

CANTON CITY COUNCIL

President Kristen Bates Aylward

Council At Large:

James Babcock - **Asst. Majority Leader**
Louis Giavasis
Crystal Smith

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Ward Council Members:

Darren Mayle, Ward 1
Brenda Kimbrough, Ward 2
Jason Scaglione, Ward 3
Chris Smith, Ward 4
Robert Fisher, Ward 5
Jonathan Cooks, Ward 6
John Mariol, Ward 7 - **Majority Leader**
Richard Sacco, Ward 8
Frank Morris, Ward 9

FINAL AGENDA
August 11, 2025
7:00 PM

Roll Call: ALL MEMBERS PRESENT

Motion to Excuse Members: NOT NECESSARY

Invocation: JASON SCAGLIONE, WARD 3 COUNCIL MEMBER

Pledge of Allegiance: PRESIDENT BATES ALYWARD

AGENDA CORRECTIONS & CHANGES: (SUSPENDED RULE 22A TO ADD 1ST RDG O#25 & O#26; 2ND RDG O#27 THROUGH O#30; O#25 & O#26 ADOPTED ON 1ST RDG; O#40 AMENDED ON 3RD RDG)

PUBLIC HEARINGS: NONE

OLD BUSINESS: NONE

PUBLIC SPEAKS: KIM BELL GAVE HER OPINION ON HOMICIDE CASES IN THE CITY. DAVID KERESTES SPOKE ABOUT PROGRAMS IN THE CITY AND HOW HE FEELS THEY'RE UNPROFESSIONAL. DAN FONTE URGED COUNCIL TO CONSIDER THE IMPACT OF ANNEXATIONS ON THE CITY. ROGER GATES SHARED THE FEAR OF LOSING HIS HOME. SKYLARK BRUCE EXPRESSED FRUSTRATION OVER THE DELAY IN FRANK TYSON'S TRIAL. JUSTIN NICELY RECOUNTED HIS PAST INCIDENT WITH CPD, JFS, AND CPS. RENAE ULRICH VOICED SAFETY CONCERNS AND SOUGHT HELP.

INFORMAL RESOLUTIONS:

1. PERSONNEL COMMITTEE: CONFIRM APPT. OF PETER ZAHIRSKY TO THE ST. CO REGIONAL PLANNING COMMISSION COMMENCING 8/11/2025 - 12/31/25 – ADOPTED

2. PERSONNEL COMMITTEE: CONFIRM APPT. OF PETER ZAHIRSKY TO THE ST. CO LAND REUTILIZATION BANK COMMENCING 8/11/2025 WITH NO EXPIRATION DATE. – ADOPTED
3. PERSONNEL COMMITTEE: CONFIRM REAPPT. OF JOHN GIUA TO THE INCOME TAX REVIEW BOARD RETROACTIVE 1/1/2024 - 12/31/25 – ADOPTED
4. PERSONNEL COMMITTEE: CONFIRM APPT. OF GREG CONRAD TO THE INCOME TAX REVIEW BOARD COMMENCING 8/11/2025 - 12/31/25 – ADOPTED

COMMUNICATIONS:

