

CITY OF CANAL FULTON

April 6, 2004

REGULAR COUNCIL MEETING:

Council President Linda Zahirsky called the April 6, 2004 City Council meeting to order at 7:30 P.M. in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE:

CALLING OF THE ROLL: Present: Victor Colaianni, Nellie Cihon, Linda Zahirsky, Mike Mouse, Robert Szanto, and Mayor John Grogan. Diane Downing was absent.

Mrs. Zahirsky made a motion that Mrs. Downing is excused from tonight's meeting.

Mr. Colaianni seconded the motion. Roll: Yes - ALL

OTHERS PRESENT: Dale Kincaid, Law Director; Chief Mike McNeely, Police Department; Chief Bob Hill, Fire Department; Michael Rodino, Finance Director; Director; Bill Dorman, City Engineer; Tammy Luther, Water Billing Clerk; Joan Porter, The Repository; Bob Fonte, Stark Parks; Ed McCabe, Ohio & Erie Canal; Dan Rice, Ohio & Erie Canal; Tom Messenger, Rochelle Rossi, Leila Rohr, Darrell Luociz, Garnet Thomas, Ken Roberts, Fred Etheridge, John Hatfield, all residents.

ADOPTING OF MINUTES.

Mrs. Cihon made a motion to accept the minutes of the meeting of March 20, 2004. Mrs. Zahirsky seconded the motion. Roll: Yes – ALL.

SPECIAL RECOGNITIONS:

Ms. Sherry Reiter gave a farewell message, saying she found it a privilege and honor to work for the City of Canal Fulton; she had never met a finer bunch of people in her life. She thanked Marge Loretto, the former, Shawn Kenney, Mayor John Grogan, the past and present City Council, Bob Szanto, Linda Zahirsky, and all the people she had grown to love and admired, including Fred Etheridge, Rochelle Rossi, and Mike McNeely – a thank you for two wonderful years.

Mr. Ed McCabe from the Ohio and Erie Canal Association, Dan Rice, the Ohio/Erie Corridor, and Mr. Bob Fonte, Stark Parks were in attendance, asked to come by Marge Loretto to answer technical questions.

Dan Rice thanked the Mayor and City Council for allowing him to speak this evening. He said. Canal Fulton is very important to the entire 110-mile Ohio and Erie Canal ways, the only place where you can hike the Towpath and ride a working Canal boat. So, for that reason and many other reasons, it is very important that we continue that in this national heritage project. He said they really need to address the long term maintenance of the canal and the feeder system. He said if they are going to work on one particular section of the canal, it won't have a great impact unless they look at the entire section because what happens upstream obviously comes downstream. Quite frankly, the work that they would do would probably be undone in a matter of six months to a year. So, during these six months, they have looked at the whole strategic focus of this and all the way to the Stark County line and also following the Nimisila feeder up to Summit County as well, as it comes out of Summit County. What they recommend is 1) the need to identify the land ownership that involves a survey all the way up the Nimisila feeder and all the way up the canal to the Summit County line. We need to define very clearly and nail down the details of who owns what prior to actually going out there with shovels and start dredging, filling and repairing; 2) they need to do some stabilization to the dry dock that is in extreme need of repair. He said they thought they had the funds lined up, but they are about \$18,000 to \$20,000 short. So, in the spirit of partnership, they are recommending that it be divided up in three ways. There is an existing grant application in partnership with Stark Parks and the Ohio and Erie Association is going to take care of most of this. In order to fill this \$20,000 gap, we are confident we can get the approval of the Ohio and Erie Association. They are going to get approximately \$6800 (those are Federal funds), \$6800 from Starks Parks, and if the City of Canal Fulton would be willing to help out with an additional \$6800 they would be set. He pointed out that this is Step One. Surveying the ownership and really laying out a strategic plan is Step One. He had Congressman Regula's key staff person here yesterday doing a tour that was shown the section of the canal and explained him what we needed to get done and made him aware that in the future (meaning FY2006 – next year's fiscal budget) that we would like to talk to them about that.

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The good news is that we are doing all the right steps now, and we need to get the surveying and planning done before we go in to Mr. Regula and the staff and explain to them that we have done our homework.

Mrs. Zahirsky said that they need to understand where the rest of the money is coming from because they had two grants. She said her understanding is he wants to shift this to make this a broader grant. Dan said that is right and that it is basically the existing grant that the City of Canal Fulton has from 2002, and they are basically restructuring that grant.

