

CITY OF CANAL FULTON

November 4, 2009

COUNCIL MEETING

Mayor John Grogan called the November 4, 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, Nellie Cihon, Linda Zahirsky and Matthew Moellendick.

Others Present: Mark Cozy, City Manager; Scott Fellmeth, Law Director; Tammy Marthey, Clerk of Council; Scott Svab, Finance Director; Doug Swartz, Lieutenant; Glenn Boyd, Captain; Daniel Mayberry, Service Director; William Dorman, City Engineer; Ken Roberts, Rochelle Rossi, Janet Deans, Residents; Sue Reid, First Energy Solutions; Rita Gearhart, School Board Member; Amy Knapp, Independent; Joan Porter, Repository.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky moved to approve the record of proceedings for the October 20, 2009 meeting, seconded by Mrs. Cihon. **ROLL: Yes, Mr. Deans, Mr. Losch, Mrs. Cihon, Mrs. Zahirsky and Mr. Moellendick. Abstain, Mrs. Downing.**

VISITORS

Sue Reid, First Energy Solutions: Mrs. Reid stated the City had previously entered into a three year agreement, with a savings of 6% off the generation and transmission fees. First Energy Solutions is asking to extend the agreement until 2018. As part of this program, First Energy will be giving a community grant in the amount of \$100,000. The grant doesn't have any requirements. After the current contract expires and the new one would go into effect, it would remain the same unless there was another additional amount available. Commercial discount is 4%. All electric homes will receive a 4% discount and is also on a lower generation rate.

First Energy Solutions would like to distribute the grant monies this year.

This savings does not include the Cities large accounts, such as the water plant, wastewater plant, etc. Mrs. Reid will review accounts for a savings program.

Rita Gearhart, Northwest School Board: Mayor Grogan stated Mrs. Gearhart is present. She filled an unexpired term on the school board and was elected to fill the seat in the election. Mayor Grogan received an email from her regarding a Community Pride Day. The concept is to get the entire community together. This would include the City and Lawrence Township.

CITY OF CANAL FULTON

November 4, 2009

REPORTS OF STANDING COMMITTEES -

Safety Committee: Mr. Losch reported the Safety Committee met regarding the primitive hunting. He will be speaking with Mr. Fellmeth regarding the language for a Resolution. It will require a minimum of five acres to include primitive weapons only (archery only). It will be no firearms.

Finance Committee: Mrs. Zahirsky stated the Finance Committee met on October 26, 2009 and in addition to the committee members, the finance director, city manager, police lieutenant, fire chief and service director were present.

Mrs. Zahirsky stated the committee looked at different wish lists from the departments. They also spoke with the Lt. Swartz and Chief Green regarding the needs for their departments. Mr. Cozy had a draft projection sheet of administrative capital projects. Mr. Cozy stated he had a provision for the tornado sirens and wanted to know if he should omit it from our capital items. All said to remove it.

Mrs. Zahirsky moved to have a Finance Committee meeting on November 16, 2009 at 6:30 PM for the purpose of discussing the 2010 budget, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

CITIZENS' COMMENTS – AGENDA MATTERS - None

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon)

Christmas Bizarre: Mrs. Cihon reported the Christmas Bizarre will be held on November 7, 2009 from 9:00-3:00 PM.

Oglebay Trip: The Senior Center is sponsoring a trip to Oglebay on November 17. The Massillon Senior Center is also participating in this trip.

Swiss Steak Dinner: The Center will be having a Swiss Steak dinner on Saturday, December 5 from 4:00-6:30 PM. Reservations are required.

COMMUNITY SERVICE (John Murphy, Coordinator) - No Report.

FIRE CHIEF (Glenn Boyd, Captain)

Fire Prevention Week: Captain Boyd distributed a summary of the events they did for the school children for fire prevention week.

Halloween: Captain Boyd stated they handed out over 3,000 glow sticks on Halloween. It was well received by parents. They felt it made their children more visible.

CITY OF CANAL FULTON

November 4, 2009

POLICE DEPARTMENT (Doug Swartz, Lieutenant) –

Grant Update: Lt. Swartz stated the department is able to do additional work throughout the community. Officer Barabasch has been working with the schools on programs. All the officers are doing a great job. The drug enforcement program is going very well.

Neighborhood Watch Program: Officer Muntean is assisting residents on Pauli Street with a neighborhood watch program. He will meet with the neighbors monthly.

Halloween: Lt. Swartz stated the officers were divided into sections of town. An arrest was made. A vehicle was pulled over for speeding and had marijuana.

Police Blotter – Lt. Swartz stated the department would like to add the police blotter back to the website.

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

Lakewood Estates: Mr. Dorman stated the work continues on Lakewood Estate. .

High Street Sanitary Sewer: Mr. Dorman reported they are doing the final punch list.

Stimulus Loan: Mr. Dorman stated he is assisting with the stimulus loan process.

Zoning Map: Mr. Dorman is working with Mr. Belford on an updated zoning map.