5. REQ STATEMENT OF SERVICES FOR THE 3228 55TH ST NE - 2025 ANNEXATION. - ANNEXATION CHAIRMAN MORRIS
6. REQ STATEMENT OF SERVICES FOR THE 4401 TUSCARAWAS ST W - 2025 ANNEXATION. - ANNEXATION CHAIRMAN MORRIS
7. REQ STATEMENT OF SERVICES FOR THE 4403 CLEVELAND AVE NW - 2025 ANNEXATION. - ANNEXATION CHAIRMAN MORRIS
8. REQ ADDITIONAL AMENDED CERTIFICATE DATED 7/31/2025 - AUDITOR MALLON
9. STATEMENT OF CASH POSITION DATED 7/31/25. – AUDITOR MALLONN
10. REQ TRFO D-5J LIQUOR PERMIT FOR CANTON HISTORIC MARKETPLACE LLC DBA @ 101 CENTRAL PLAZA S 1ST FLOOR (WARD 4). - LIQUOR CONTROL DIV
11. REQ REAPPT OF MR. JOHN GIUA TO THE INCOME TAX REVIEW BOARD COMMENCING 1/1/24 TO 12/31/25. – MAJORITY LEADER MARIOL
12. REQ REAPPT OF MR. GREG CONRAD TO THE INCOME TAX REVIEW BOARD COMMENCING 8/11/25 TO 12/31/25. – MAJORITY LEADER MARIOL
13. REQ APPT OF MR. JOHN MARIOL TO THE HOF ESID BOARD COMMENCING 8/25/25 AND EXPIRING UPON COMPLETION OF HIS TERM AS A COUNCIL MEMBER. – MAJORITY LEADER MARIOL
14. AUTH LEG TO ESTABLISH CH. 540 PROHIBITED CAMPING OF COD. ORD. - MAYOR SHERER
15. REQ 15TH ST. NW STREETSCAPE GP 1438 DESIGN AMEND NO. 1; EMERGENCY. - SERVICE DIRECTOR HIGHMAN
16. REQ SHERRICK ROAD AREA IMPROV GP 1465 DESIGN CONTRACT AMEND #1; EMERGENCY. - SERVICE DIRECTOR HIGHMAN
17. REQ WATER RECLAMATION FACILITY RAW PUMP REPAIR AND DIFFUSER PURCHASES; EMERGENCY. - SERVICE DIRECTOR HIGHMAN

FIRST READINGS:

18. AUTH MAYOR OR SERV DIR TO ACCEPT CONVEYANCE OF ST. CO AUDITOR PARCEL NO. 215261 FR PRE 15632 EUCLID, LLC AND ENTER INTO ANY CONTRACTS OR TAKE NECESSARY STEPS TO ACQUIRE LAND AT 705 6TH ST. NW; EMERGENCY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
19. AMEND O#13/2025 IN AREA COVERED BY TAX INCREMENT FINANCING PROVISIONS OF OHIO REVISED CODE SECTION 5709.41; EXTEND TERM FR 10 YRS TO 30 YRS AND AMEND TIF COOPERATIVE DEVELOPMENT AGMT; EMERGENCY (ONESTO TIF). - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
20. AUTH MAYOR, SERV DIR OR SAF DIR TO ENTER A JOINT FACILITY DEVELOPMENT AND USE AGMT WITH CANTON CITY SCHOOL DISTRICT BOARD OF EDUCATION FOR DUEBER ELEMENTARY SCHOOL; EMERGENCY. - COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
21. AUTH VACATION OF 150' LONG PORTION OF SECCOMBE PL. SW; APPROVE AND ACCEPT REPLAT OF LOTS 683, 684, 685, 686, 387, 40938, 40939, 40940, 40941, PART OF LOT 688 AND THE VACATED PORTION OF SECCOMBE PL. SW; EMERGENCY. - PUBLIC SAFETY & THOROUGHFARE COMMITTEE
22. AUTH MAYOR OR SERV DIR TO APPLY FOR, ACCEPT, AND ENTER INTO SUPPLEMENTAL WATER POLLUTION CONTROL LOAN FUND AGMT FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES ASSOCIATED WITH SHROYER AVE. SW SANITARY SEWER REPLMT, GP 1380; DESIGNATING DEDICATED REPAYMENT SOURCE FOR THE LOAN; EMERGENCY. - FINANCE COMMITTEE
23. AUTH MAYOR OR SERV DIR TO FILE ACTION PLAN/ACTION PLAN AMENDMENTS TO CITY'S 2023 AND 2025 ANNUAL ACTION PLANS TO U.S DEPT. OF HOUSING AND URBAN DEVELOPMENT (HUD) TO IMPLEMENT THE CDBG PRGM; AUTH MAYOR OR SERV DIR TO ENTER CONTRACTS FOR THE TIMELY EXPENDITURE OF CDBG PRGM FUNDS; ENTER CONTRACTS TO ALLOW FOR EFFECTIVE OPERATION OF PRGM DURING GRANT PERIOD; EMERGENCY. - FINANCE COMMITTEE
24. AUTH MAYOR OR SERV DIR TO ENTER INTO PROF SERVS CONTRACTS FOR DESIGN AND OVERSIGHT OF THE 13TH ST. SW AREA NEIGHBORHOOD IMPROV PROJ, G.P. 1496, THE 19TH ST. NE AREA NEIGHBORHOOD IMPROV PROJ, G.P. 1495, AND THE ELGIN AVE. NW NEIGHBORHOOD IMPROV PROJ, G.P. 1478; AUTH AUDITOR TO PAY ALL MORAL OBS FOR RELATED CONTRACT CHANGE ORDERS; AMEND APPROP O#55/2025; EMERGENCY (\$87,500.00 SUPP APPROP FR UNAPPROP BAL OF 5410 SEWER OPERATING FUND TO 5410 202090 ELGIN AVE. NW STREETSCAPE - OTHER; \$200,000.00 APPROP TRF FR 2175 200501 GENERAL GOV'T SUPPORT ADMIN - OTHER TO 13TH SW NEIGHBORHOOD PROJ GP 1496 - OTHER - \$100,000.00; TO 2175 202016 19TH ST. NE NEIGHBORHOOD PROJ GP 1495 - OTHER - \$100,000.00). - FINANCE COMMITTEE