He said they are not going to replace the bridge; it will stay intact. They are not going to put the gates in, as were originally designed. They are going to improve the gates to make them more water-tight as they currently sit. They are going to spend the money on restoring the building's structural capability. It has a pretty bad situation, in that if we start losing some of the additional columns, the entire building could tumble down.

There are ownership issues as the Canal comes down from Lake Lucerne. He said when they started the project in 1996, their first priority was to get the Towpath open and they have been successful in accomplishing that. Now they want to do a more long range approach to the feeder system. He said a survey needs to be done.

He said the survey will identify property owners, property lines through the sections to be dredged.

Mr. Mouse asked to have something in writing concerning what this project will entail. Mr. Fonte said he would send Council a copy.

Mrs. Loretto said Canal Fulton was the original recipient of the grant. She said Dan Rice has agreed to be the fiscal agent for the City and the County has agreed to be the project manager.

Mr. Colaianni asked Mr. Fonte if there is anything Stark Parks is doing over this way other than the park renovation. Mr. Fonte said they are working with the Canal Fulton Heritage Society on a lease to place a full time staff person in the new building in Community Park this year and they will assist in operating the museum and the Canal boat. He said they will maintain an office here and work at having more regular hours for the museum. He said they are also producing a map that will cover the Canal Way project through all four counties.

Mr. Mouse asked what the time line was on this project and when they need an answer from Council. Mr. Fonte said the shift in the grant they would like to try to have within the next 45 days. The project would take as much as six months.

Further discussion about the surveying followed.

CITIZENS' COMMENTS ON AGENDA MATTERS.

None

REPORTS OF ADMINISTRATIVE OFFICERS.

Senior Citizens. Mrs. Cichon said there is a pile of mulch that has been sitting there since they took the bushes out, and Sherry Ringler would like to have that spread. After they took the tree down, the guy did not smooth the debris where the hole is, and Sherry would also like that cleaned up and the hole filled in.

She said they are going to Mackinaw Island, Michigan May 10, 11 and 12. There are still seats left for that.

Mama Mia is in Cleveland June 21.

Community Service Coordinator.

No Report.

Fire Chief.

Chief Bob Hill stated there were three fires. One, three doors up from the Chief's residence, was a pretty nasty one. Those people will be out of their home for a while. Had Jackson helping us out. The night after that, there was a fire on Beverly (room and contents/not too much damage). Clayton Hoppers place on Elmridge, his van burned up in the middle of the night. The fire was in the edging department. The firemen had to pull two 1¾ lines and drown it from all directions, using about 1000 gallons of water on this van. Chief Hill wants to compliment our police officers. On Beverly, Officer Swartz had a spot light right on the fire hydrant for the firemen. Regarding

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the van fire, it was in a fenced-in area and locked up. The police had the gate opened up before the firemen arrived. The van had all kinds of tanks in it that were burning up and exploding, and the Fire Department ended up making a training film due to the hazards.

Police Chief.

Chief McNeely said there was a meeting in Richfield last month regarding the concealed carry laws that is going into effect. He brought a sample of the sign the State is recommending that you can post on buildings that can be downloaded off the Internet (Ohio State Attorney General's website).

The Chief said last month they hosted the County Police Chief's meeting at the Let's Mango Tea Garden Restaurant, and they were fortunate to be the first group to use their new banquet facilities and recommended same. There was a good turnout. There were 21 chiefs, people from the Attorney General's office, VCI.

Discussion: Linda Zahirsky stated that she saw in Saturday's paper where Secretary Ridge said he was making funds available for Ohio for the cities to help in preparing for emergency preparedness. She asked Chief McNeely if any of that is available to us. The reply was that all of our funding to the county goes through the Stark County Emergency Preparedness Agency, and they in turn contact us if there is any available to us. The only thing that we received is each vehicle has suits now equipped in case of some type of contamination, and we would have to suit up beyond what we have had in the past.

Mr. Szanto addressed the concealed weapon law. He asked what rights does an employer have to post the signs that the Chief had just shown. The Chief said a business owner declares his business prohibited from "concealed carry" and post one of these signs at every entrance. He said if someone violates that law, it's criminal trespassing, a misdemeanor of the fourth degree violation.

Engineer.

Mr. Dorman said he is pleased to report that they have over 10 bidders actively working on the specs for the Northwest School water line. He said the bid opening for that is April 16, 2004. He said construction will begin soon on the Villas at Autumn Meadows 16. He said they are continuing to review with Schalmo Development a couple of projects in Discovery Park and on Redwing. He said the Milan Street sanitary sewer project was submitted for review to the E.P.A.

