the hell a village is capable of and I'm going to repeatedly have to keep coming back here to tell ya "I told you so." Now, when are you going to have the courage to come to the table and talk to me? And since you won't and until the message to all the bullies and the corrupt is this, Canton in 2025 it's your year of reckoning and all of you are getting called out and exposed and I'll shut my mouth when you can call me a liar. You guys can start speaking about all the good that you're doing for the community after, you start taking accountably for what you've already done wrong. Until then, mass live audits, mass call outs and I'm coming for every single one of you until you guys keep ... so you can keep proving me right and I employ you to please retaliate more and if you don't like what I'm about to come with ...

MISCELLANEOUS BUSINESS

PRESIDENT BATES AYLWARD: Thank you, Mr. Nicley. We are now under Miscellaneous Business. Um ... I was just informed that a former uh ... employee and Member of City Council and activist uh ... Butch Krause has passed. Um ... so I ... yeah ... I wasn't aware of that um ... so I would ask for a moment of silence for Mr. Krause. Who all of us, I think, knew pretty ... pretty well. And now would anyone else like to say anything about Mr. Krause? Well, let's do our moment of silence first, thank you.

Moment of silence

PRESIDENT BATES AYLWARD: Okay, um ... would anyone else like to say anything about Mr. Krause? As I said, I ... I known him for many years and I was unaware ... I knew he had been in poor health and I'm sorry.

MEMBER MORRIS: Madam President, uh ... actually Butch Krause was one of the first people that told me "Young man, you are far to optionated. You got a big mouth and you're not going to make it in city government." He says "I've known you since you've been a little kid, find a different hobby." God rest his soul and I'm glad I proved him wrong so.

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PRESIDENT BATES ALYWARD: He would have liked that.

MEMBER MORRIS: He ... he was a class act guy uh ... for many years. You know my interactions with him, with the city departments and through the unions, Butch was a stand up guy and he'll definitely be missed. So, prayers to the family.

PRESIDENT BATES ALYWARD: Thank you. Are there any other comments? Is there any other Miscellaneous Business that any of the Members would like to bring before Council?

MEMBER SMITH: Yes.

PRESIDENT BATES ALYWARD: Yes, Member Smith.

MEMBER SMITH: Yes, Madam ... Madam uh ... President and Council Members I'd just like to let you all know that we are having our Unforgettable Christmas this year. It will be held at the Edward Peel Coleman Community Center on the 21st and that will be from 1 to 3. We are also doing a toy drive, so if anyone would like to donate some toys or do gift cards. Please see myself or Dani at the uh ... Southeast Community Center. Thank you so very much.

CHRISTIAN TURNER: Madam President, if I may?

PRESIDENT BATES ALYWARD: Thank you. Pardon? Oh, yes Christian.

CHRISTIAN TURNER: Um ... I'd like to say uh ... just a couple things um ... first of all, we'll be lighting the city Christmas tree for the first time in about a decade um ... on Thursday, December 5th, right before Light Up Downtown at 5:45 PM. So, everyone is invited to join us for that. Um ... Light Up Downtown will be from 6 to 7 um ... so they'll be a lot of family festivities for that. Um ... Canton Parks and Recreation is bringing back Holiday Hayrides this year on December 12th and 13th, so they're only \$5 a person. People can sign up for those at Cantonparksandrec.com for Holiday Hayrides through Stadium Park um ... to see all the lights up close. So, just some holiday things that we're bringing to the city this year. Thank you.

PRESIDENT BATES ALYWARD: Thank you so much. Any other Miscellaneous Business?

MEMBER MORRIS: Madam President.

PRESIDENT BATES ALYWARD: Yes, Member Morris?

MEMBER MORRIS: First an apology to the community as well as my colleagues um ... I've been traveling a lot. I have not been completely engaged. There's quite a bit that I owe to them to be up here to complaining about and uh ... there's quite a bit that fallen through the cracks that I haven't gotten done. But uh ... with the help of Member Cooks and Leader Mariol uh ... we will be dedicating the Faircrest Nature Reserve this Saturday to David R. Docritiy. Changing the name to the David R. Dougherty uh ... Nature Reserve. So often we wait until our colleagues pass away to acknowledge the good that they did in the community. Dave served 26 years on Council as well as a couple years here in the Council office. I ... I can honestly say that he was probably about as popular as me. So, he got things done. Which was a ... a great achievement. He was a very humbling person to work with uh ... Member Mariol and I had some very heated battles with Mr. Dougherty and became very good friends with Dave over the years. So, I ... it'll be short, it'll be brief, it'll be this Saturday

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at the Midvate entrance to the Nature Preserve. It starts at 11:30 and everybody should be on their way by 11:45. Thank you.

PRESIDENT BATES AYLWARD: Thank you very much. Is there any other Miscellaneous Business? Yes, Leader Mariol.

MEMBER MARIOL: Madam President, yes um ... I wanted to ask the Economic Development Director, Chris Hardesty, if he could talk a little bit about the um ... housing development that will be uh ... hopefully moving forward in the Shorb Neighborhood.

DIRECTOR HARDESTY: Leader Mariol uh ... Madam President so, the Ordinance #28 that you passed tonight is associated with the development that's going to be surrounding the former train property there on West Tusc. Uh ... we're working with Canton for All People to develop that ... those sites, into affordable housing, low income housing for the Shorb Neighborhood uh ... and we are also working to keep the train station intact and develop it into a community area so we're not going to remove that asset from the community. Uh ... we want to build around it and build up that neighborhood and also there should be breaking grounds soon on the Canton Inside for an additional 50 units of affordable low income housing for the Shorb Neighborhood.

PRESIDENT BATES AYLWARD: Thank you.

MEMBER MARIOL: Thank you.

PRESIDENT BATES AYLWARD: Is there any other Miscellaneous Business that anyone would like to bring forward? ... Hearing none, Leader Mariol.

MEMBER MARIOL: Madam President, I move we adjourn.

MEMBER BABCOCK: Second.

PRESIDENT BATES AYLWARD: 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, Madam President.

PRESIDENT BATES AYLWARD: Thank you, very much. (*Gavel falls*) We are adjourned.

ADJOURNMENT TIME: 7:41 PM

ATTEST:
JILL M. WOOD
CLERK OF COUNCIL

APPROVED:
KRISTEN BATES AYLWARD
PRESIDENT