

**CITY OF CANAL FULTON
CITY COUNCIL MEETING AGENDA**

June 15, 2010

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS**

June 1, 2010

5. **REPORTS OF STANDING COMMITTEES**

6. **CITIZENS' COMMENTS – AGENDA MATTERS (Five Minutes per Individual – No Yield)**

7. **REPORTS OF ADMINISTRATIVE OFFICERS**

A. Senior Citizens

B. Community Service Coordinator

C. Fire Chief

Monthly Report

D. Police Chief

Monthly Report

E. Engineer/Streets/Public Utilities

F. Finance Director

May Financial Statement (Distributed at Meeting)

G. City Manager

H. Report of Mayor

Charter Review Commission-Final

Civil Service Appointment

Park Board Appointment

I. Parks & Recreation Board

J. Law Director

8. **THIRD READINGS**

Resolution 19-10: A Resolution By the Council of the City of Canal Fulton, Ohio To Enter Into An Agreement with the Board of Commissioners of Stark County, Ohio for a Community Development Block Grant for the High Street/Erie Avenue Plum Creek Culvert Replacement Project.

Resolution 20-10: A Resolution to Amend Resolution 1-10, Rules and Regulations for the Council of the City of Canal Fulton, Specifically

Rules 30, 31, 33 and Repealing All Prior Rules and Regulations Inconsistent Herewith.

Resolution 17-10: A Resolution By the Council of the City of Canal Fulton, Ohio to Adopt An EMS Policy. **TABLED**

9. **SECOND READINGS**

Resolution 22-10 A Resolution to Adopt the Solid Waste Management Plan for the Stark-Wayne-Tuscarawas Joint Solid Waste Management District.

Resolution 23-10: A Resolution By The Council of the City of Canal Fulton, Ohio To Enter Into A Lease With Bud Graham.

10. **FIRST READINGS**

Resolution 24-10: A Resolution By the Council of the City of Canal Fulton, Ohio Sustaining Diversity.

Resolution 25-10: A Resolution By the Council of the City of Canal Fulton, Ohio To Enter Into An Agreement With the Board of Commissioners of Stark County, Ohio for the High Street/Erie Avenue Roadway Improvements Phase I and Declaring an Emergency.

11. **PURCHASE ORDERS & BILLS**

P.O. 6096 to Ohio Public Works Commission for Sewer and Waterline Improvements in the Amount of \$108,557.54.

P.O. 6100 to Ohio Drilling Company for Rehabilitate Well and Well Pump for #6 in the Amount of \$15,000.00.

12. **BILLS: \$81,148.26**

13. **OLD/NEW/OTHER BUSINESS**

14. **REPORT OF PRESIDENT PRO TEMPORE**

15. **REPORT OF SPECIAL COMMITTEES**

16. **CITIZENS COMMENTS – Open Discussion (Five Minute Rule)**

17. **ADJOURNMENT**

RECORD OF PROCEEDINGS
CITY OF CANAL FULTON

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

June 1, 2010

Held

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COUNCIL MEETING

Mayor John Grogan called the June 1, 2010 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Danny Losch, Sue Mayberry, Matthew Moellendick, Nellie Cihon, Mr. Bagocius and Linda Zahirsky.

Absent: None

Others Present: Mark Cozy, City Manager; Tammy Marthey, Clerk of Council; Daniel Mayberry, Service Director; Ray Green, Fire Chief; Scott Svab, Finance Director; William Dorman, CTI Engineering; James Deans and David Cornelius, Residents; and Joan Porter, Repository.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky moved to adopt the record of proceedings as submitted, seconded by Mr. Moellendick. **ROLL: Mr. Losch, Mrs. Mayberry, Mr. Moellendick, Mr. Bagocius and Mrs. Zahirsky. Abstain, Mrs. Cihon.**

REPORTS OF STANDING COMMITTEES

Public Service Committee: Mr. Moellendick stated the committee met tonight and discussed the following.

Stark-Wayne-Tuscarawas Solid Waste District Plan: The committee discussed the plan and it is on the agenda as a First Reading.

Water Rate Increases: The committee voted to send it out of committee for Mr. Fellmeth and Mr. Svab to develop a \$3 flat rate increase for the debt service to be rolled back at the of the loan at the end of 2001 and a 4% volumetric increase.

Safety Committee: Mr. Bagocius moved to have a safety committee meeting to discuss the city's disaster plan and making a recommendation to bring out of committee and present to council as a whole on June 15, 2010 at 6:00 PM, seconded by Mr. Losch. **ROLL: Yes, ALL**

CITIZENS' COMMENTS – AGENDA MATTERS - None

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon)

Dance Class: The center will be hosting a line dancing class beginning on June 18 from 9:15 AM to 11:15 AM for six weeks. The class fee is \$6.00.

Swiss Steak Dinner: The center will be hosting a swiss steak dinner on June 25. The dinner is served from 4:00 PM – 6:30 PM.

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Bus Trip: There are still seats available for the New Orleans bus trip.

COMMUNITY SERVICE (John Murphy, Coordinator) - Written Report Included in Packet.

FIRE CHIEF (Ray Green, Chief)

Chief Green stated it has been fairly quiet the past two weeks.

Mrs. Zahirsky stated she would like to chief to review a study regarding joint fire district on the City of Orange website, which was in collaboration with the City of Pepper Pike.

POLICE DEPARTMENT- Annual Report Included in Packet.
Annual report

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

Wooster Street Storm Sewer: Mr. Dorman stated his office has been reviewing problems with storm water on Wooster Street and will present a report to council in the future.

High Street/Erie Avenue Roadway - Phase I: Mr. Dorman reported bids were opened on Friday, May 28, 2010. There were five bids received. The engineer's estimate for the project was \$585,000. The apparent low bid was in the amount of \$518,000.

Phase II of the project is ready to submit once the CDBG grant funds are released.

High Street Sanitary Sewer/Waterline: Mr. Losch asked about the problem a resident had with a tie in to the new sewer line.

Mr. Dorman illustrated on the board a sketch of the placement of the house with a drain going into a septic tank. CTI designed the sewer for the street. During the construction of the sewer, it is customary to open the septic tank stick a rod or level in to check the level of fluid in septic tank. This would give the fall from the house to the tank and if there is sufficient fall from the outlet, they can construct the lateral to the sewer. He stated when the inspector measured the depth in the septic tank, there was no way of knowing as they are just looking into a hole of septage, that when the depth was measured, it was higher than it should have been because the outlet to the septic tank was plugged. This caused the water in the tank to be higher that it really should have been.

Mr. Losch asked if the actual line in the road was set higher due to this and that it would have been set lower had it been determined that it was the correct elevation.

Mr. Dorman stated yes. As a result, the only solution they had since they couldn't go into the line at the point intended, was to go into the line down stream into a manhole.

Mr. Losch asked if this is common and if they see it often. Mr. Dorman stated no.

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Mr. Losch stated he wants to make sure the resident at the end of the line doesn't have any problems.

Mr. Dorman stated they shouldn't have any problems with the sanitary at this point and time. He stated the city was involved in the installation of the line. He understands that they have sufficient fall for it now with it going to the manhole. He stated the pipe from the septic tank is sealed all the way to the house.

Mr. Losch asked if there is any accountability on the surveying or engineering crew to help relieve the city of this. Mr. Dorman stated in his opinion of what was done was reasonable and customary in that situation and that unless they dug up the yard to find out it was plugged.

Walking Path: Mr. Mayberry reported visitors to Northwest Stark Senior Center will notice that the walking path has been resurfaced.

Water Well #6: Ohio Drilling is doing routine maintenance on water well #6. This well was drilled in 1969. Routine maintenance has been done over the years, and to date the well is doing good.

FINANCE DEPARTMENT (Scott Svab)

Purchase Orders and Bills: Mr. Svab stated the purchase orders and bills are included in the packet.

State Audit: Mr. Svab reported the audit is completed. The exit conference will be forthcoming. He reported there aren't any issues on our statements.

CITY MANAGER (Mark Cozy)

Voice Motion – J & D Mining, Inc. – High Street/Erie Avenue Roadway, Phase I: Mr. Cozy distributed an overview of the results from the bids and requested a voice motion to allow administration to award the bid to J & D Mining, Inc. This would allow them to have preconstruction meeting and prepare the contract paperwork.

There was a discussion to exactly where the project is located.

Mr. Svab asked how they would break this out for capital asset for the auditors. Mr. Dorman stated 50% of the project is on school side and Phase II is located in the City of Canal Fulton.