He said there will be a final inspection on the Villas at Autumn Meadows 10.

Finance Director Report.

Mr. Rodino passed out the February financial reports. Mrs. Zahirsky made a motion that Council has received the financial reports for the month of February 2004. Ms. Cihon seconded the motion. Roll: Yes - ALL

Discussion: Mrs. Loreto asked the Finance Director if there would be any problems coming up with another \$6800 in our unencumbered balance. Mike will take a look at it and will reply with a definite answer probably tomorrow.

Report of the Mayor.

Mayor Grogan and Mr. Colaianni attended the Enterprise Zone Tax Review Hearing and the following businesses in the area were all continued: Avalon Distributing, Hamilton Safe and Metaldyne.

The Mayor said he has a resignation. Mr. Etheridge has resigned from the Canal Fulton Board of Zoning Appeals. Mayor Grogan stated the Council's appreciation all of his work.

He said Mr. Jeffrey Doak, 1360 Brookview Ave., requested to take his place. Ms. Cihon made a motion to accept Mr. Doak on the Canal Fulton Board of Zoning Appeals. Mr. Colaianni seconded the motion. Roll: Yes - ALL

The Northwest Boys' Basketball, as everyone is aware, made it to the State. Mayor Grogan requests we issue them a Proclamation on behalf of the City, that we give it the Proclamation to the student athletes at the school, so we can give the school and the athletes one each. He requested that this be handed out at the school during the next meeting. Mrs. Zahirsky made a motion that we change the next Council meeting on the 20th of April to the Stinson Elementary Activity Center. Ms. Cihon seconded the motion. Roll: Yes - ALL

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Mayor Grogan also had a Proclamation for the VFW here in Canal Fulton (9795). Ms. Loretto and Mayor Grogan will be attending their Loyalty Day on April 15. Mayor Grogan read the Proclamation.

City Manager's Report.

Ms. Loretto stated the Centennial Village lights are lit and look great. Regarding the generator, the purchase orders are there. We are buying the generator direct from the manufacturer. There were three of them in there.

The Cherry Street project is ready to go out for bid, but she has not heard back from Regional Planning, who is the lead agent on this. They have targeted August 20, 2004 to be the completion date.

She said she had polled Council on the idea of giving sewer to the Lawrence Township Fire Department on Strausser. She said that will take a motion and vote, but does not need an ordinance.

Mr. Colaianni made a motion that Council gives approval for sanitary sewer to the Lawrence Township Strausser Street Fire Department. Mr. Szanto seconded the motion. Roll: Yes – ALL.

Mrs. Loretto said she also wanted to remind Council that the Financial Disclosure deadline is April 15, 2004, for those who have not sent them in yet. She said the fines have increased quite a bit.

She said Council also needs to consider tap in fees onto the Northwest School water line.

Mr. Szanto made a motion that the City allows private tap-ins on the water line going out to the Northwest Schools as long as they are within the provisions of the City's contract with the School and follows the City's ordinance which requires agreement for possible annexation in the future. Mrs. Cihon seconded the motion.

Mr. Mouse said they should put a set number of taps and then review it later. As in fifteen. Mr. Kincaid said you can also stipulate a time period.

Mr. Szanto asked the City Engineer if there is a concern for the water supply. Mr. Dorman said he feels there is a definite advantage to put a lateral in, but a residential tap can be done at any time. He said the line will be owned by the contractor until he is done and the City has accepted it. He said the taps would have to be made after they have accepted the line or include it in the contract. He said he didn't know if there is a need for these taps immediately.

Mr. Szanto said he would be willing to change his motion.

Mr. Etheridge asked, since this water line will be in the Township, who will inspect the tapping of the main. Mrs. Loretto said if you have a water company, whoever owns that water company has the authority to inspect.

Mr. Kincaid said that unless the Township has enacted their version of an ordinance setting forth a procedure for laying utilities in these streets, those streets are available to the City. He said they do not have such an ordinance that he knows of.

Mr. Mouse said he would still rather see a set number.

Mr. Kincaid told Mr. Mouse that, unless the City can show that a particular number has a relationship to the capacity of the line, it is considered a rationing and could not be supported constitutionally. He said it needs to be put in a time frame.

