

CITY OF CANAL FULTON

December 20, 2005

COUNCIL MEETING

Mayor Grogan called the December 20, 2005 City Council meeting to order at 7:30 PM in Council Chambers at City Hall.

CALLING OF THE ROLL

Present: Mayor Grogan, Mike Mouse, Diane Downing, Victor Colaianni, Nellie Cihon, Linda Zahirsky, and Bob Szanto

OTHERS PRESENT

Patti Troccoli, Clerk of Council; Chief Ray Green, Fire Department; Chief David Frisone, Police Department; Dan Mayberry, Interim City Manager/Director Public & Utility Services; Scott Svab, Interim Finance Director; Bill Dorman, City Engineer; Nic Codrea, Robert Tscholl & Associates; Chell Rossi, HPC; Chris Pugh, The Independent; Joan Porter, The Repository; Tony Crookston, James Deans, and Kathy Gill, residents

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Cihon made a motion that Council accepts the December 6, 2005 City Council meeting minutes; seconded by Mr. Colaianni. **ROLL CALL: Yes – ALL**

CITIZENS' COMMENTS – (Agenda Matters) – None

SWEARING-IN CEREMONY

Mayor Grogan conducted the Swearing-In Ceremony for Nellie Cihon and Diane Downing to serve as Councilpersons for the next Council term (January 1, 2006 - December 31, 2009).

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon)

Sherry Ringler, Director of the Senior Center, thanked Dan Mayberry (via Mrs. Cihon) for his fast response to the Senior Center's lighting problem. The lights are going to be rewired.

COMMUNITY SERVICE (Scott Svab) – No Report

FIRE CHIEF (Chief Ray Green)

The Red Center contract was reviewed by the Law Director, and Chief Green recommended the city stay with them for dispatching services. Mr. Colaianni made a motion to accept the contract with the Red Center on behalf of the Fire Department; seconded by Mrs. Downing.

ROLL CALL: Yes - ALL

POLICE CHIEF (Chief David Frisone)

Last week, Chief Frisone picked up 14 800-megahertz portable radios, batteries and chargers from Sheriff Swanson (press release issued regarding same). This is regarding a County-wide emergency system. A training CD was provided. Installation is free due to a grant Sheriff Swanson received. These are only for emergencies, disasters, and special events; use limitations are currently in effect but could change in the future.

Sts. Philips & James School approached the Police Department regarding hiring an off-duty officer to provide security at their weekly Saturday night BINGO event (6 hours/night). An officer will be provided at a reasonable rate, starting December 31, 2005 (scheduled to 2007).

Regarding Elm Ridge business owners' concerns about parking violations during the Saturday morning auto auctions, Chief Frisone and Officer Swartz wrote parking tickets and warned several about same. There were also fire hydrant violations; monitoring will continue.

ENGINEER (Bill Dorman)

Discovery Park Pump Station (Schalmo Development Area): Started up in the last couple of weeks; force main and trunk sewers are complete.

No Planning Commission meeting this month.

FINANCE DIRECTOR (Interim Finance Director Scott Svab)

Re: Ord. 33-05: Need to transfer funds from General Fund 101 to Special Assessment Debt Fund 471, as there was nothing budgeted this year to pay the money out. For Fire & EMS Fund 222, there was a problem with CMI that caused a payroll problem ("kicked out 5 times

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that monthly amount”) which was fixed. The current month-to-date expense report reflects that, but for some reason it didn’t carry over into the month-to-date/year-to-date fund report.

There were short discussions regarding collection problems for EMS runs and Capital projects that were listed in paperwork provided by Mr. Svab.

Re: Ord. 34-05: Corrections were made to Combined Annual Appropriation Measure report.

Mr. Mayberry spoke about the city’s “\$151,000 sitting down at the Stark County Commissioner’s office in municipal road funds,” saying over the course of the past four years the city has asked for municipal road fund money to resurface S. Canal St. from Cherry St. to the east corporate limit. He spoke with the Commissioner’s office today and found they could use that money (if they request it) on Locust St., which is in need of extensive repair. He is in the process of preparing the 2006 Municipal Road Fund request, thinking the city will probably get between \$30,000 and \$34,000 again in funding.

There was a call from the Ohio Public Works Commission (OPWC) regarding and anticipated \$331,000 reimbursement for completion of the Milan Street waterline project. Mr. Szanto said the city should review water treatment expansion again, saying we have the hydraulic model now to use for that review. Mr. Mayberry said to keep in mind the undeveloped land presently inside the corporate limits of Canal Fulton. He added OPWC is going to fund replacement projects; they will not fund expansion projects.

MAYOR JOHN GROGAN

Mayor Grogan presented Councilpersons Mike Mouse and Bob Szanto with proclamations for their many years of service; comments of gratitude followed. The Mayor added, “They say what they mean; they mean what they say, and they follow what they say.”

CITY MANAGER (Interim City Manager Dan Mayberry) – No Report; Mr. Mayberry commented on Dominion East Ohio’s letter on how to get through a tough heating season.

PARKS (Fred Fleming) – No Report

LAW DIRECTOR (Attorney Dale Kincaid)

Mr. Kincaid said Council should table Ordinance 32-05, as there is a special procedure to go through when amending a Zoning map that Mr. Belford and he are working through.

Regarding the gift from Mrs. Puffenburger, the deed is complete with only a few exceptions.