Mrs. Cihon moved to allow the City Manager to enter award the contract to J & D Mining, Inc., seconded by Zahirsky. **Roll: Yes, ALL.**

Floyd Brown Group-Downtown Revitalization: Mr. Cozy stated Dennis Mersky, Floyd Brown Group, suggested form a stakeholder committee. it is suggested to have two council persons, representative from the Chamber of Commerce, Heritage Society, businesses along the railway, Park Board member and Stark Parks.

Mr. Cozy stated there will be a meeting on June 14, 2010 at 5:30 PM.

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NW School Meeting: Mr. Cozy stated he attended a meeting at the schools and part of the discussion was the partnership with the YMCA. There is consideration that the YMCA may be willing to partner with the schools for some activity and possible construction at the Northwest Local Schools Campus. During the meeting, locations were put forward for a potential site in our community. The school campus being one site, the Varsity Athletic off Elmridge, or property at Cherton and Rt. 21. He stated he didn't want to speak out of turn, but he was wondering if the Puffenberger property be a site that people should consider. It has easy access and the population center is in that area.

Mr. Cozy asked members of council their opinion on if he should submit this idea.

Mayor Grogan stated they had previously worked with another group that was unable to get funding and the site by the Senior Center had been looked at, because it wasn't only accessible to the community and the children, but the seniors that attend the center. He stated in his opinion, he didn't think that area was out of the question for a YMCA. He stated there is quite a bit of property there and this would benefit the community.

Mrs. Cihon feels it is a good idea. Some of the seniors drive to Massillon to use the facilities.

Mrs. Mayberry stated we have \$1M involved in the land; we should at least look at the area. She feels it is a good idea.

Mr. Cozy stated they are working on a safe route to schools, so hopefully there will be sidewalks to that area.

Mr. Dorman stated he feels this is a great idea.

Mayor Grogan stated the consensus is for him to pursue.

LEASE OF LOT: Canal Fulton Glassworks would like to lease the lot on Cherry Street. A Resolution has been prepared. It would be for \$1 a year and Mr. Graham would maintain the property. It is for one year. If he can get approved, they can start on the lease. Mr. Graham would like to put signage on the property, which will need to go before Planning Commission.

Mr. Cozy stated this is the site of our first waterworks. It will be 100 years ago next year. They would like to put a marker up next year to mark the anniversary date of the water works.

REPORT OF MAYOR (John Grogan) -

Blue Angels: Mayor Grogan stated a citizen finished her tour of duty and sent two pictures to the city of the Blue Angels.

PARKS & RECREATION BOARD (Fred Fleming) – Not Present.

LAW DIRECTOR (Scott Fellmeth) – Not Present.

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THIRD READINGS

Ordinance 4-10: 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 925 Regarding Sewer Use Regulations and Repealing Any Ordinances In Conflict Therewith.

Mr. Moellendick moved to approve, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

Resolution 14-10: A Resolution to Amend Resolution 1-10, Rules and Regulations for the Council of the City of Canal Fulton, Specifically Rule #18, and Repealing All Prior Rules and Regulations Inconsistent Herewith. Mrs. Zahirsky moved for passage of Resolution 14-10, seconded by Mr. Moellendick. **Roll: Yes, Mrs. Cihon, Mr. Losch, Mr. Moellendick, and Mrs. Zahirsky. No, Mr. Bagocius and Mrs. Mayberry.**

Mr. Bagocius stated he will be voting no even though the law director had indicated this is a formality since it previously passed as a voice motion at a previous meeting. He stated he is hoping a no vote by some others would also allow a re-opening of this. He stated he has heard two reasons why this change is being made, one being that there are too many meetings and that some have threatened to resign because of the number of meetings from council.

He stated council loses \$40 for each council meeting they miss. He felt with this in mind, technically they should be able to attend 7 meetings a month for the amount they get monthly. He stated he isn't aware of anyone attending 7 meetings a month.

He stated the resignations issue and that he isn't going to embarrass anyone by asking who made these statements. He said there are at least six other candidates that ran in November who would be more than willing to take anyone's spot on this particular council.

He stated for those reasons, there are no good reasons to repeal the rule.

Mrs. Zahirsky stated he has heard what he wanted to hear but he didn't hear that this rule has never been followed since it has been in existence and if is not being followed they why do they continue to have it.

Mr. Bagocius stated the more important question is, should it be followed?

Mrs. Zahirsky stated no and this is due to him being new to council and he doesn't understand what perfunctory and what needs to go to committee.

Mrs. Mayberry stated she agrees with Mr. Bagocius in that one of the other reasons given was there was confusion to who is to prepare the draft ordinances. She asked who determines who does the ordinances.

Mrs. Zahirsky stated this isn't covered in this rule.

Mrs. Mayberry stated her other problem is it reads the president protempore will solely determine what legislation goes through committee for review or straight to council's agenda as a first reading. She stated she has only found one place in the charter where taking voting away from

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council and giving it to one member, Charter 3.06, Council Vacancies. Mrs. Mayberry feels she has lost a vote.

Mr. Moellendick stated a vote hasn't been lost because she is able to vote when it comes before the full council.

Resolution 15-10: A Resolution By the Council of the City of Canal Fulton, Ohio to Enter Into An Agreement with CTI Engineers, Inc. to Provide Professional Engineering Services for the High Street/Erie Avenue Roadway Improvements – Phase I. Mrs. Cihon moved for passage of Resolution 15-10, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

Resolution 16-10: A Resolution By the Council of the City of Canal Fulton to Enter Into An Amended Agreement with Wenger Excavating, Inc. to Enter Into A Contract Change Order for the Marshallville Street Sanitary Sewer Extension. Mr. Moellendick moved for passage of Resolution 16-10, seconded by Mrs. Cihon. **ROLL:** Mrs. Cihon, Mr. Losch, Mr. Moellendick, Mrs. Mayberry and Mrs. Zahirsky. Abstain: Mr. Bagocius.

Mr. Cozy stated they will not be installing all the laterals and there may be a reduction in the actual expense.

Resolution 17-10: A Resolution By the Council of the City of Canal Fulton, Ohio to Adopt An EMS Policy. **TABLED**

Mr. Zahirsky moved for adoption of Resolution 17-10, seconded by Mr. Losch. **ROLL:** See below

Regarding the billing for Lawrence Township, Mr. Cozy will review joint fire department agreement.

Mr. Svab stated we are following up on collections. Ohio Billing has the accounts receivables for the soft billing hanging on their books. This will allow the city to send collections if necessary to an attorney.

There was discussion on how the wording should be for Lawrence Township residents.

Mrs. Zahirsky moved to withdraw her motion.

Mr. Bagocius moved to table, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Mrs. Zahirsky stated she hopes it is only tabled one meeting to clarify the wording for Lawrence Township residents.

Resolution 18-10: A Resolution By the Council of the City of Canal Fulton, Ohio to Permit the Finance Director to Hold Other Public Office.

Mr. Moellendick moved to adopt Resolution 18-10, seconded by Mrs. Cihon. **ROLL: Yes, Mr. Losch, Mrs. Cihon, Mr. Moellendick and Mrs. Zahirsky. No, Mr. Bagocius and Mrs. Mayberry.**

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Mr. Bagocius stated he would like to make a motion to amend the Resolution.

Mayor Grogan stated there was a motion and a second and they are in the discussion phase of the motion to approve and they can't amend it while they have the motion on the table.

Mayor Grogan stated he could make a motion to amend it after. Mr. Bagocius asked for clarification if he meant after the vote. Mayor Grogan stated at this time, he didn't think he could even make a motion to amend it since the motion has been put forth to adopt it, and seconded.

Mr. Bagocius stated he felt you could amend a motion. He stated you can't amend something that's not already a motion.

Mayor Grogan stated he didn't think he could.

Mr. Cozy stated Mr. Bagocius is asking if he can make a motion to amend the motion. He stated the motion is to approve the legislation presented.

Mayor Grogan stated it was seconded and now there is a motion after the second of the approval motion.

Mrs. Cihon asked why he wanted the amendment.

Mr. Bagocius stated he would like to be part of the resolution. The following words would be added to the last sentence, Under the following two conditions: 1) The City Manager establish a 40 hour week schedule for the Finance Director for his services for Canal Fulton; and 2) The Finance Director will recuse himself assisting the City of New Franklin on any contract discussions between Canal Fulton and New Franklin.

He felt these words need included is it concerns him that New Franklin is asking for established hours on Wednesday and Friday afternoons for a part-time position, but his full-time position has no established hours. He also stated since this is his full-time employment that New Franklin needs to know ahead of time that should there be any contract negotiations between the two entities, that he would recuse himself from the New Franklin discussions.