Mr. Kincaid reminded Council about the time they wanted to put a moratorium on the City's water and they found out they could not put a moratorium on anything unless it has some reasonable basis in the capacity of the line or the plant.

Mr. Hatfield said 15 seems like a reasonable number, but since the City expanded the plant, they are just barely over one-half of the capacity of the plant. He said this will be \$15,000.00 or more that the City will have coming in.

Mr. Szanto stated that he would add to his original motion that the City will be required to perform an annual review as to usage versus capacity of the water line in January of each year. Mrs. Cihon seconded the motion.

Roll: Yes – ALL.

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Mrs. Loretto also said she had brought up before that Council needs to set the 3 and 8 inch amounts that they will charge. She said they will need to figure out what they want to charge, if anything.

Mrs. Zahirsky said at one of the Council committee meetings that question came up and even the committee couldn't begin to set that because they did not have a basis for making that decision. She said she felt this needed to be sent back to committee.

Mrs. Loretto said the City has been offered asphalt grindings from Jackson Township with the understanding that they would give them to the Northwest Athletic group. She said they would put it down.

Mrs. Zahirsky made a motion to accept the asphalt grindings from Jackson Township to be transferred over to the Northwest Youth Athletic group. Mrs. Cihon seconded the motion.

Roll: Yes – ALL.

Mrs. Loretto said Council needed to address Lake Vista's request to pay half for the storm sewer going in for that development. She said the estimate is around \$21,500.00. She said the old line runs through an existing piece of infrastructure causing an obstruction. She said the City Engineer said some of the joints are not very strong, so it will have to be addressed sometime in the future. Mrs. Loretto said the total amount is \$42,636.00. Council asked the City Engineer if the City is getting at least \$20,000 benefit. City Engineer said we have a line now that has been compromised by the construction of a sanitary sewer right through it, and they also discovered in looking at our line that it has defective joints and has been in there longer than 1942. The City will be getting a new line with more capacity and better drainage for that area of Locust Street, which will also take any overflow from Smail's Pond, should that occur. We have to re-lay 360 feet of line from Locust South towards the canal on Drake – going to re-lay a piece of the line in Drake. It also corrects a potential problem if that sanitary sewer would break, it would right into that storm sewer in the canal, so we are negating any future sanitary sewer overflows. Mrs. Loretto said there is 98 cubic yards of 8" asphalt that has to be replaced, in addition to the pipe.

Mrs. Loretto wants to know if Council wants to move ahead with this. If it is, Mrs. Loretto needs to do an ordinance on it. If not moving ahead with it, she needs to notify the developer that we're not going to do anything about it.

Mr. Dorman said it could be classified as a sewer separation project.

Mrs. Loretto asked for a motion to take it through the sanitary sewer fund because it is a sanitary sewer separation.

Mr. Dorman said the U.S.E.P.A. has funds in what they call S.S.O. – Sanitary Sewer Overflow program.

Mr. Szanto made a motion to approve the improvement project of this sanitary sewer line not to exceed \$21,000.00. Mrs. Zahirsky seconded the motion. Roll: Yes – ALL.

Mrs. Loretto told Council that the Ohio Historic Preservation Office was in today and did a Certified Local Government evaluation. She said the City passed with flying colors. She said Mrs. Rossi was in attendance and Sherry Reiter had done a great job with this.

Parks.

No Report.

Law Director.

Mr. Kincaid said he would like Council to know that when the Concealed Carry law goes into effect they need to post every building with language like the poster Chief McNeely showed. He said the law only talks about buildings, not about parks or other City property. He said the parks have always had prohibition against firearms, air rifles, missiles, and cross bows. He said that is on the books. He said the problem is that if they list what the exceptions are to the Concealed Carry law and only say buildings, how that will be interpreted. He said they should leave the park ordinance alone.

Public Hearing.

The Mayor said there is a public hearing scheduled at 8:00 on Ordinance 9-04 in case anyone wants to speak on these issues. Fred Etheridge: It's altogether fitting the Proclamation we are in concerning the soldier boys that are dying at this very moment as we sit there and have this

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meeting, in defense of our freedom. This is a pretty straight-forward re-zoning. It used to be two separate tracks of land that we own. The tract to the West, which borders DiStefano was zoned B-1. The tract we own to the East is zoned B-2, but joins the bank and other B-2 zoned properties. We have consolidated this into one parcel of land and it exists as one fee. So, we have a parcel with the West half B-1 and the East half B-2, and they would like to have the entire parcel B-2, and that would require the rezoning of this B-1 parcel to B-2. The map will show that B-1 on the West, then B-2 on the East. The economic impact of changing it will allow you to do a good many more things. It allows you to do everything that you could do in a B-1 zone plus some additional business use. The two lots are both vacant. Etheridge would like to enter into a design/built situation with the client to develop that property.