(COUNCIL RECESSED AT 7:36 PM FOR THE ANNEXATION AND FINANCE COMMITTEES TO DISCUSS O#25 AND O#26; RECONVENED AT 7:46PM)

25. **141/2025** APPROVE STATEMENT OF SERVICES TO PROP OWNER IN THE 2625 MARET ST. NE - 2025 ANNEXATION AREA, APPROX DATE SERV WILL BE PROVIDED, PROCEDURE TO RECONCILE INCOMPATIBLE ZONING USES UPON BEING ANNEXED TO CITY; EMERGENCY. - ANNEXATION COMMITTEE*
26. **142/2025** RATIFY ACTIONS TAKEN PRIOR TO THE PASSAGE OF THIS ORD PURSUANT TO SECTION 105.04 OF COD. ORD; AUTH MAYOR OR SERV DIR TO ENTER CONTRACTS TO RESPOND TO EMERGENCY REPAIR OF RAW PUMP AT WATER REC. FACILITY (WRF); OPEN PURCH ORDER IN EST. AMT OF \$26,104 FOR PURCH OF NEW DIFFUSERS FOR A DIFFUSER PILOT STUDY AT WRF; AUTH AUDITOR TO PAY MORAL OBS FR RESPONDING TO THIS EMERGENCY SITUATION; EMERGENCY. - FINANCE COMMITTEE*

***Ordinances and Formal Resolutions for First Reading Vote**

SECOND READINGS: (SUSPENDED RULE 22A TO ADD 2ND RDG O#27 THROUGH O#30)

27. AMEND CHPT 1131, DEFINITIONS OF TITLE SEVEN AND CHPT 1166, FLOOD HAZARD ZONING DISTRICT OF TITLE THIRTEEN OF CANTON COD ORD - JUD
28. AMEND O#9/2024, AS AMENDED, TO ESTABLISH EXHIBIT AS CLASSIFICATION PLAN FOR POLICE AND FIRE DEPTS' BARGAINING UNIT PERS; EMERGENCY - PER
29. AUTH MAYOR OR SERV DIR TO ADVERTISE, RECEIVE BIDS, AWARD AND EXECUTE CONTRACTS FOR GROSS AVE NE WATER MAIN REPLACEMENT PROJECT; AUTH CITY TO RECEIVE GRANT FUNDS IN AMT OF \$600,000 AND ZERO PERCENT INTEREST LOAN IN AMT OF \$900,000; AUTH AUDITOR TO PAY ALL MORAL OBS FOR CONTRACT CHANGE ORDERS; AUTH AUDITOR TO ESTABLISH 5256 GROSS AVE NE WATER MAIN REPLACEMENT PROJECT FUND; AMEND APPROP O#55/2025; (\$1,500,000.00 SUPP APPROP FR UNAPPROP BAL OF 5256 GROSS AVE NE WATER MAIN REPLCMT PROJ FUND TO 5256 207086 GROSS AVE NE WATER MAN REPLMT PROJ - OTHER; \$900,000.00 SUPP APPROP FR 5201 WATER FUND TO 5201 207086 GROSS AVE NE WATER MAIN REPLCMT PROJ - OTHER); EMERGENCY - E&PU
30. AUTH AUDITOR TO PAY ALL MORAL OBS TO CLOSE OHIO DEPT OF TRANSPORTATION STA US-62-24.05 PID 100824 PROJ; AMEND APPROP O#55/2025 (\$28,535.19 SUPP APPROP FR UNAPPRP BAL OF 5201 WATER FUND TO 5201 207072 US 62 ODOT WATER MAIN RELOCATION PROJ - OTHER); EMERGENCY - FIN