Mayor Grogan stated the legislation was drafted by our Law Director and asked if Mr. Bagocius submitted this language change to the him for review.

Mr. Bagocius stated no, so the Mayor submitted that unless the Law Director has had the opportunity to look at what he put forth as an amendment, they still have a motion and a second on Resolution 18-10.

He doesn't know if it's appropriate to put language in without it going through the Law Director since it was already drafted by him.

Mrs. Zahirsky suggested they bring this before the Personnel and Rules Committee and they will have Mr. Cozy attend. It was stated by several members that Mr. Svab works a lot more than 40 hours. She stated if the hours are a concern, they can bring it to the committee and get a consensus that way, as far as hours. The Law Director had previously

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discussed the issue regarding him recusing himself of any potential conflicts.

Mrs. Mayberry stated the Finance Director is appointed by the Mayor and subject to approval by a motion of council by a majority vote. She stated council is not to get into the day-to-day administration of city affairs. She said, though, the charter does give council the power by ordinance or resolution to establish or authorize the establishment of the rate of compensation, hours of work and provide such other fringe benefits and conditions of employment as deemed proper by council.

She asked how they could deem something proper if they all don't know is going on with one of their employees. Mr. Bagocius and she was the only members of council who did not know about this new employment arrangement of the finance director. She stated she doesn't have a problem with him having outside employment. She stated it was April 1st when he began employment and they are now at June 1st. She said they didn't know about it and now they are asking and they are the ones that are holding this up because they don't know what to deem proper because they didn't know what was going on until after the fact.

A couple members stated this is the third reading, so they knew about it before tonight.

Mr. Svab stated he didn't think he should bring it up to all of council. He stated he talked to the Mayor, City Manger and Personnel/Rules chairperson to say there was a possibility he may get hired. He didn't think it would be right to go to council and make it public that he was going to solicit this position. He didn't know he was going to be selected.

Mrs. Mayberry stated it would have been the proper thing to do.

Mr. Svab stated it would have been embarrassing to tell about the job and then not get it. Mr. Svab stated he thinks it is strange that Mr. Bagocius brings up the fact that he is worried or has concerns about his ability to work with New Franklin if there is discussions about water and giving them privy information or his knowledge of finances to serve Canal Fulton more so than New Franklin when at the same time when they enter into discussions with JEDD agreements with Lawrence Township, he is more than willing and "to let's all be open and on the table" and have the city fund an attorney to come in and pay those fees to educate Lawrence Township, but at the same time, if they enter into negotiations with Franklin, he wants to turn the tables and say something opposite.

Mrs. Cihon read from the previous minutes what the Law Director had stated about the finance director dealing with conflict at New Franklin from the previous meeting minutes.

Mr. Svab stated if Mr. Bagocius is worried about the hours, he punches a time clock even though he is salaried. He stated as of year to date, he has worked over 52 hours for free and over 100 hours last year. He stated he doesn't get comp time. He stated his hours are irregular. He stated he lives close and sometimes in the evenings he will come in and is well spent because he doesn't have interruptions. He stated anyone that has done bookwork realizes that quiet time allows more productivity. He likes the privilege of coming in after hours and being able to do things without the interruptions.

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Mrs. Cihon stated Mr. Svab is one of the commissioners for the Senior Center and asked if Mr. Bagocius was also going to have an objection. It is a volunteer position.

Mr. Bagocius addressed the Mayor and stated he wanted to make it very, very clear to everyone, that this is not a personal issue. He stated no where does he use the word Scott, it is finance director, it is a position, they are talking about a position, and they are not talking about personalities. He feels it is good prudent and good management for anyone who is hired to have established hours. He asked if there are people working here without established hours and have different work hours or is everyone expected to be here at set times.

Mayor Grogan stated they have salaried and hourly employees. They know he is salaried like Mr. Cozy. He is salaried and unless the city manager states that he is not seeing that he is putting in the hours that he should be or issues with his work ethics, they have a motion on the floor for this legislation. He stated unless one of the members that put the motion out there wants to consider the amendment or tabling it, they are in the discussion phase and they are about to move out for the voting portion.

Mrs. Mayberry stated Mrs. Cihon indicated what the Law Director said last meeting about how we should wait to see if any conflict of interest does occur rather than to create a policy based on hypothetical and also said it would be ludicrous to set up a policy before we have a conflict. She asked why then on December 2, 2009, one month after the November election was a nepotism policy passed in preparation for her taking her council seat and why was she also refused the request to sit on the Personnel and Rules Committee because of potential conflict?

Mayor Grogan asked Mrs. Mayberry if she was assuming that there was a piece of legislation put forth because of her.

Mrs. Mayberry indicated yes because it was the way it read in the newspaper.

Mrs. Cihon stated they weren't responsible for what was published in the newspaper. She stated they write what they want they write. She stated she has met reporters before and you can give a reporter word for word what you want and it doesn't appear like that.

Mayor Grogan stated he wouldn't make those assumptions of those leaps. He stated unless there is something that she saw that was in the minutes that reflected that the piece of legislation was directed towards her or anybody in particular, then that is an assumption.

SECOND READINGS

Resolution 19-10: A Resolution By the Council of the City of Canal Fulton, Ohio To Enter Into An Agreement with the Board of Commissioners of Stark County, Ohio for a Community Development Block Grant for the High Street/Erie Avenue Plum Creek Culvert Replacement Project.

STANDS AS SECOND

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Resolution 20-10: A Resolution to Amend Resolution 1-10, Rules and Regulations for the Council of the City of Canal Fulton, Specifically Rules 30, 31, 33 and Repealing All Prior Rules and Regulations Inconsistent Herewith.

STANDS AS SECOND

FIRST READINGS

Resolution 22-10: A Resolution to Adopt the Solid Waste Management Plan for the Stark-Wayne-Tuscarawas-Wayne Joint Solid Waste Management District.

STANDS AS FIRST READING

(Clerk's Note) – Resolution 23-10 read at end of meeting.

PURCHASE ORDERS & BILLS

P.O. 6085 to the Bank of New York for interest on Water Treatment Plan, Water Plant Extension and Downtown Improvement Bonds in the Amount of \$7,470.00.

Mr. Moellendick moved to approve, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

P.O. 6086 to American Legal Publishing Company for Codified Ordinance Supplements in the Amount of \$3,823.00.

Mrs. Cihon moved to approve, seconded by Mr. Losch. **ROLL: Yes, ALL.**

P.O. 6087 to Baker Vehicle Systems Inc. for Excel Hustler Super Z Mower in the Amount of \$11,390.00.

Mr. Moellendick moved to approve, P.O. 6087, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

This replaces ten year old mower.

Bills: \$147,699.60 Mrs. Cihon moved to accept the bills, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Mrs. Mayberry stated she would like to abstain from check #040448.

Mr. Bagocius asked about check 040429 to Canal Fulton Glassworks. It was stated this is reimbursement for an advertisement.

OLD/NEW/OTHER BUSINESS

Personnel/Rules Committee Meeting: Mrs. Zahirsky moved to have a Personnel/Rules Committee meeting on Tuesday, July 6 at 6:30 PM for the purpose of discussing the hours for the Finance Director, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

REPORT OF PRESIDENT PRO TEMPORE (Linda Zahirsky)

Mrs. Zahirsky stated she has a letter asking council about a resolution for Committed to Diversity. It was decided to put on next meeting agenda and not send to a committee.

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REPORT OF SPECIAL COMMITTEES - None

CITIZENS COMMENTS-Open Discussion (Five-Minute Rule)

James Deans: Mr. Deans stated he attended the meeting regarding the YMCA. He stated the city will have some opposition with the schools regarding the location.

FIRST READING

Resolution 23-10: A Resolution by the Council of the City of Canal Fulton, Ohio to Enter Into a Lease With Bud Graham.

STANDS AS FIRST READING

ADJOURNMENT

Mayor John Grogan adjourned the June 1 2010 meeting. The next regular scheduled meeting is June 15, 2010 at Canal Fulton City Hall, Council Chambers.