Mayor asks if anyone present that wishes to speak against the matter at this time. There were none.

End of Public Hearing.

THIRD READINGS:

Ordinance 9-04: An Ordinance Amending the Zoning Map for Changing 0.5783 Acres in Lot 1073 from Zone B-1 to Zone B-2.

Mrs. Zahirsky made a motion to pass Ordinance 9-04.

Ms. Cihon seconds the motion. Roll: 4 – Yes. Mr. Mouse voted No.

SECOND READINGS:

Resolution 4-04: A Resolution Entering into a Contract with CTI Environmental, Inc. for Engineering Services for Preparation of a Computer Hydraulic Model of the City's Water Distribution System.

FIRST READINGS:

Mr. Kincaid said Mr. Rodino had materials to pass out to Council regarding Ordinance 10-04. Mr. Rodino said he was passing out copies of the Fiscal Officer Certificate.

Ordinance 10-04: An Ordinance Providing for the Issuance and Sale of Not to Exceed \$1,000,000 of Notes, in Anticipation of the Issuance of Bonds, to Pay Costs of Improving the City's Waterworks System by Constructing Water Mains, Together with the Necessary Appurtenances Thereto and Any Real Estate or Interests Therein Required Therefore, and Declaring Emergency.

Mr. Kincaid said it is setup as an emergency because the bid opening on this water line is April 16, 2004, so he is requesting a suspension of the rules.

Mrs. Cihon made a motion to suspend the rules to suspend the rules on Ordinance 10-4. Mrs. Zahirsky seconded the motion.

Mr. Mouse asked what this will do to the City's debt and what is Canal Fulton's bond rating. Mr. Rodino said they are not anticipating more than \$1,000,000.00 for this note. He said the bond will be in the exact same amount.

Roll: Yes – ALL.

Mrs. Zahirsky then made a motion to pass Ordinance 10-04 under suspension. Mrs. Cihon seconded the motion. Roll: Yes – ALL.

PURCHASE ORDERS & BILLS:

P.O. #3855 in the amount of \$4,531.00 to the Treasurer of the State of Ohio for Ohio EPA Review Fees.

Mrs. Cihon made a motion to accept P.O. #3855 in the amount of \$4,531.00. Mr. Colaianni seconded the motion. Roll: Yes – ALL.

P.O. #3869 in the amount of \$13,297.00 to Valley Ford Truck Sales, Inc., for a Pick-up Truck.

Mrs. Cihon made a motion to accept P.O. #3859 in the amount of \$13,297.00. Mrs. Zahirsky seconded the motion. Roll: Yes – ALL.

P.O. #3860 in the amount of \$9,817.00 to McDonald Equipment Co., for a 1 Katolight Continuous Standby Power Generator.

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Mrs. Cihon made a motion to accept P.O. #3860 in the amount of \$9,817.00. Mrs. Zahirsky seconded the motion. Roll: Yes – ALL.

P.O. #3861 in the amount of \$5,600.00 to Canal Fulton Electrical Supply for relocation of generator to City Hall and wire lighting circuits only.

Mrs. Cihon made a motion to accept P.O.3861 in the amount of \$5,600.00. Mr. Colaianni seconded the motion.

Mr. Mouse said he has asked for this before and has continued to ask for it. He said when Council gets the purchase orders, he wants to see what the contractor is going to do, the number of hours it will take, and the elements involved.

Roll: Yes – ALL.

P.O. #3862 in the amount of \$4,800.00 to Canal Fulton Electrical Supply for installation of generator at the west side fire station.

Mrs. Zahirsky made a motion to accept P.O. #3862 in the amount of \$4,800.00. Mrs. Cihon seconded the motion.

Roll: Yes – ALL.

P.O. #3894 in the amount of \$7,350.00 to D & G Uniforms, Inc., for EMS coats.

Mrs. Cihon made a motion to accept P.O. #3894 in the amount of \$7,350.00. Mr. Colaianni seconded the motion.

Mr. Colaianni asked Chief Hill for a breakdown. The Chief said they are department issued EMS coats. He said they are waterproof and windproof. He said one of the most important things is that they protect from the blood born passages. He said they are getting 35 coats.

