

CITY OF CANAL FULTON

June 16, 2009

COUNCIL MEETING

Mayor Grogan called the June 16, 2009 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Diane Downing, James Deans, Danny Losch, Linda Zahirsky and Matthew Moellendick.

Mrs. Zahirsky moved to excuse Mrs. Cihon, seconded by Mrs. Downing.
ROLL: Yes, ALL.

Others Present: Scott Fellmeth, Law Director; Mark Cozy, City Manager; Tammy Marthey, Clerk of Council; Scott Svab, Finance Director; Dave Frisone, Police Chief; Ed Harbaugh, Fire Department Lieutenant; Daniel Mayberry, Service Director; Chell Rossi, Resident; Amy Knapp, Independent and Joan Porter, Repository.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky moved to approve the record of proceedings for May 19, 2009, seconded by many. **ROLL: Yes, ALL.**

Mrs. Zahirsky moved to approve the record of proceedings for June 2, 2009, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

REPORTS OF STANDING COMMITTEES

Safety Committee Meeting: Mr. Losch reported he is recommending meeting with property owners regarding primitive hunting. They talked about amending junk and junk cars and unlicensed. They want to move forward with this ordinance and repeal anything that conflicts, which will be Ordinances 20-09 and 21-09.

Mrs. Zahirsky stated Scott Peters from ODNR was present at the meeting and explained the rationality behind while communities are going with hunting inside city limits.

Mr. Losch stated he would like to have another safety committee meeting before the next meeting and to invite residents to this meeting to discuss the primitive hunting.

Mrs. Zahirsky moved to have a Safety Committee meeting on July 7, 2009 at 6:30 pm to discuss the primitive hunting with land owners and any other business as necessary, seconded by Mr. Deans. **ROLL: Yes, ALL.**

CITIZENS' COMMENTS – AGENDA MATTERS - None

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon) - Not Present

COMMUNITY SERVICE COORDINATOR - Written

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FIRE CHIEF (Ed Harbaugh, Lieutenant) - No report.

POLICE DEPARTMENT (Dave Frisone, Police Chief)

Monthly Report: Chief Frisone stated there were 412 calls for the month of May.

Grants: Chief Frisone stated the department has received a grant in the amount of \$5,890.00 from the Attorney General's office to perform special drug abuse prevention to juveniles. This is in addition to the education the students receive through the D.A.R.E. program. The department has until the end of May 2010 to utilize the funds. The Canal Fulton Police Department was one of three departments in Stark County that received funds. Chief Frisone stated there were probably over 80 departments that made application for to receive these funds.

Questions on Monthly Report: Mayor Grogan asked about the alarm drops and if they are the same business. Chief Frisone stated this is something Mrs. Weitzel monitors and it hasn't been excessive by one business.

Mayor Grogan asked about the seatbelt violations. Chief Frisone stated there was an increase in violations due to the click it or ticket campaign.

ENGINEER/STREETS/PUBLIC UTILITIES (Dan Mayberry/William Dorman): -

Mr. Mayberry reported the street department has been working on repairing catch basins. The repaving of St. Rte. 93 will begin in July some time after Olde Canal Days.

Mr. Mayberry reported that a resident along Erie Street has connected to the waterline. This is the waterline that was run to the school.

FINANCE DIRECTOR (Scott Svab)

May Financial Statement: Mr. Svab stated the May Financial Report is included in the packet.

Purchase Orders: Mr. Svab stated he has added an additional purchase order for approval.

EMS Revenues: Mr. Svab stated they have collected \$8,000 from Lawrence Township per the agreement. To date, the City has collected \$49,558. The increase in collections is due to better billing process and a small increase in rates, as well as the monies from the township.

Voice Motion: Financial Statement: Mrs. Zahirsky moved that they are in receipt of the May 2009 Financial Statement, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

CITY MANAGER (Mark Cozy)

Stimulus Funds: Mr. Cozy reported the city will receive a federal economic stimulus grant through the Ohio Environmental Protection Agency to pay for a sewer project on Locust Street. It will be half a grant

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and half a loan to the city. He is uncertain when the funds will be released.

Canalway Center Report: Mr. Cozy distributed the Canalway Center report for the month of May. Ridership for the boat has increased compared to last season. Attendance for the Center also increased compared to last May.

Billboard: Mr. Cozy distributed drawing of the billboard.

Mrs. Zahirsky asked if there is still time to change color of lettering. The yellow is hard to read. Mr. Cozy stated it is repeat drivers that see it.

Emergency Operation Plan: Mr. Cozy reported the department heads were given a copy of the city's Emergency Operation Plan.

He stated he would like input from council on the plan. Mrs. Zahirsky stated to make sure the Stark County Health Department is part of the plan, especially in cases of pandemic issues.

SCOG Meeting: Mr. Cozy stated is the County's plan is approved; the city will save approximately \$70,000 in dispatching costs. He stated the timeline to complete the project is approximately 18 months.

REPORT OF MAYOR (John Grogan) - No Report

PARKS & RECREATION BOARD (Fred Fleming) – Mr. Fleming stated Ordinance 23-09 is included in the packet. Some of the regulations for the parks have been updated.