Tammy Marthey, Clerk of Council John Grogan, Mayor

Canal Fulton Fire Department

Incident Type Report (Summary)

Alarm Date Between {05/01/2010} And {05/31/2010}

Incident Type	Count	Pct of Incidents	Total Est Loss	Pct of Losses
1 Fire				
1131 Oven Fire	1	2.00%	\$0	0.00%
143 Grass fire	1	2.00%	\$0	0.00%
	2	4.00%	\$0	0.00%
3 Rescue & Emergency Medical Service Incident				
311 Medical assist, assist EMS crew	1	2.00%	\$0	0.00%
3211 EMS call	25	50.00%	\$0	0.00%
322 Motor vehicle accident with injuries	3	6.00%	\$0	0.00%
	29	58.00%	\$0	0.00%
4 Hazardous Condition (No Fire)				
4121 Odor of Natural Gas	1	2.00%	\$0	0.00%
445 Arcing, shorted electrical equipment	1	2.00%	\$0	0.00%
	2	4.00%	\$0	0.00%
5 Service Call				
5311 Odor investigation	1	2.00%	\$0	0.00%
554 Assist invalid	2	4.00%	\$0	0.00%
5611 Open Burn Complaint	1	2.00%	\$0	0.00%
5711 Station Coverage	12	24.00%	\$0	0.00%
	16	32.00%	\$0	0.00%
6 Good Intent Call				
622 No Incident found on arrival at dispatch	1	2.00%	\$0	0.00%
	1	2.00%	\$0	0.00%

Total Incident Count: 50

Total Est Loss: \$0

REPORTS, ARRESTS, CITATIONS & WARNINGS

May 1 - May 31, 2010

OFFENSES

Breaking & Entering and/or Burglary <i>(Includes Attempted)</i>	1
Robbery <i>(Includes Attempted)</i>	0
Theft <i>(Includes bad checks, identity and drive-offs)</i>	7
Domestic <i>(Includes Violence and Disputes)</i>	5
Juvenile Offenses	11
Criminal Mischief / Criminal Damaging	2
Drug Related Offenses	6
Menacing and Aggravated Menacing	0
Vandalism/Property Crimes	0
Harassment <i>(Includes Phone)</i>	5
Alcohol Related	5
Disorderly Conduct	1
Assault	1
Missing Persons	4
Homicide	0
Arson	0
Stalking	0
Fight	1
Reckless Driving	2
TOTAL OFFENSES	51

PUBLIC SERVICE

Public Service Calls	15
Disturbance Calls	4
Suspicious Activities <i>(Includes persons, vehicles, circumstances)</i>	18
Assist Lawrence Township Police Department	18
Assist Medical Squad / Fire	14
Assist Other P.D.	1
Alarms	20
911 Hang Ups	3
Attempted Suicide	0
Threats	2
Security Checks	87
House Checks	4
TOTAL PUBLIC SERVICE CALLS	186

MISCELLANEOUS CALLS

Includes, but is not limited to:

lock-outs, animal complaints, fingerprinting, escorts, welfare checks, unwanted subjects, civil matters, loud music, neighbor disputes, disabled vehicles, follow-ups, lost and/or found property, notifications, open doors, trespassing, extra patrol, attempts to serve warrants.

TOTAL MISCELLANEOUS CALLS	86
----------------------------------	-----------

TRAFFIC INCIDENTS:

Speed and/or Assured Clear Distance	16
Stop sign and/or Traffic Signal	1
Juvenile Offense	0
Seat Belt Violation	5
Parking Problems (Total)	3
<i>Parking Citations Issued: 0</i>	
Written Warnings	15
Verbal Warnings	48
Driver's License Violations	3
Registration Violations	1
Failure to Control	1
Equipment Violations	0
OVI	1
No Passing Zone	2
Reckless Operation	1
Failure to Yield	1
Littering	0
Peeling Out	0
TOTAL TRAFFIC INCIDENTS:	98

ACCIDENTS

Property Damage Only:	6
Injuries:	1
Private Property Accident:	3
Hit/Skip Accident	0
TOTAL ACCIDENTS	10

TOTAL CALLS OF SERVICE: 431

From all of the above calls, the following numbers represent the amount of arrests that resulted from said call:

ARRESTS MADE:	10
WARRANTS SERVED:	5
TOTAL	15

Scott E. Fellmeth

Attorney at Law

*Midtown Office Building
46 Federal Avenue NW
Massillon, Ohio 44647
(330) 837-4678
Fax (330) 837-0808*

June 8, 2010

Mayor John Grogan
City of Canal Fulton
155 East Market St.
Canal Fulton, Ohio 44614

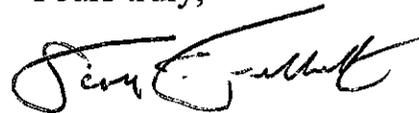
In re: Charter Review Commission

Dear Mr. Grogan:

It is my duty to report that at the final meeting of the Canal Fulton Charter Review Commission held June 7, 2010 the Committee voted to make no changes or revisions to the existing Charter approved by the voters in 2000.

If you have any questions regarding this process please do not hesitate to contact me.

Yours truly,



Scott E. Fellmeth
Chairman
Canal Fulton Charter
Review Commission

SEF/bp

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 19-10

Passed June 1 2010

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON OHIO TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COMMISSIONERS OF STARK COUNTY, OHIO FOR A COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE HIGH STREET/ERIE AVENUE PLUM CREEK CULVERT REPLACEMENT PROJECT.

WHEREAS, the City of Canal Fulton, Ohio has made application to Stark County, Ohio for a grant for activities or projects to be funded by the Community Development Block Grant (CDBG) program sponsored by HUD for the High Street/Erie Avenue Plum Creek Culvert Replacement Project, and

WHEREAS, the Stark County, Ohio Board of County Commissioners has approved financial assistance for the project in the amount of \$91,715.00.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into an agreement with the Board of Stark County Commissioners, Stark County, Ohio for a Community Development Block Grant for the High Street/Erie Avenue Plum Creek Culvert Replacement Project pursuant to proposal attached as Exhibit "A".

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution ____-10, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2010, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2010.

Tammy Marthey, Clerk-of-Council

SEF/bp

AS AMENDED

Resolution 20-10
Passed: _____

Resolution Presented by Council:

A RESOLUTION TO AMEND RESOLUTION 1-10, RULES AND REGULATIONS FOR THE COUNCIL OF THE CITY OF CANAL FULTON, SPECIFICALLY RULES 30, 31, 33, AND REPEALING ALL PRIOR RULES AND REGULATIONS INCONSISTENT HEREWITH

WHEREAS, this Council deems it advisable to amend its rules and regulations;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, COUNTY OF STARK, STATE OF OHIO:

SECTION 1: That the rules of the Council of the City of Canal Fulton shall be adopted and shall remain in effect until amended or repealed, and are as follows:

I. ORGANIZATION

Rule 1. Elected Officers - Presiding Officer

The Mayor serves as President of Council and Presiding Officer. The Mayor has no vote except in the cast of a tie as allowed by law. The Council shall elect a President pro tempore to serve in the Mayor's absence. The President pro tempore shall serve for a one-year term. In the event of the absence of both the President and President pro tempore, Council shall elect for purposes of that particular meeting, a temporary chairman. The President pro tempore and temporary chairman shall have the right to vote while serving as presiding officer.

Rule 2. Officer - How Elected

The President pro tempore of this body shall be elected by a majority of the duly elected members. Nominations shall be made from the floor. Elections shall be by voice vote. In the event no one is elected after two successive votes, the candidate receiving the fewest number of votes on the second vote and each vote thereafter, shall be eliminated as a nominee. The election shall continue by this procedure until one nominee receives four (4) votes. The President pro-tempore shall not be elected more than two consecutive calendar years.

Rule 3. President Pro Tempore - When Elected

The President pro tempore shall be elected at the beginning of the first regular Council meeting for each year. All elected members of Council shall cast a vote. In the event the President pro

tempore shall fill the unexpired term of the mayor, the Council shall elect a new President pro tempore by a majority of all members, including the member elected to fill the vacancy on Council.

Rule 4. Council Vacancy - How Filled

The vacancy in the office of a member of Council shall be filled for the remainder of the unexpired term by election of the majority of all members for the unexpired term. If the Council fails to fill a vacancy within 45 days, the mayor shall fill it by appointment.

Rule 5. Committee of Committees

At the first meeting of the year, Council shall elect two (2) members of the Council who, together with the President pro tempore, shall constitute the committee on committees.

Rule 6. Duties of Committee on Committees

Upon election of the two (2) members of the Committee on Committees, they shall meet with the President pro tempore and select the members of the Standing Committees. Such selections shall then be reported by the President pro tempore not later than the next meeting of Council. There shall be a minimum of three (3) members on each Standing Committee.

Rule 7. Standing Committees

Each Standing Committee shall elect a chairperson for its committee at the committees' first meeting of each calendar year. Each committee will be required to have its initial meeting in the first quarter (January – March) of each calendar year. No Council member shall chair more than one committee. The Standing Committees for Council shall be as follows:

Finance

Budget, appropriations and re-appropriations, bonds, investments, expenditures, pay ordinances, and ordinances setting salaries.