Roll: Yes – ALL.

Bills:

Mr. Rodino stated that Council received the list of bills that were paid in the amount of \$100,536.05

Mrs. Zahirsky made a motion to acknowledge receipt of the bills in the amount of \$100,536.05. Mrs. Cihon seconded the motion. Roll: Yes – ALL.

NEW BUSINESS:

Mrs. Luther, Utility Billing Clerk, said there is a customer where the City has been unable to get an actual read at the apartment for two and one-half years. She said after many attempts, in January 2004 they were able to get an actual read. As a result of that read, the bill was \$913.83. She said they are disputing it because they say they have been paying the estimate in a timely manner and insist there is no way they could have used that amount of water. She said they have tried numerous times to get into that apartment. They left meter cards that were not returned. She said a letter was mailed back in November 2003 saying they would be disconnected. She said they also sent out a meter reader. She said the resident refused them entrance and would not read the meter. She said eventually they did get a meter reading. She said a remote meter that is not working will be repaired.

Mr. Szanto said the meter had not been read for 32 months. He said if you look at the disputed gallons, which are 207,000. He said if you divide that by 34 it comes out to 6,400 gallons per month which is well within an average SFE.

Mrs. Luther said between the actual read and the next meter reading in March, which was about a seven-week period, they used 15,000 gallons, but they were estimated at 3,000 gallons per month.

The actual tenant was not present.

Mr. Kincaid said that, in absence of a broken meter or some indication that there has been a problem, the City cannot give any relief.

OLD BUSINESS:

Mrs. Zahirsky then addressed the police department's computer system. She said she had their network people look at the different incoming quotes, and then try to give her an assessment as to what is needed. If they were to go with four computers and one server, plus one black-and-white laser printer and one color printer, you are looking at around \$13,150.00 and that's without

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installation. Someone would still have to do the installation; she thinks Council had set aside \$10,000 to do this. We are going to have to appropriate some more money to do this system with just four computers. Mrs. Zahirsky stated she tried to find another way to get another quote on the monitors because the monitors were \$407 each for flat panel screens. If we look at this, adjusting for this flat panel, Linda was not sure exactly the price – somewhere under \$13,000. Linda stated that should give them a reasonable system that should last them a number of years. Mr. Colaianni stated Mr. Patris would be available to put the system together; but he is not the vendor. Mr. Patris indicated that in his labor costs of \$65 per hour, he estimated high in case he would run into problems. Mr. Patris' estimate was \$1,560 for the PCs and \$1,440 for the server - that was for eight PCs. Mr. Mouse asked how many hours. The estimate was 40 hours. There was a discussion as to if Council would put this out to bid, but decided that the trust and recommendations regarding Mr. Patris was great. Mr. Patris is quoting on the physical work, the installation of the PC, setting them all up, installing the software, transferring the data (whatever he's got on the existing server/nonserver) onto the new one, and making it run right. Mr. Patris would have to work around the police hours' time, during the day, as he would not have access to the building. Mr. Colaianni commented about Mr. Patris, saying he's done work for the City before, he's done work for other police department and other municipalities – two of which Mr. Colaianni called (Massillon and Doylestown) – and they highly recommended Mr. Patris; and, the Council has had work done by Mr. Patris before and were happy with his work. Mr. Szanto stated he was in favor of going ahead with it, and he's comfortable with Mr. Patris. He stated that Linda and Victor Colaianni have done a lot of research on this, and if we could make a compromise at four PCs and come down to a different monitor – a flat-screened monitor as opposed to a flat-panel monitor – a flat-screened being a CRT; it's still going to cost us \$13,000 to \$15,000. Mr. Szanto stated the reason he said four is that they have looked at a lot of communities, and they have as high as a 12:1 or better ratio sometimes officers to a computer. When we went through the contract negotiations, other police departments were always brought up as comparables to us (they get this and they get that); well, I'm taking the City's side – let's be comparable to other communities. He said there is nothing wrong with saving one or two of the old computers for word processing. When Mr. Szanto is saying, "four," he's saying one for the secretary, one for the Chief, and two for the officers – maybe alone-standing PCs. He thinks that would serve the purpose, and that if we come in \$15,000, he thinks we are doing well. He said that was the good news; the bad news is they will be in here in five years with the same thing. What drives these things are mandates, software upgrades – they'll be back in five years (through no fault of their own) requiring this all over again. He believes this is Council's obligation to provide as best as we can for that need.