LAW DIRECTOR (Scott Fellmeth) - No Report

THIRD READINGS – None

SECOND READINGS

Ordinance 20-09: An Ordinance Amending the Traffic Code of the Codified Ordinances of the City of Canal Fulton, Ohio in Order to Create Regulations Regarding Storage of Junk and Junk Vehicles Within the City and Adding Chapter 306 Entitled Storage of Junk and Junk Vehicles and Repealing Any Ordinances in Conflict Therewith. **STANDS AS SECOND READING**

Ordinance 21-09: An Ordinance Amending the Traffic Code of the Codified Ordinances of the City of Canal Fulton, Ohio in Order to Create Regulations Regarding Storage of Unlicensed Motor Vehicles Within the City and Adding Chapter 307 Entitled Storage of Unlicensed Motor Vehicles Prohibited. **STANDS AS SECOND READING**

FIRST READINGS

Resolution 15-09: A Resolution by the Council of the City of Canal Fulton, Ohio to Create a Fund to Purchase a Fire Truck and A Bonus Pool to Provide Compensation to Fire Personnel. **STANDS AS FIRST READING**

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Ordinance 22-09: An Ordinance of the City of Canal Fulton, Ohio Establishing Minimum Rates of Pay for the Fire Personnel Who Respond to Calls to the Fire Station. **STANDS AS FIRST READING**

Ordinance 23-09: An Ordinance Amending the Codified Ordinances of the Streets, Utilities and Public Services Code of the City of Canal Fulton, Ohio In Order to Amend Chapter 961 Regarding Park Rules and Regulations and Repealing Any Ordinances in Conflict Therewith. **STANDS AS FIRST READING**

Ordinance 24-09: An Ordinance Amending the Codified Ordinances of the Zoning Code of the City of Canal Fulton, Ohio to Amend Chapter 1146 Certificate of Occupancy and Amend Section 1146.04 Fire Inspection. **STANDS AS FIRST READING**

Ordinance 25-09: An Ordinance Amending Ordinance 13-09, Department of Police Services of the Codified Ordinances of Canal Fulton, Ohio to Create the Police Lieutenant and Adding Chapter 129.04 Entitled Police Lieutenant, to Include the Establishment of a Rate of Pay and Uniform & Longevity and to Be Compensated at the Reimbursed Rate for Additional Work Details that Are Reimbursable, and Declaring an Emergency.

Mr. Deans moved to suspend the rules on Ordinance 25-09, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

Mr. Moellendick moved for passage of Ordinance 25-09 under suspension, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

PURCHASE ORDERS & BILLS

P.O. 5686 to Ohio Department of Transportation for Share of Paving Rte. 93 in the Amount of \$65,192.00. Mrs. Zahirsky moved to approve P.O. 5686, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Let the record reflect the agenda had \$65,1092.00 for this purchase order, and the correct amount is \$65,192.00.

P.O. 5690 to Design Restoration and Construction for Refund of Escrow Deposit for Fire Restoration Work Completed in the Amount of \$14,000.00 Mrs. Zahirsky moved to approve P.O. 5690, seconded by Mr. Deans. **ROLL: Yes, ALL.**

It was explained that this purchase order was a deposit to be placed in escrow for fire damage that was done to a property on Poplar Street and once the work was complete to satisfaction, it was to be released back to the insurance company.

P.O. 5701 to Derek Reichard for 130 Lineal Ft. of Allen Block Retaining Wall System and Drain Tile System for Old School Park at Rt. 93 in the Amount of \$5,200. Mrs. Zahirsky moved for approval of P.O. 5701, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Mr. Fleming stated this is for the Old School Lot. Home Depot did a project in the park and painted the swing sets and some other work. There is a drop off by the alley and they can't get a safety zone in there. The only way to eliminate this is to build up that area.

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In addition to this work, he would also like to change the fencing at the park. They would like to change the direction of the basketball courts. The asphalt needs fixed. They are trying to improve this park.

The Park Board decided they don't have the portion to put up for a grant for the Puffenberger Property, so have decided to move forward with improving the Old School Lot.

Mayor Grogan asked if the Board could show Mayor and Council a schematic drawing of the proposed changes for the Old School Lot.

Mr. Fleming stated he had a design for the fence company.

Mr. Fleming gave an explanation of how they were going to lay out the basketball courts and how the asphalt can be corrected. It was stated to not take it out because of a foundation that is under the asphalt. If it is opened, it will cause water to get in and cause more problems.

Mayor Grogan asked about the Park Board's plan for the skate park and where it will be placed. Mr. Fleming stated it is part of the plan for the Puffenberger Property. Mr. Fleming stated the first thing that needs done is the engineering for the topography for the property. They just can't start building on it without that being done. There has been a lot of thought put into the property.

Mr. Fleming stated the next rounds for the grant is in February.

Mr. Fleming explained how they could cut in the driveway and how there had been discussions on putting the skate Park at the Puffenberger property.

Mayor Grogan asked if he could get updates and to provide some minutes of the meetings. Mr. Fleming indicated he should be getting a copy of all meetings.

Bills: \$86,005.87

Mr. Moellendick moved to accept the bills in the amount of \$86,005.87, seconded by Mr. Deans. **ROLL: Yes, ALL.**

OLD/NEW/OTHER BUSINESS -

Mr. Fleming stated he had the impression that he had been getting a copy of the minutes for at least two years.

REPORT OF PRESIDENT PRO TEMPORE (Nellie Cihon) – Not Present

REPORT OF SPECIAL COMMITTEES - None

CITIZENS COMMENTS-Open Discussion (Five-Minute Rule) -

Fred Fleming: Mr. Fleming indicated to the Mayor that he was under the impression that he had been getting a copy of the Park Board minutes for the past two years.

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ADJOURNMENT

Mayor Grogan adjourned the June 16, 2009 meeting. The next regular scheduled meeting is July 7, 2009 at 7:00 PM.

Tammy Marthey, Clerk of Council

John Grogan, Mayor