Economic Development/Zoning

Land use, zoning, conditional uses, planning and community development, attraction of commercial and industrial development, retention of existing businesses, tax abatement.

Personnel/Rules

Personnel, labor relations, insurance claims, Rules of Council, and ordinances setting number of employees.

Safety

Disaster services, communications, fire and paramedics, and police and health.

Public Service

Streets, highways, sidewalks, and improvements, water, sewer items and franchises.

In addition, Council members may serve as Council liaison on other committees including, but not limited to, Parks & Recreation Board, Planning Commission, Community Betterment Committee, and City Council/Township Trustee meetings. Council members on such committees do not have authority to commit Council's authority over policy or revenue spending.

II. MEETINGS - PROCEDURE AND CONDUCT

Rule 8. Meetings of Council

The Regular Meeting of the Council shall be held on the first and third Tuesday of each month in the Council Chambers at City Hall at 7:00 PM. By vote of two-thirds of the members elected to Council, at any Regular or Special Meeting of Council called for such purpose, the Council may designate any other public place or public building for the holding of its meetings. Any Regular or Special Meeting of Council may be adjourned to meet at any time within three (3) weeks. Any Council Committee Chairman, Director of Law or Director of Finance may request the President of Council to call a meeting of Council as a whole. The date of the meeting of Council as a whole shall be set by a majority of the members of Council.

Rule 9. Special Meetings of Council

The President of Council, President pro tempore of Council, or any three (3) members of Council may call Special Meetings of Council upon at least 24-hours notice and agenda to each member served personally or left at their usual place of residence. No legislation shall be considered, discussed or voted upon at any Special Meeting of Council, unless that legislation was specifically described as the legislation for which the Special Meeting of Council was called. No additional legislation may be added to the agenda for the Special Meeting of Council. The notice required by law to be served upon each member notifying them of the Special Meeting of Council shall contain a statement of business for the transaction of which such Special Meeting of Council is called.

Rule 10. Executive Sessions

The Council may hold an Executive Session, from which the public is excluded, for any of the following purposes (O.R.C. 122.12(G) (1)):

- (1) Personnel matters, including the appointment, employment, dismissal, discipline, promotion, demotion or compensation of one or more public employees or officials; or the investigation of charges or complaints against a public employee, official, licensee or regulated individual unless the accused party requests a Public Hearing.
- (2) Purchase, sale, or the development of real property where premature disclosure of information would give an unfair competitive or bargaining advantage to a person, or otherwise adversely affect the general public interest;
- (3) Imminent or pending litigation;
- (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment;
- (5) Matters required to be kept confidential by Federal Law or Regulations or State Statutes;
- (6) Specialized details of security arrangements where disclosure of the matters discussed might reveal information that could be use for the purpose of committing, or avoiding prosecution for, a violation of the law;

An Executive Session may be held upon the determination by a majority or a quorum of the Council, by a roll call vote, to hold such a session, setting forth the general purpose or purposes for which such session will be held.

All formal action of the Council, such as the enactment of legislation or the adoption of rules or recommendations, shall be taken in open meeting.

All Executive Sessions and the reasons therefore, shall be notes in the Minutes of Council.

Rule 11. Opening Proceedings

The President of Council shall, at the time appointed by Council to meet, take the Chair and immediately call the members to order. In the absence of the President of Council, the President pro tempore shall preside. The Clerk of Council shall call the roll and enter on the minutes the members present or absent at the meeting, and proceed with the regular Council procedure. In the absence of a quorum at the hour appointed for the meeting, the members present may by majority vote recess for a period not exceeding one (1) hour.

Rule 12. Presiding Officer

The President of Council, or in his/her absence, the President pro tempore, shall have general control of the Council Chambers, shall supervise the Council and the employees in the preparation of the agenda for any meeting and shall preserve the order and decorum during the meetings and decide questions of order and may in common with any other member, call to order any member who shall violate the rules.

Rule 13. Order of Business

That the business of Council at all Regular Council Meetings shall be transacted in the following order with no deviation from such order without the consent of two-thirds of the Council:

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Correcting & Adopting the Record of Proceedings of the Previous Meeting or Meetings
5. Special Recognitions (optional)
6. Reports of Standing Committees
7. Citizens Comments - Agenda Matters Only (Five Minutes per Individual - No Yield)
8. Reports of Administrative Officers (as Necessary)
 - A. Senior Citizens
 - B. Community Service Coordinator
 - C. Fire Chief
 - D. Police Chief
 - E. Engineer/Streets/Public Utilities
 - F. Finance Director
 - G. City Manager
 - H. Report of Mayor
 - I. Law Director
9. Third Readings of Ordinances or Resolutions
10. Second Readings of Resolutions or Ordinances
11. First Readings of Resolutions or Ordinances
12. Citizens' Comments (Open Discussion: Five-Minute Rule)
13. Purchase Orders & Bills
14. Report of Council President Pro Tempore
15. Report of Special Committees
16. Old/New/Other Business
17. Adjournment

When Public Hearings are scheduled during a Regular Council Meeting, the presiding officer may adjust the Order of Business accordingly, but only between Items 3 and 8.

Rule 14. Conduct within the Council Chambers

The Presiding officer shall preserve decorum and decide all questions of order, subject to an appeal to the Council by any member, and in the case of an appeal being taken, the question shall be: "Shall the decision of the Chair stand as the decision of Council?" During such an appeal, the presiding officer shall retain the Chair until the question is disposed of, and may speak on the question. In any case in which a member transgresses the Rules of Council, the presiding officer or any other member may call them to order, in which case the member called to order shall take their seat unless permitted to explain. Members shall not be permitted to leave the Council Chambers without permission of the presiding officer. If a member of Council shall leave the Council Chambers without permission of the presiding officer, it shall count as an absence.

No member of the Council or Administration shall be allowed to speak longer than five (5) minutes if some other member shall request the floor. No member shall speak more than once on the same motion until every member desiring to speak on that motion shall have had an opportunity to do so. While the member is speaking, no one shall interrupt him except the President of Council, who may confine the member to the Rules of Council or a member of Council to raise a point of order.

Rule 15. Nonmember Addressing of Council

The President of Council may recognize any nonmember for the purpose of addressing Council on any question then pending (Agenda Matters), or on any matter on which Council action is desired (Open Discussion). In such cases, the person recognized shall address the Chair and state their name, address, and subject matter they desire to discuss as it pertains to government business. Their remarks must be confined to the merits of the subject at issue. Speakers must be courteous and avoid discussion of personalities. Except by express permission of Council, speakers shall be limited to five (5) minutes, with no yielding their time to another individual to speak longer. No person who has had the floor shall again be recognized until all others desiring an opportunity to speak have been given an opportunity to do so.

Rule 16. Communications & Correspondence

No anonymous communications, written or electronically recorded, shall be read or played at any Council meeting. All appropriately signed correspondence addressed to Canal Fulton City Council (or similarity thereof) shall be read aloud at any Council meeting by the Clerk of Council, unless the communication contains charges of a personal nature. Letters from department heads shall be referred to the appropriate committee before read in Council.

Rule 17. Conduct Within Council Chambers

Any person who, during a Regular Council Meeting, or any duly held meeting of Council, or during any of the meetings of committees, threatens a member of Council or any citizen of this municipality or threatens damage to property within this municipality may be charged with a violation of Section 509.04 of Canal Fulton Ordinances, and may be ordered removed by a

majority vote of Council or by the President of Council. Removal from Council Chambers shall be done by a member of the Canal Fulton Police Department.

III. REFERRAL OF LEGISLATION

Rule 18. Submission of Legislation

Prior to introducing legislation at a Council meeting, department heads or member of the administration or council shall send the draft ordinance or resolution approved by the director of law to the council president protempore and city manager. Council president protempore may assign it to a committee or allow the legislation to be brought to the full council for consideration. This shall not apply to any legislation that is adopted on a regular basis.

The City Manager will note all requests made either by a department head or any member of the Administration or Council member on matters referred as provided in Council Rule 20. The date of this referral will be the date of the letter. If no date appears on the letter of referral, the Council President shall date the letter of its receipt by the Council President or Presiding Officer.

Rule 19. Petitions & Requests

All petitions or requests must be received and presented by the Clerk of Council. All other matters which include, but are not limited to, ordinances, proclamations, and resolutions shall be introduced by a member of Council or the City Manager. Such matters shall be signed by said member making the petition or request, and they will be presented to Council and the City Manager. All ordinances and resolutions shall be known by their number and assigned by the Clerk of Council.