Planning Commission – Mr. Dorman reported Mr. Scott Vandenburg submitted an application to remodel the properties on Walnut Street that were previously owned by Dennis Browne.

Mr. Losch asked about water pressure with the new waterline. Mr. Mayberry gave history on the property and how the waterlines were previously installed by the property owner. He stated a line now runs past the front of the property where he resides.

Street Striping: Mr. Mayberry reported the street striping on Locust Street will be completed this Friday

The manholes are not up to grade and the contractor has been notified this is unsatisfactory. The City is going to replace some of the manholes with new casting.

CITY OF CANAL FULTON

November 4, 2009

FINANCE DIRECTOR (Scott Svab) –

Bills: Mr. Svab stated the check list was distributed prior to the meeting. There aren't any purchase orders for this meeting.

Mrs. Zahirsky moved that they are in receipt of the bills in the amount of 62,405.07, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

CITY MANAGER (Mark Cozy)

Disaster Plan: Mr. Cozy stated the city is in the process of updating the disaster plan. Fire Chief has been instrumental in updates. It will be NIMS compliant. Ms. Marthey has been working on the plan the past week making all the updates and assisting in gathering the updates.

Community Plan Committee Meeting. The last community plan meeting will be held on November 9. The committee will be finalizing the plan and then it will be presented to council.

Electric Aggregation: Mr. Cozy stated If council wants to move forward with the extension of the contract to 2018, he would need a voice motion.

Mrs. Zahirsky stated she likes the idea of the extension and of the grant monies. She would like to see the monies used toward the Puffenberger property. She stated we have been paying for the land but we don't have anything in it yet.

Mr. Cozy stated the Park Board has requested \$16,000 and he had included this amount in his administrative capital budget.

Mr. Moellendick stated if someone finds a better rate they will have the opportunity to opt out.

Mayor Grogan stated he needed a roll call of answers: Mr. Moellendick, yes; Mrs. Zahirsky, yes; Mrs. Cihon, yes; Mr. Losch, yes; Mr. Deans, yes; and Mrs. Downing, yes.

Mr. Cozy stated they need a name for the park. Five acres needs to be named after the Puffenberger's. It was suggested to have the Park Board name the park.

REPORT OF MAYOR

Election: Mayor Grogan congratulated new incumbents and thanked Jim Deans and Diane Downing for their time as council members.

Park Board Nomination: Mayor Grogan stated he had previously spoken to Mr. Poling regarding serving on the Park Board. He stated he was going to make a recommendation at the last meeting to the board, but he didn't want to make it appear like there was going to be a boost to the campaign and that he was running on his own. He believes based upon the email he received from Mr. Poling and the discussions he has had with Mr. Poling, he is interested in public service and wanting to be part of one of the boards or commissions. He has a young family will certainly help.

CITY OF CANAL FULTON

November 4, 2009

Based on the above information, Mayor Grogan made a recommendation to Council to appoint Donnie Poling as a Park Board member for the City of Canal Fulton.

Mrs. Zahirsky moved to appoint Mr. Poling to the Park Board, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

Executive Session: Mayor Grogan stated he would like to have an Executive Session at end of meeting.

PARKS & RECREATION BOARD (Fred Fleming) - Not Present

LAW DIRECTOR (Scott Fellmeth) -

Brookview Estates: Law Director Fellmeth stated the real estate transaction for the Brookview Estates land donation has been completed.

THIRD READINGS - None

SECOND READINGS - None

FIRST READINGS

Resolution 28-09: A Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor.

Mrs. Zahirsky moved to suspend the rules on Resolution 28-09, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

Mrs. Zahirsky moved for passage of Resolution 28-09 under suspension, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Mr. Svab stated this is from the county auditor and they certify the millage on the bond.

Resolution 29-09: A Resolution by the Council of the City of Canal Fulton, Ohio to Adopt the Ohio Ethics Commission Restrictions on Nepotism.

STANDS AS FIRST READING

PURCHASE ORDERS & BILLS

No purchase orders

Bills: \$62,405.07 The motion to accept the bills was made under the Finance Director's section.

OLD/NEW/OTHER BUSINESS - None

REPORT OF PRESIDENT PRO TEMPORE (Mrs. Cihon) - None

REPORT OF SPECIAL COMMITTEES

CITY OF CANAL FULTON

November 4, 2009

Economic Development Committee: Mr. Deans moved to have an Economic Development Committee meeting on November 9, 2009 at 6:00 PM to discuss the brochure, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

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

EXECUTIVE SESSION

Be it hereby resolved by the Canal Fulton City Council that a motion was made by Mrs. Cihon to adjourn to executive session at 7:47 from the regular meeting as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of the appointment of a public employee or official; employment of a public employee or official; compensation of a public employee or official; and the purchase of real, personal, tangible or intangible property, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

A motion was made by Mr. Losch to return to public session at 8:50 PM, seconded by Mrs. Cihon.

As a result on the executive session, there was no action taken.

ADJOURNMENT

Tammy Marthey, Clerk of Council

John Grogan, Mayor