Mr. Colaianni said they cannot currently process juvenile offenders or criminal histories because the software is in error because it is old. The upgrade does not fit on their current system to do criminal histories checks, which employees have to go to an adjacent police department currently. Plus, there are several liability issues to consider with the criminal histories. They just found that recently; they don't know how many they have run that might have been in error that they might have sent to the court system. Mr. Mouse commented on the laser printer that they are going to get a laser printer for a \$1000, and stated that they don't have to do up to a thousand on that. Mr. Szanto stated we need to have a consensus: are we or are we not going to support an expenditure of to \$15000 – not making the commitment on a dollar amount right now. We can beat this thing to death. There have been two sides of this represented by several members on Council. Victor and Linda have done a lot of work, but he thought we have all the information that Council needs and will get. Linda added that she was fortunate enough to have someone at BWXT that did a lot of work for us for nothing, when he could have charged us for his expertise too. She feels Council is going to have to go up to \$15,000. Loretto stated Council did start at \$20,000, so there is a compromise. Mr. Mouse asked if Council ever give an actual statement what the computers with the server need to be able to do? He said he sees a quote, but not what they want to accomplish with it. Mr. Szanto commented that the basic thing was they needed something with the capacity and speed to run most of their new software and to have some additional storage capacity. Mr. Mouse asked if there was a backup system and a method? Mr. Colaianni stated that the server, when they met with Mr. Patris, is set up three hard drives; one operates blindly, so if something goes down, you don't know anything happens plus it has to be backed up, and he can set it up to be backed up automatically on a daily basis. Linda stated there is \$433.38 set aside for a tape backup. Mr. Szanto gives Linda credit because when this thing first came to us at about a \$9,000 or \$10,000 figure, we could have gotten out from under it and it was a system that probably would not have worked right, and he remembered Linda saying that she was going to put the brakes on it this time – not because I don't want to spend \$9,000 or \$10,000, but because she was not sure that this was the right system to take us on into the future. And here we are talking \$5,000 or \$6,000 more, but he believes its as good as Council is going to get for that amount of money. Mayor Grogan commented there was an awful lot of research done on it, and Council agreed.

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Mrs. Zahirsky makes a motion that we authorize a purchase order for the two together not to exceed \$15,000. Ms. Cihon seconds the motion. Roll call: Yes - ALL

OTHER BUSINESS:

Mr. Szanto commented on a local newspaper that has a column in it called "Out in the Line," where people are permitted to call in anonymously and give information and opinions.. He stated that he had a problem, though, where somebody apparently called in and said that the City of Canal Fulton had a \$100,000 of the Police Department buried in the General Fund. It's incorrect. What makes Mr. Szanto angry about this is that, at best, it is an innocent mistake that somebody made. At worst, it's intentionally inflammatory. He said he is going to assume that the basis of that information was the Police 0.1% income tax that was put on that is supposed to generate \$100,000 to \$115,000 per year. For the record, that was voted on by the people of Canal Fulton. It was passed in the year 2003. The collection would not start (it was Payroll taxes; it was Income tax – a tenth of a percent) did not start until January of 2004. He said they have not yet collected that money, so if we have not yet collected, he certainly does not know Council put it in the General Fund and hide \$100,000. Mr. Szanto faults that person and that newspaper for allowing that kind of yellow journalism – allowing people to go around and slander other people with no accountability. Loretto asked for one section for Dan to respond, just to correct it, not to test the people. And also, to Mike in the Financial Area, and we wrote a letter to the Editor and they have not responded. Mrs. Zahirsky stated it is against the law for us to bury that in the General Fund that Mr. Kincaid wouldn't allow it to happen, Mr. Rodino wouldn't let it to happen, Mrs. Loretto wouldn't allow it to happen, the State wouldn't allow it to happen. Sherry Reiter stated there were letters to the editor written by Dan Mayberry and Mike Rodino, which the newspaper has not printed.

Under other business, the Mayor talked about an article three or four days ago in *The Repository* (the City Manager looked into this), North Canton and Plain Township apparently exploring gas aggregation as an entity. He wasn't sure if Council wants to approach the Township as possibly doing it and buying aggregation. Loretto stated she thought that was true at one time. We were going to go, and Loretto was going to be presenting this to Council, she will question them and see if they are interested in combining with us.