FIRST READINGS

Ordinance 33-05: An Ordinance Authorizing the Finance Director to Advance from General Fund 101 to Special Assessment Debt Fund 471 and Fire & EMS Fund 222 and to Make Other Advancements from the 2005 Appropriated Funds, and Declaring an Emergency (Requested by Finance Director). Mr. Colaianni made a motion to suspend the rules on Ordinance 33-05; seconded by Mrs. Cihon. **ROLL CALL: Yes – ALL** Mrs. Zahirsky made a motion that Council pass Ordinance 33-05 under suspension; seconded by Mr. Colaianni. **ROLL CALL: Yes - ALL**

Ordinance 34-05: An Ordinance to Make Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio, During the Fiscal Year Ending December 31, 2006, and Declaring an Emergency (Requested by Finance Director). Mr. Colaianni made a motion to suspend the rules on Ordinance 34-05; seconded by Mrs. Cihon. **ROLL CALL: Yes – ALL** Mrs. Cihon made a motion that Council pass Ordinance 34-05 under suspension; seconded by Mr. Colaianni. **Discussion:** Mr. Colaianni thanked the department heads for enduring the process (along with their spouses); saying hopefully in 2006 Council will make the process more efficient for them. **ROLL CALL: Yes - ALL**

SECOND READINGS

Ordinance 32-05: An Ordinance Amending the Recently Annexed 14.135 Acre Parcel Known as the Rumble Property as R-1 Single Family Low Density. (Requested by Planning Commission) Mr. Colaianni, per recommendation of the Law Director, made a motion that Council table Ordinance 32-05; seconded by Mrs. Cihon. **ROLL CALL: Yes - ALL**

THIRD READINGS – None

PURCHASE ORDERS & BILLS

P.O. 4490 made out to Accurate Office Equipment in the amount of \$3,896.64 for new Council tables. Mr. Colaianni made a motion that Council pass P.O. 4490 in the amount of \$3,896.64 to Accurate Office Equipment; seconded by Mrs. Downing. **Discussion:** Mrs. Downing stated Patti Troccoli got the price of the tables dramatically reduced, and said they “are really classy looking,” and she thinks Council deserved something more presentable. Mr. Mayberry said

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presently there are 15 seats in the audience and with the new arrangement there would be room for 26, which is a huge benefit. New tables will facilitate meetings and presentations more, as the main table will face the double doors and audio visuals will be more easily viewed. He added it will also be more convenient for the audience to see Council and more conducive to doing business, much more functional with a nice configuration. Mayor Grogan said it would create a more receptive environment for citizens to come in, and what they intend to do in the future is to get as many people from the community as possible to attend meetings. Mrs. Zahirsky said, "But there's history here!" It was noted the current table will be given to the Fire and Police Department, staying with the city. Mr. Colaianni made a motion that Council approves P.O. 4490 to Accurate Office Equipment for \$3,896.64; seconded by Mrs. Downing. **ROLL CALL: Yes – 4 No – 2 (Mrs. Cihon and Mrs. Zahirsky)**

Bills: None

NEW BUSINESS - None

OLD BUSINESS

Mr. Mouse made a motion to appropriate \$1,400 for containers for the Christmas wreaths recently purchased; seconded by Mrs. Downing. **Discussion:** Mr. Szanto said they would be made for the city for free by his company; the money is for supplies to build the containers.

ROLLCALL: Yes – 5 Abstained – 1 (Mr. Szanto)

Mr. Colaianni stated tomorrow is Mayor Grogan's birthday – making sure it was under "Old Business."

OTHER BUSINESS - None

CITIZENS COMMENTS (Open Discussion, Five-Minute Rule) - None

REPORT OF COUNCIL PRESIDENT

Mr. Mouse thanked Mayor Grogan for the atmosphere and environment that he has brought to Council Chambers, as he has had feedback from people about being treated fairly and cordially. He thanked his colleagues for the opportunity to serve with them. He also commented on the positive effect of the acquisition of the Puffenburger Property. He added, "That unless people step forward and participate and serve their community that we're not what we could be or what we should be," and thanked everyone for the opportunity to serve.

REPORT OF STANDING COMMITTEES – No Report

EXECUTIVE SESSION

Mr. Colaianni made a motion that Council go into Executive Session to discuss contract negotiations to include members of Council, the Interim Finance Director, the Interim City Manager, the Law Director, Mr. Nic Codrea and the Mayor, expecting possible legislative action to be taken; seconded by Mrs. Cihon. **ROLL CALL: Yes – ALL**

REGULAR SESSION RECONVENED

At 9:40 PM, Mr. Colaianni made a motion to reconvene the regular session, noting as clarification they did invite Council members-elect Deans and Crookston into the Executive Session; seconded by Mrs. Zahirsky. **ROLL CALL: Yes – ALL**

Mr. Colaianni made a motion that Council accept as submitted the Summary List of Contract Changes and Wage Proposal with regard to the City of Canal Fulton and Teamsters Local 24; seconded by Mrs. Cihon. **Discussion:** Mrs. Downing said she would like to see, whether Mr. Svab ends up being the Finance Director or not, some curtailing and limiting of the overtime, which Mr. Svab suggested; Mr. Colaianni agreed. **ROLL CALL: Yes – 5 No – 1 (Mr. Mouse)**

ADJOURNMENT

Mrs. Cihon made a motion to adjourn. Mayor Grogan adjourned the December 20, 2005 City Council meeting.

Patricia A. Troccoli, Clerk of Council

Mayor John Grogan