***Ordinances and Formal Resolutions for Second Reading Vote**

THIRD READINGS:

31. **143/2025** AMEND TITLE THREE, UTILITIES OF PART NINE, STREETS, UTILITIES AND PUBLIC SERVS CODE TO ADD NEW CH.965, STORMWATER UTILITY.

32. **144/2025** AUTH MAYOR OR SAF DIR TO ACCEPT DOWNTOWN CANTON PARTNERSHIP GRANT IN AMT OF \$6,000.00 FOR MURAL FEST; AMEND APPROP O#55/2025: EMERGENCY (\$6,000.00 SUPP APPROP FR UNAPPROP BAL 2175 COMP PLAN FUND TO 2175 501002 PLANNING AND ZONING - OTHER).
33. **145/2025** AUTH MAYOR OR SAF DIR TO ACCEPT STARK STORIES - AMERICA 250 GRANT IN AMT OF \$25,000.00 FR VISIT CANTON AND ARTS IN STARK FOR REIMAGINING COURT INITIATIVE; AMEND APPROP O#55/2025; EMERGENCY (\$25,000.00 SUPP APPROP FR UNAPPROP BAL 2175 COMP PLAN FUND TO 2175 501002 PLANNING AND ZONING - OTHER).
34. **146/2025** AUTH MAYOR OR SAF DIR TO ACCEPT AMERICA 250-H GRANT IN AMT OF \$5,000.00 FR AMERICA-250 OHIO COMMISSION FOR UNTOLD STORIES OF CANTON DIGITAL MEDIA PRESENTATION; AMEND APPROP O#55/2025; EMERGENCY (\$5,000.00 SUPP APPROP FR UNAPPROP BAL 2175 COMP PLAN FUND TO 2175 501002 PLANNING AND ZONING - OTHER).
35. **147/2025** AUTH AUDITOR TO PAY MORAL OB FOR PHI AIR MEDICAL IN AMT NOT TO EXCEED \$23,761.00; EMERGENCY.
36. **148/2025** AUTH MAYOR OR SAF DIR TO UTILIZE SUBGRANT TITLED CANTON CITY VIOLENT CRIME REDUCTION INITIATIVE FOR OVERTIME IN THE POLICE DEPT; AUTH AUDITOR TO RENAME FUND 2774; AMEND APPROP O#55/2025; EMERGENCY (\$20,000.00 SUPP APPROP FR UNAPPROP BAL 2774 OCJS 2024 PROJ SAF NEIGHBORHOOD GRANT FUND TO 2774 102001 POLICE ADMIN - OTHER; \$20,000.00 INTER FUND TRF FR 1001 102001 - ADV OUT TO OTHER FUND TO 2774 102001 - ADV. IN FR OTHER FUND).
37. **149/2025** AUTH MAYOR OR SAF DIR TO UTILIZE SUBGRANT TITLED VIOLENCE INTERDICTION PATROLS INITIATIVE FOR OVERTIME IN POLICE DEPT; AUTH AUDITOR TO RENAME FUND 2788; AMEND APPROP O#55/2025; EMERGENCY (\$100,000.00 SUPP APPROP FR UNAPPROP BAL 22788 OCJS 2025 VIOLENCE INTERDICTION PATROLS INITIATIVE GRAN FUND TO 2788 102001 POLICE ADMIN - OTHER; FR UNAPPROP BAL 1001 GENERAL OPERATING FUND TO 1001 102001 POLICE ADMIN - ADV OUT; \$100,000.00 INTER-FUND ADVANCE FR 1001 102001 - ADVANCE OUT TO OTHER FUND TO 2788 102001 - ADVANCE IN FR OTHER FUND).
38. **150/2025** AUTH MAYOR, SERV DIR OR DESIGNEE, TO: EST FAIR MARKET VALUE OF REAL PROP; ENTER INTO AGMTS FOR PURCHASE/ACQUISITION OF PARCELS; ENTER INTO AGMTS FOR SALE OR DONATION OF CITY-OWNED PROP FOR PERMANENT ROAD RIGHT-OF-WAY, UTILITY EASEMENTS, AND/OR TEMP CONSTRUCTION EASEMENTS FOR SHERRICK RD SE AREA IMPROV PROJ; MAKE MINISTERIAL CHANGES TO CORRECT PROP OWNER NAMES, PARCEL NOS. AND OTHER NUMERICAL DESCRIPTIVE OR TYPO ERRORS; DECLARE INTENT TO APPROP PARCELS IF A NEGOTIATED SETTLEMENT CANNOT BE REACHED; EMERGENCY.
39. **151/2025** AUTH MAYOR OR SERV DIR TO ENTER INTO CHANGE ORDER NO.1 WITH WENGER EXCAVATING, INC. IN AMT NOT TO EXCEED \$114,573.04 FOR PERRY HEIGHTS WATER MAIN REPLMT PROJ - PHASE 2; AMEND APPROP

