

**MINUTES OF THE MEETING APRIL 10, 2023**

PRESIDENT SHERER: Good evening ladies and gentlemen, and welcome to Canton City Council. If everyone 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:*

10 COUNCIL MEMBERS PRESENT: (WILLIAM SMUCKLER, JAMES BABCOCK, GREG HAWK, BRENDA KIMBROUGH, CHRIS SMITH, ROBERT FISHER, KEVIN HALL, JOHN MARIOL, PETER FERGUSON & FRANK MORRIS)

TEN COUNCIL MEMBERS PRESENT. (MEMBER GIAVASIS AND MEMBER SCAGLIONE ABSENT)

CLERK WOOD: Ten present, two absent, Mr. President.

**EXCUSING MEMBERS**

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK WOOD: Ten yeas, Mr. President.

PRESIDENT SHERER: The motion carries and Member Giavasis and Member Scaglione are excused from this evening's meeting. Tonight's invocation will be given by Ward 5 Council Member, Rob... Robert Fisher. If you'll all please stand and remain standing for the Pledge of Allegiance, please.

*The regular meeting of Canton City Council was held on April 10, 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 Ward 5 Council Member, Robert Fisher. The Pledge of Allegiance was led by President Sherer.*

PRESIDENT SHERER: Thank you, Member Fisher.

**AGENDA CORRECTIONS AND CHANGES**

PRESIDENT SHERER: We are now under Agenda Corrections and Changes, and we have none.

**PUBLIC HEARINGS**

PRESIDENT SHERER: We are now under Public Hearings and we have no Public Hearings for this evening.

**OLD BUSINESS**

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

**MINUTES OF THE MEETING APRIL 10, 2023****PUBLIC SPEAKS**

PRESIDENT SHERER: We are now under Public Speaks and we have no speakers for this evening.

**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 APRIL 10, 2023.***

1. REQ ADDT'L AMENDED CERTIFICATE DATED 3/31/23.- AUDITOR MALLONN
2. AUTH ENTERPRISE ZONE AGRMT WITH BOSWELL CONCRETE, INC.; EMERGENCY. – ECONOMIC DEV DIRECTOR HARDESTY
3. REQ APPROVAL FOR 2023 TIRC RECOMMENDATIONS. – ECONOMIC DEV DIRECTOR HARDESTY
4. AUTH AMENDMENTS TO CHPT 1727 CLEAN INDOOR AIR. – LAW DIRECTOR REESE
5. REQ NEW C1, C2 PERMIT FOR SMS CANTON, INC DBA B&B DRIVE THRU @ 1939 MAHONING RD NE. – LIQUOR CONTROL DIV
6. REQ SANITATION BUILDING PROJ, GP 1376 – AUTH ELECTRICAL FACILITIES EASEMENT TO AEP; EMERGENCY. – SERVICE DIRECTOR HIGHMAN
7. AUTH ARPA 2023 SUMMER CAMPS AND WORK EXPERIENCE PROGRAMS; EMERGENCY. – SERVICE DIRECTOR HIGHMAN
8. RPT OF PARKING METER REVENUE AND OUTSTANDING INVESTMENTS AS OF MARCH, 2023. – TREASURER PEREZ
9. RPTS OF BANK REC AND OUTSTANDING INVESTMENTS AS OF MARCH 31, 2023. – 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 #10.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCE #10 FOR ITS FIRST READING BY TITLE AS REQUIRED BY STATE LAW, AS FOLLOWS:***

- O#10. (1<sup>ST</sup> RDG) A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT ROAD SALT CONTRACT; AND DECLARING THE SAME TO BE AN EMERGENCY  
Referred to Finance Committee

**ORDINANCES & FORMAL RESOLUTIONS FOR SECOND READING**

PRESIDENT SHERER: We are now under Ordinances and Formal Resolutions for their Second Reading, and we have none for this evening.

**MINUTES OF THE MEETING APRIL 10, 2023****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 #11.

***NOTE: PRESIDENT SHERER CALLED UPON CLERK WOOD TO READ ORDINANCES #11 THROUGH #13 FOR THEIR THIRD READING BY TITLE, AS REQUIRED BY STATE LAW, AS FOLLOWS:***

O#11. (3<sup>rd</sup> RDG)      **ADOPTED AS ORDINANCE NO. 62/2023** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ACCEPT AN AMERICAN RESCUE PLAN ACT FIRST RESPONDER WELLNESS, RECRUITMENT, RETENTION & RESILIENCY GRANT AND ENTER INTO A GRANT AGREEMENT WITH THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS TO PROVIDE HEALTH AND WELLNESS SERVICES TO INCREASE THE MENTAL HEALTH AND WELLNESS OF OUR FIREFIGHTERS IN AN AMOUNT NOT TO EXCEED \$15,750.00; AUTHORIZE THE AUDITOR TO CREATE THE 2822 ARPA FIRST RESPONDER WELLNESS GRANT FUND; AMENDING THE 2023 FINAL APPROPRIATION ORDINANCE; AND DECLARING THE SAME TO BE AN EMERGENCY (\$15,750.00 SUPP APPROP FR UNAPPROP BAL OF 2822 ARPA FIRST RESPONDER WELLNESS GRANT FUND TO 2822 103001 FIRE ADMIN – OTHER)

PRESIDENT SHERER: I think we got an echo. (*Note: The sound system was malfunctioning, creating occasional echo sounds*)

MEMBER SMUCKLER: Mr. President.