Rule 20. Petitions & Claims – Municipal Expenditures

No petitions or claims demanding money or expenditure thereof shall be received by the Council, unless made in writing, and signed by the petitioner, claimant, or department head or his authorized agent. A copy shall be furnished to the Law Director.

Rule 21. Committee Matters

It shall be the duty of the City Manager monthly to provide all Council Members and Mayor with a brief list of all matters before all committees, together with the date the matter was referred to that committee.

Rule 22. List of Matters Referred

Any matter remaining on the Matters Referred list for six (6) consecutive months without action must be deleted and may not be placed on this list again for at least two (2) weeks, at which time it must also be substantially changed or modified.

Rule 23. Agenda Consideration

Council's agenda shall be included in Council's packet on the Friday before the Regular Council Meeting. Items to be included on the agenda must be in the Clerk of Council or City Manager's office by 12:00 PM (Noon) on the Friday before the Regular Council Meeting. All requests for legislation, which are to be prepared by the Law Director, shall be presented to that office no later than 12:00 PM (Noon) on the Wednesday preceding the meeting at which time such legislation is to be presented. All proposed legislation shall be forwarded by the committee chairperson, the Mayor and President pro tempore, who will confer with the Law Director in preparation of the agenda.

IV. COMMITTEE WORK AND MOTIONS

Rule 24. Resolution or Ordinance - Time Limit in Committee

All recommendations of committees and all matters pertaining to the legislative function of the Council shall be referred to the President pro tempore in the form of resolutions by motion or ordinance, as the case may require. No committee chairperson shall hold any proposed legislation in committee for more than sixty (60) days, after referral to committee. Any three members of Council, after sixty (60) days, may take legislation out of committee by motion. Said motion must be approved by a majority vote of the legislative body present at the time the motion is made. However, when time is of the essence or any emergency exists; any three (3) members of Council may take legislation out of committee by motion after the expiration of fourteen (14) days from the time the matter was referred to committee. Said motion, referred to hereinafter in this paragraph, must be approved by a majority of the Council members present when the motion is made.

Rule 25. Stating of Motions & Calling of Roll

At regular meetings, all motions shall be stated by the Mayor or President pro tempore and put by the Clerk of Council, who shall declare all votes. Roll call shall be recorded as "Yes" or "No" or "Abstained."

Rule 26. Reconsideration of Motions or Votes

A motion to reconsider a vote on any question shall not be in order until one Regular Meeting of Council has intervened, since the decision and the motion to reconsider can be made only by a member voting with the prevailing side.

Rule 27. Legislation Procedures – Matters of Finance, Contracts & Employees

All legislation involving appropriations, transfer or expenditure of funds, all pay ordinances setting salaries and numbers of employees, and ordinances authorizing contracts with Municipal Services must first be presented to the Council Committee overseeing that department or unit making the request. After the committee reviews the request, any legislation involving funds or municipal financial matters shall be forwarded to the Finance Committee, with a recommendation prior to the

official request being presented to Council. All other legislative items can be submitted directly to Council.

V. MINUTES

Rule 28. Meeting Minutes

The minutes of the Regular and Special Meetings and Public Hearings of the Council shall be available for public inspection during regular business hours. Members of the public who request copies of minutes may purchase them at a cost of five cents (\$0.05) per page.

Rule 29. Recording of Minutes

The Clerk of Council shall be required to take minutes of all meetings of Regular and Special Council meetings. The committee chairperson shall be responsible for the minutes of committees, and may record meetings to be transcribed upon the chairperson's request to the Clerk of Council. The Clerk of Council should place approved minutes in each committee's minute book.

VI. RULES

Rule 30. Amending or Revision of Rules

These rules may be amended at any regular meeting by a majority vote of the Council.

Rule 31. Suspension of Rules

These rules may be suspended for the time being, at any meeting of the Council, by vote of two-thirds (2/3) of all its members then present at that meeting, wherein the motion to suspend these rules was made.

Rule 32. Parliamentary Procedure

All questions arising concerning the governing of the Council and the transaction of business therein not provided for in the foregoing rules shall be decided, held, and governed by the Statutes of Ohio; the ordinances of the City and upon all other matters, *Robert's Rules of Order Newly Revised* shall be standard of parliamentary usage.

Rule 33. Override of Council President

By two-thirds (2/3) vote of all its members, Council may override any decision or ruling by the President.

Rule 34. Meeting Notices

Notices to continue to hold meetings - Regular, Special, or otherwise - shall be posed at least twenty-four (24) hours prior to such meeting(s) at:

Canal Fulton Public Library	Chapel Hill Community
Canal Fulton City Hall	Canal Fulton Post Office
Canal Fulton Police Department	Giant Eagle Supermarket
Heritage Square Pharmacy	

Such notices shall give the time, place and purpose of such meeting.

This Resolution is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising so that changes can be effective immediately, wherefore, this Resolution shall take effect and be in full force immediately upon its passage.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk of Council

I, Tammy Marthey, Clerk of Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution 1-10, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2010, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2010.

Tammy Marthey, Clerk of Council

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No.

17-10

Passed

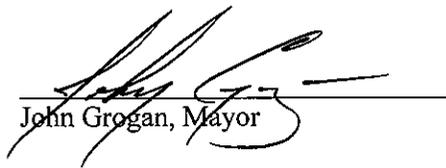
20 10

A RESOLUTION BY THE COUNCIL
OF THE CITY OF CANAL FULTON,
OHIO TO ADOPT AN EMS POLICY.

WHEREAS, the City of Canal Fulton, Ohio desires to establish an
Emergency Medical Services (EMS) policy for the City of Canal Fulton.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE
CITY OF CANAL FULTON, OHIO, THAT:

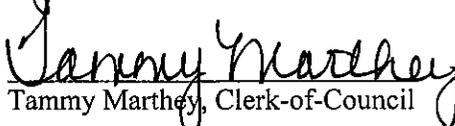
The City of Canal Fulton agrees to adopt an EMS Policy pursuant to
proposal attached as Exhibit "A".


John Grogan, Mayor

ATTEST:


Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do
hereby certify that this is a true and correct copy of Resolution 17-10, duly
adopted by the Council of the City of Canal Fulton, on the date of June
2008, and that publication of the foregoing Resolution was duly made by posting
true and correct copies thereof at five of the most public places in said
corporation as determined by Council as follows: Post Office, Public Library,
Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council
Chambers each for a period of fifteen days, commencing on the 2nd day of
June 2010.


Tammy Marthey, Clerk-of-Council

SEF/bp

“Exhibit A”
EMS Policy for the City of Canal Fulton

POLICY FOR CHARGING THOSE WHO RECEIVE AMBULANCE OR
EMERGENCY MEDICAL SERVICES

PURPOSE: To establish reasonable charges and to provide a policy covering billing procedures for the use of ambulance or emergency medical services provided by the City of Canal Fulton.

Effective May 6, 2008, a charge of \$450 for BLS emergency, \$650 for a Level 1 ALS emergency and \$675 for a Level 2 ALS emergency per call is to be made for ambulance or emergency medical services rendered to persons by the Canal Fulton Fire Department. Additional charges are reflected in section 143.02 Ambulance Service Rates.

1. Effective May 6, 2008, a charge of \$12.00 per BLS and ALS mile of transport to a hospital is to be made for ambulance or emergency medical services rendered to persons by the Canal Fulton Fire Department.
2. Residents and those employed in the City will be required to pay to the extent of their private or public medical insurance coverage. Co-payments and deductibles will not be sought from residents and those employed in the City; your taxes are considered as payment for co-payments and deductibles.

Residency is determined by address at time of the transport.

No person shall be denied services due to a lack of insurance or ability to pay.

Non-residents who do not pay City taxes will be billed for any co-payments and deductibles. In the event the non-resident does not have insurance they will be responsible for the full amount of the bill.

3. The City Fiscal Officer shall be responsible for depositing and collecting funds. Money collected shall be deposited in existing fund #222 designated as the “Fire and EMS Fund”, and shall continue to be appropriated and administered by Canal Fulton Council and City Fiscal Officer for payment of the costs of managing, maintaining and operating ambulance or emergency medical services in the City.

EMS Policy for the City of Canal Fulton

EXCEPTIONS TO EMS CHARGES

1. There shall be no charge for any passenger who rides in the ambulance.
2. There shall not be a charge to a patient who refuses treatment or for any person that was a victim of a criminal act for which they are not charged.
3. There shall be no charge for persons affected by natural or man-made calamity or disaster (including fire, flood and storm).
4. Any bill returned and the person is identified as having no permanent residence shall be considered uncollectible and will not be sent to collections. The City will write off these charges since these bills have proven to be uncollectible. Any bills which have been turned over to the collection agency and have been deemed uncollectible by said collection agency shall be written off by the City.
5. There will be no charge for emergency medical transports of Medicaid patients from nursing homes.