O#55/2025; AUTH AUDITOR TO PAY ALL MORAL OBS RELATED TO CHANGE ORDER; EMERGENCY (\$114,573.04 SUPP APPROP FR UNAPPROP BAL 5201 WATER FUND TO 5201 207085 PERRY HTS WTR PH2 WATER MAIN REPLCMT - OTHER - \$20,042.46; TO 5201 207091 PERRY HTS WTR PH2 WATER MAIN REPLCMT PAVING - OTHER - \$94,530.58).

40. **AMENDED AS 152/2025** AMEND APPROP O#55/2025; EMERGENCY (\$44,750.00 SUPP APPROP FR 4501 CAPITAL PROJ FUND TO 4501 202069 E. TUSC STREETScape PH.3 - OTHER; \$150,000.00 APPROP TRF FR 4501 202054 THE O'JAYS PKWY NE IMPROV - OTHER TO 4501 202001 ENGINEERING - ADMIN - OTHER).

COMMITTEE MEETINGS:

MONDAY, AUGUST 25, 2025 @ 6:15 PM

COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE
PUBLIC SAFETY & THOROUGHFARES COMMITTEE
FINANCE COMMITTEE

CITY ANNOUNCEMENTS: MAYOR SHERER BID FAREWELL TO REPOSITORY WRITER, KELLY WEIR, PRAISING HER ACCOMPLISHMENTS, HARD WORK, AND YEARS AT THE REPOSITORY, CAPTURING THE CITY MOMENTS.

MISCELLANEOUS BUSINESS: MEMBER FISHER URGED THE COMMUNITY TO TAKE THE CLIMATE SURVEY AND ATTEND WEDNESDAY 'S FINAL, "WE BELIEVE IN CANTON", EVENT OF THE SUMMER. MEMBER GIAVASIS GAVE CONGRATS TO KELLY WEIR AND WISHED HER WELL. MEMBER COOKS PRAISED THE STRONG TURNOUT FOR THE DOWNTOWN, "WALKING WITH A PURPOSE", EVENT. MEMBER MARIOL CRITICIZED THE VICE PRESIDENT'S REMARKS ABOUT DOWNTOWN SAFETY, EXPRESSING DISAPPOINTMENT AND ASSURING RESIDENTS THAT THE AREA IS SAFE. MEMBER CHRIS SMITH ANNOUNCED A SCHOOL GIVEAWAY AT THE SOUTHEAST COMMUNITY PLAYGROUND AT COMPTON SCHOOL, STARTING AT NOON THIS FRIDAY, WITH FREE SHOES, BACKPACKS, AND SUPPLIES.

ADJOURNMENT: 8:13 PM

THE NEXT REGULAR COUNCIL MEETING: MONDAY, AUGUST 25, 2025 @ 7:00 PM