CITIZENS COMMENTS:

Mrs. Rossi made a comment about Sherry Reiter's leaving her position as Clerk of City Council, saying it has been a real privilege to have had her at City Hall these past two years, and they wished her the best of luck. Sherry thanked them.

John Hatfield wanted to thank the 48 people that showed up for the Canal, the park and around the museum cleanup. They cleaned up the canal from on the other side of the VFW, the Lock 4, and we took out about every kind of trash and everything you could find (cans, bottle, papers, paper plates, tires, rims, bicycle parts and about anything else). They also trimmed some of the brush and stuff that was leaning over into the canal and also where it protruded back onto the towpath. And, if you notice, you go into the canal it looks a lot better down that side. We had actually 210 or more hours on this; we worked 3 ½ hours down there, plus setup. Courtesy Chevrolet provides pops and stuff for us at the end. We had plenty of pizza and plenty of pop. We had a really good day. People had a lot fun. We had people from very young to very old; they all seemed to enjoy it. They really enjoyed getting into those canoes and that paddleboat and running up-and-down that canal. They did a good job, and they were really a good group of people working. The Canal Boat Restaurant provided the pizza and stuff, so those two and most of the other people downtown were also involved with racks and shovels and everything. Everybody worked hard. They raked around the tennis court, which was the worst job there; they volunteered to loosen that stuff up and rake it out – everyone did a lot of hard work. Support your downtown; they're supporting you; they put in 210 hours.

Mayor Grogan thanked Mr. Hatfield and his group of workers on behalf of the City.

REPORT OF COUNCIL PRESIDENT:

Mrs. Zahirsky would like to call a meeting of the Public Service Committee. The main purpose of the meeting is to discuss the sidewalks and what they are doing with that. If they also want to discuss this issue with the meter for the school system, if they want to put two things on the agenda for that, they would. The date set for this Public Service Committee meeting was scheduled for April 27, 2004 at 6:30 PM regarding sidewalks and meters for the schools.

Mrs. Zahirsky made a motion that Public Service Committee meet on April 27, 2004 at 6:30 PM. It was seconded by Cihon. Roll call: Yes – ALL

CITY OF CANAL FULTON

April 6, 2004

Mrs. Loretto wanted to go on record thanking Sherry Reiter and telling all about how much she enjoyed working with her and telling Pat (the incoming Clerk of Council) that Sherry is a "hard act to follow," although she thinks Pat is going to do a great job. She stated Sherry has been just a pleasure to work with. Sherry thanks all, reiterating her appreciation and love for all – that she'll miss everyone.

Motion to adjourn the regular portion of the meeting to go into Executive Session. The purpose of the Executive Session is to discuss pending litigation and personnel hiring matter. We would like Council Members, City Manager and the Mayor to attend a portion of the meeting the Law Director, and for another portion of the meeting Patricia Schauwecker. Will we expect to have legislative action as a result of any of that discussion this evening? A decision may well be made as a result of Executive Session this evening after we reconvene.

Seconded Cihon. Roll Call: Yes – ALL

Mayor: We are back in regular session at 10:18 PM.

Zahirsky made a motion that we go back into regular session, as nothing was decided in Executive Session, etc. Cihon seconded. Roll call: Yes - All

Zahirsky made a motion to hire Patricia Schauwecker as our Clerk of Council based upon the salary ordinance. Cihon seconded.

Discussion: Mouse – prior to any jobs being posted that Council be consulted and an entry salary be established, rather than the top salary, and a probationary period established along with it. Zahirsky suggested we use a range from the bottom of where the range is of whatever the classification is up to where that person is currently, and that is what Marge Loretto will do from now on. Marge Loretto: That would be just for the exempt people.

Roll Call: Yes – 4 Mouse abstains because he did not sit on the interview process.

Loretto: She told the Mayor that Hyra Hargrove came over to tell us that shortly they would be selling their Township Hall, and then informed us that we have 12 feet that we are sitting on their property. **Johnson** and Loretto went out and it looks more like 19 feet, so she said he didn't say what's going to happen. Mouse: Do we want to consider at some time that building for parking for downtown or some other use. Loretto: The upstairs is condemned. Szanto: It may well be cost prohibitive to repair, to make it functional. Mouse: We need to think it as property rather than after the fact (i.e., the old car dealership).

REPORT OF STANDING COMMITTEES:

Marge makes a motion to adjourn. Rest of tape blank.

The meeting was adjourned.

Sharon Reiter, Clerk of Council

John Grogan, Mayor