BILLING/COLLECTION ADMINISTRATION

1. If the person charged does not have private or public medical insurance and is financially unable to pay; payment options are available to those who qualify. The person shall submit the first page of the previous year's federal tax return to demonstrate their eligibility for any reduction of the bill. Hardship will be determined upon Federal Poverty guidelines. Any income information provided under this policy is confidential and will not be distributed or used in any other way.
2. If a person does not have insurance and does not qualify for hardship deduction, they will have the following options available:
 - a. 25% discount if bill is paid by cash or check within 30 days.
 - b. 10% discount with the balance equally divided over 12 months.

If a person fails to make the required amount of payment, and the account is referred for further collections, the discount will be reversed and the patient will be responsible for the full amount of the bill.

EMS Policy for the City of Canal Fulton

3. An account with more than \$50.00 owing shall be sent to collection if no response has been received requesting insurance information or patient has not contacted the Billing Specialist to make payment arrangements within 90 days of the request. The Ambulance Billing Specialist will provide to the Finance Director a list of potential accounts that are ready to go to collection. The Finance Director will review and authorize the sending of said accounts to collection.
4. Some insurance companies may submit payment to the patient or financially responsible party directly when it should be sent to The City. If this occurs and the patient or financially responsible party has not forwarded the check, they will receive a letter requesting reimbursement. This applies to residents and non-residents alike.
5. All Bankruptcy filings will be sent to the Finance Director with a copy to the law director.
6. Claims will be filed with automobile insurance carriers. However, patients must resolve litigation matters (i.e.. auto accidents) outside of this billing process as such legal action may take years to settle. The patient is responsible for payment of the invoice if the carrier has not paid the claim within 90 days of the filing date.

Approved As to Form:

Scott Fellmeth, Law Director Date

EXHIBIT "A"

EMS Policy for the City of Canal Fulton

POLICY FOR CHARGING THOSE WHO RECEIVE AMBULANCE OR EMERGENCY MEDICAL SERVICES

PURPOSE: To establish reasonable charges and to provide a policy covering billing procedures for the use of ambulance or emergency medical services provided by the City of Canal Fulton.

Effective May 6, 2008, a charge of \$450 for BLS emergency, \$650 for a Level 1 ALS emergency and \$675 for a Level 2 ALS emergency per call is to be made for ambulance or emergency medical services rendered to persons by the Canal Fulton Fire Department. Additional charges are reflected in section 143.02 Ambulance Service Rates.

1. Effective May 6, 2008, a charge of \$12.00 per BLS and ALS mile of transport to a hospital is to be made for ambulance or emergency medical services rendered to persons by the Canal Fulton Fire Department.
2. Residents will be required to pay to the extent of their private or public medical insurance coverage. Co-payments and deductibles will not be sought from residents; your property tax is considered as payment for co-payments and deductibles.

Residency is determined by address at time of the transport.

No person shall be denied services due to a lack of insurance or ability to pay.

Non-residents do not pay City property taxes and will be billed for any co-payments and deductibles. In the event the non-resident does not have insurance they will be responsible for the full amount of the bill.

3. The City Fiscal Officer shall be responsible for depositing and collecting funds. Money collected shall be deposited in existing fund #222 designated as the "Fire and EMS Fund", and shall continue to be appropriated and administered by Canal Fulton Council and City Fiscal Officer for payment of the costs of managing, maintaining and operating ambulance or emergency medical services in the City.

EMS Policy for the City of Canal Fulton

EXCEPTIONS TO EMS CHARGES

1. There shall be no charge for any passenger who rides in the ambulance.
2. There shall not be a charge to a patient who refuses treatment or for any person that was a victim of a criminal act. Criminal act being defined as rape and/or domestic violence.
3. There shall be no charge for persons affected by natural or man-made calamity or disaster (including fire, flood and storm).
4. Any bill returned and the person is identified as having no permanent residence shall be considered uncollectible and will not be sent to collections. The City will write off these charges since these bills have proven to be uncollectible. Any bills which have been turned over to the collection agency and have been deemed uncollectible by said collection agency shall be written off by the City.
5. There will be no charge for emergency medical transports of Medicaid patients from nursing homes.

BILLING/COLLECTION ADMINISTRATION

1. If the person charged does not have private or public medical insurance and is financially unable to pay; payment options are available to those who qualify. The person shall submit the first page of the previous year's federal tax return to demonstrate their eligibility for any reduction of the bill. Hardship will be determined upon Federal Poverty guidelines. Any income information provided under this policy is confidential and will not be distributed or used in any other way.
2. If a person does not have insurance and does not qualify for hardship deduction, they will have the following options available:
 - a. 25% discount if bill is paid by cash or check within 30 days.
 - b. 10% discount with the balance equally divided over 12 months.

If a person fails to make the required amount of payment, and the account is referred for further collections, the discount will be reversed and the patient will be responsible for the full amount of the bill.

EMS Policy for the City of Canal Fulton

3. An account with more than \$50.00 owing shall be sent to collection if no response has been received requesting insurance information or patient has not contacted the Billing Specialist to make payment arrangements within 90 days of the request. The Ambulance Billing Specialist will provide to the Finance Director a list of potential accounts that are ready to go to collection. The Finance Director will review and authorize the sending of said accounts to collection.
4. Some insurance companies may submit payment to the patient or financially responsible party directly when it should be sent to The City. If this occurs and the patient or financially responsible party has not forwarded the check, they will receive a letter requesting reimbursement. This applies to residents and non-residents alike.
5. All Bankruptcy filings will be sent to the Finance Director with a copy to the law director.
6. Claims will be filed with automobile insurance carriers. However, patients must resolve litigation matters (i.e.. auto accidents) outside of this billing process as such legal action may take years to settle. The patient is responsible for payment of the invoice if the carrier has not paid the claim within 90 days of the filing date.

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No.

22-10

Passed

20

A RESOLUTION TO ADOPT
THE SOLID WASTE
MANAGEMENT PLAN FOR
THE STARK-TUSCARAWAS-
WAYNE JOINT SOLID WASTE
MANAGEMENT DISTRICT

WHEREAS, The City of Canal Fulton is located within the jurisdiction of the Stark-Tuscarawas-Wayne Joint Solid Waste management District (STW District).

WHEREAS, the STW District Policy Committee prepared and adopted a final draft of the Solid Waste management Plan in accordance with Ohio Revised Code Sections 3734.53, 3734.54 and 3734.55.

WHEREAS, the STW District has provided a copy of the Draft Final Solid Waste management Plan for ratification to each of the legislative authorities of the District.

WHEREAS, the City of Canal Fulton must decide whether is approves of said Solid Waste Management Plan within ninety days of receipt of the Final Draft Plan.

NOW, THEREFORE, BE IT BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

1. The City of Canal Fulton _____ Approves _____ Disapproves the STW District Solid Waste Management Plan.
2. The Clerk is hereby directed to send to the STW District a copy of this resolution to the attention of David Held, STW District, 9918 Wilshire Boulevard, Bolivar, Ohio 44612.
3. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

John Grogan, Mayor

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 23-10

Passed _____, 20____

A RESOLUTION BY THE COUNCIL
OF THE CITY OF CANAL FULTON,
OHIO TO ENTER INTO A LEASE
WITH BUD GRAHAM.

WHEREAS, the City of Canal Fulton, Ohio and Bud Graham have entered into negotiations to lease City property, and

WHEREAS, said parties have reached an agreement to further that end.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE
CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into a lease with Bud Graham pursuant to proposal attached as Exhibit "A".

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution ____-10, duly adopted by the Council of the City of Canal Fulton, on the date of _____. 2010, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2010.

Tammy Marthey, Clerk-of-Council

SEF/bp

LEASE

FOR ONE DOLLAR (\$1.00) and OVC the City of Canal Fulton, Ohio, the Lessor, agrees to lease to Bud Graham at Canal Fulton, Ohio, the Lessee, the premises situated in the City of Canal Fulton, County of Stark and State of Ohio and more fully described as follows:

Known as and being Lot Number FIFTY (#50) in the City of Canal Fulton, Ohio according to the present enumeration of lots therein.

PPN: 95-80123

The term of the Lease shall be one (1) year commencing _____, 2010.