PRESIDENT SHERER: Leader.

MEMBER SMUCKLER: I don't care if we got an echo, it is recording though, correct?

CLERK WOOD: Yes.

PRESIDENT SHERER: Yes, it is.

MEMBER SMUCKLER: That's all I need. Mr. President, I move we adopt Ordinance #11.

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #11. Are there any remarks? ...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK WOOD: Ten yeas, Mr. President.

**#11 ADOPTED AS ORDINANCE NO. 62/2023**

PRESIDENT SHERER: The motion carries, and Ordinance #11 is adopted. Ordinance #12, please.

**MINUTES OF THE MEETING APRIL 10, 2023**

O#12. (3<sup>rd</sup> RDG) **ADOPTED AS ORDINANCE NO. 63/2023** AN ORDINANCE AUTHORIZING THE MAYOR OR DIRECTOR OF PUBLIC SAFETY TO ACCEPT AN AMERICAN RESCUE PLAN ACT FIRST RESPONDER WELLNESS, RECRUITMENT, RETENTION & RESILIENCY GRANT AND ENTER INTO CONTRACT WITH LEGACY OF HONOR FOR SERVICES TO INCREASE THE MENTAL HEALTH AND WELLNESS OF OUR POLICE OFFICERS IN AN AMOUNT NOT TO EXCEED \$124,400.00; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #12. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK WOOD: Ten yeas, Mr. President.

**#12 ADOPTED AS ORDINANCE NO. 63/2023**

PRESIDENT SHERER: Mo... motion carry... motion carries and Ordinance #12 is adopted. Ordinance #13, please.

O#13. (3<sup>rd</sup> RDG) **ADOPTED AS ORDINANCE NO. 64/2023** AN ORDINANCE AMENDING ORDINANCE NO. 100/2011, AS AMENDED, TO ESTABLISH THE ATTACHED EXHIBIT AS THE CLASSIFICATION PLAN FOR THE SAFETY DIRECTOR'S FIRE DIVISION MANAGEMENT AND NON-BARGAINING PERSONNEL EMPLOYED BY THE CITY OF CANTON; AND DECLARING THE SAME TO BE AN EMERGENCY

PRESIDENT SHERER: Leader.

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

MEMBER BABCOCK: Second.

PRESIDENT SHERER: It's been moved and seconded to adopt Ordinance #13. Are there any remarks?  
...Hearing none, roll call vote please.

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK WOOD: Ten yeas, Mr. President.

**#13 ADOPTED AS ORDINANCE NO. 64/2023**

PRESIDENT SHERER: The motion carries, and Ordinance #13 is adopted.

**MINUTES OF THE MEETING APRIL 10, 2023****ANNOUNCEMENT OF COMMITTEE MEETINGS**

PRESIDENT SHERER: We are now under Announcement of Committee Meetings. Our next meeting date will be Monday, April 17<sup>th</sup> and Committee starts at 6:30 PM.

MEMBER HAWK: Mr. President.

PRESIDENT SHERER: Member Hawk.

MEMBER HAWK: Finance Committee will meet Monday, April 17<sup>th</sup> at 6:30 PM in Council Chambers.

PRESIDENT SHERER: Thank you, Member Hawk.

**MISCELLANEOUS BUSINESS**

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

MEMBER FERGUSON: Mr. President.

PRESIDENT SHERER: Member Ferguson.

MEMBER FERGUSON: I just want to say I... I went down to the emergency room to see... to see about Jason. He had a pretty big gash on his head. He got hurt yesterday. Uh, he was in the emergency room about four and a half hours. They did sew him up. Uh, he is at home, but he's got a bad headache. Uh, outside of that, he's doing fine.

PRESIDENT SHERER: Thank you, and Member Ferguson, I did talk to Member Scaglione on the way down. Um, I think he'll be fine. He had a little accident with a pry bar, but... so... the pry bar won the battle, so... but I think he'll... I think he'll be fine. But thank you, Member...

MEMBER SMITH: Mr. President.

PRESIDENT SHERER: Member Smith.

MEMBER SMITH: I would like to thank all of the... uh, Council Members... um, Babby... uh, Smuckler, the Mayor. Who else was... that came out on Saturday and helped with the... uh, Easter Egg Hunt. I really appreciate it, and the kids did too. Thank you.

PRESIDENT SHERER: Thank you, Member Smith. Is there any other Miscellaneous Business for this evening? Leader. Oh, Member Kimbrough.

MEMBER KIMBROUGH: Yes. I just want to thank everybody (*inaudible*) First Friday (*inaudible*) and it was very successful and I thought the kids did an excellent job (*inaudible*).

PRESIDENT SHERER: Thank you, Member Kimbrough. Is there any other Misc... Miscellaneous Business? Leader.

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

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MEMBER BABCOCK: Second.

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

NO REMARKS

ROLL CALL 10 YEAS, 0 NAYS

CLERK WOOD: Ten yeas, Mr. President.

PRESIDENT SHERER: Record time, but thank you for coming tonight. Have a great evening. This meeting is adjourned. (*Gavel falls*)

ADJOURNMENT TIME: 7:16 PM

ATTEST: April 11, 2023

APPROVED:

JILL M. WOOD  
CLERK OF COUNCIL

WILLIAM SHERER  
PRESIDENT