Lessee agrees not to commit waste, not to use the premises for any unlawful purpose; not to manufacture or sell or permit to be manufactured or sold on the premises, during the term, intoxicating liquor; not to assign this lease, or sublet the premises, or permit the sale of his interest by legal process, without the written consent of the Lessor.

Lessee further agrees to provide and pay for all maintenance on the premises in a regularly scheduled manner and to permit a historical marker chosen by Canal Fulton City Council to be erected on the premises.

Lessor agrees that Lessee may erect a sign on said premises subject to approval of the Canal Fulton Planning Commission.

If the Lessee vacates the premises during the term of this lease, then the Lessor may terminate this lease and re-enter and repossess the premises without prejudice to the Lessor's right of action for breach of covenant.

The Lessor agrees (the Lessee having performed all his obligations under this lease) that the Lessee shall occupy the premises during the term without any hindrance by the Lessor, his heirs, or any person lawfully claiming under him or them.

Signed in duplicate this _____ day of _____, 2010.

CITY OF CANAL FULTON, OHIO

BY: _____

BUD GRAHAM

State of Ohio)
Stark County) ss:

Before me, a Notary Public, in and for said County and State, personally appeared the above named CITY OF CANAL FULTON, OHIO,
BY: _____ LESSOR and BUD GRAHAM, LESSEE, who acknowledged that they did sign the foregoing Lease and that the same is their free act and deed as such Lessor and Lessee.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Canal Fulton, Ohio, this _____ day of _____, 2010.

NOTARY PUBLIC

This Instrument Prepared by:
Scott E. Fellmeth
Attorney at Law.

LEASE

FOR ONE DOLLAR (\$1.00) and OVC the City of Canal Fulton, Ohio, the Lessor, agrees to lease to Bud Graham at Canal Fulton, Ohio, the Lessee, the premises situated in the City of Canal Fulton, County of Stark and State of Ohio and more fully described as follows:

Known as and being Lot Number FIFTY (#50) in the City of Canal Fulton, Ohio according to the present enumeration of lots therein.

PPN: 95-80123

The term of the Lease shall be one (1) year commencing _____, 2010.

Lessee agrees not to commit waste, not to use the premises for any unlawful purpose; not to manufacture or sell or permit to be manufactured or sold on the premises, during the term, intoxicating liquor; not to assign this lease, or sublet the premises, or permit the sale of his interest by legal process, without the written consent of the Lessor.

Lessee further agrees to provide and pay for all maintenance on the premises in a regularly scheduled manner and to permit a historical marker chosen by Canal Fulton City Council to be erected on the premises.

Lessor agrees that Lessee may erect a sign on said premises subject to approval of the Canal Fulton Planning Commission.

If the Lessee vacates the premises during the term of this lease, then the Lessor may terminate this lease and re-enter and repossess the premises without prejudice to the Lessor's right of action for breach of covenant.

The Lessor agrees (the Lessee having performed all his obligations under this lease) that the Lessee shall occupy the premises during the term without any hindrance by the Lessor, his heirs, or any person lawfully claiming under him or them.

Signed in duplicate this _____ day of _____, 2010.

CITY OF CANAL FULTON, OHIO

BY: _____

BUD GRAHAM

State of Ohio)
Stark County) ss:

Before me, a Notary Public, in and for said County and State, personally appeared the above named CITY OF CANAL FULTON, OHIO,
BY: _____ LESSOR and BUD GRAHAM, LESSEE, who acknowledged that they did sign the foregoing Lease and that the same is their free act and deed as such Lessor and Lessee.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Canal Fulton, Ohio, this _____ day of _____, 2010.

NOTARY PUBLIC

This Instrument Prepared by:
Scott E. Fellmeth
Attorney at Law.

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 24-10

Passed _____, 20____

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO SUSTAINING DIVERSITY.

WHEREAS, Canal Fulton, Ohio a diverse community devoted to excellence, and

WHEREAS respect for diversity of people and thought is clearly stated, and

WHEREAS, the statutory authority for the governance of Canal Fulton is vested in the duly appointed and/or elected members of Canal Fulton, and

WHEREAS, issues of diversity are of a significant and ongoing interest to the members of Canal Fulton in their official duties and personal and professional lives, and

WHEREAS, Canal Fulton as a matter of institutional policy, highly values inclusiveness, representation and diversity as essential sources of strength and vitality for our community, and

WHEREAS, Canal Fulton embraces the achievement of diversity as an invaluable element of our mission, vision and values.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The infusion of diversity into all aspects of Canal Fulton, Ohio life is of paramount importance and we hereby recommit ourselves to that shared value and hereby challenge all members of the Canal Fulton community to act affirmatively in identifying, creating and accomplishing diversity in its many forms and venues.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution _____-10, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2010, and that publication of the foregoing Resolution was duly made by posting

RECORD OF RESOLUTIONS

Dayan Legal Group, Inc., Form No. 50003

Resolution No. 24-10 Passed _____, 20____

true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2010.

Tammy Marthey, Clerk-of-Council

SEF/bp

RECORD OF RESOLUTIONS

Dayton Legal Bank, Inc., Form No. 98043

Resolution No. 25-10 Passed _____, 20__

**UNDER SUSPENSION
OF THE RULES**

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COMMISSIONERS OF STARK COUNTY, OHIO FOR THE HIGH STREET/ERIE AVENUE ROADWAY IMPROVEMENTS PHASE I AND DECLARING AN EMERGENCY.

WHEREAS, the City of Canal Fulton, Ohio wishes to enter into an agreement with the Stark County, Ohio Board of County Commissioners for certain roadway improvements on High Street and Erie Avenue.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

SECTION 1: The City of Canal Fulton agrees to enter into an agreement with the Board of Stark County Commissioners, Stark County, Ohio for High Street/Erie Avenue Roadway Improvements Phase I pursuant to proposal attached as Exhibit "A".

SECTION 2: This Resolution is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the city of Canal Fulton, such emergency arising from the need to expedite the project wherefore this Resolution shall take effect and be in full force immediately upon its passage.

John Grogan, Mayor

ATTEST:

Tammy Marthey, Clerk-of-Council

I, Tammy Marthey, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution ____-10, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2010, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the ____ day of _____, 2010.

Tammy Marthey, Clerk-of-Council

AGREEMENT

HIGH STREET/ERIE AVENUE ROADWAY IMPROVEMENTS
PHASE I

This Agreement is made and entered into this ____ day of _____, 2010,
by and between the Board of Stark County Commissioners, hereinafter referred to
as the COUNTY, duly authorized by a Resolution adopted on the ____ day of
_____, 2010, and the City of Canal Fulton, hereinafter referred to as the
CITY, duly authorized by Resolution adopted on the ____ day of _____, 2010.

WHEREAS, there is roadway which the parties believe are in need of
improvement, being currently located at High Street and Erie Avenue in the City of
Canal Fulton and Lawrence Township, Stark County; and

WHEREAS, the COUNTY and the CITY wish to improve these roadway
sections; and

WHEREAS, inasmuch as the project currently lies partially with the CITY
and within the COUNTY, and the COUNTY and the CITY will each have certain
responsibilities toward the project which will need to be agreed upon between
them; and

WHEREAS, the parties wish to resolve their respective liabilities and
obligations with respect to the design and construction of this project at said
location; and

WHEREAS, it is in the best interests of the COUNTY and CITY to cooperate in the improvement of the High Street and Erie Avenue; and

WHEREAS, pursuant to ORC 153.61, 307.15 and 5535.02, 5535.06, the CITY has the authority to enter into an Agreement with the COUNTY to pay its portion of the above-described improvement,

NOW THEREFORE, in consideration of the covenants and agreement contained herein, it is mutually agreed by and between the parties as follows:

1. The CITY has prepared plans and specifications for reconstruction, resurfacing and minor widening on High Street and Erie Avenue from Cherrywood Lane in the City of Canal Fulton to the County Line.
2. The CITY will supervise and pay for the Construction Supervision of The project.
3. The CITY will apply for Ohio Public Works Funds to pay for seventy-four percent (74%) of the construction of the project with the COUNTY as a joint sponsor. The remaining twenty-six percent (26%) necessary for construction beyond that received from the Ohio Public Works Commission funds shall be borne by the COUNTY for Erie Avenue outside the CITY and by the CITY for High Street and Erie Avenue

within the CITY limits. The CITY shall use Community Development Block Grant (CDBG) for a portion of its share of the project.

- 4. The CITY shall invoice the COUNTY at the completion of the project. The COUNTY shall provide payment to the CITY within thirty (30) days of receipt of an invoice.
- 5. Upon completion of the project, the COUNTY will maintain Erie Avenue Outside the CITY. The CITY will maintain the Erie Avenue within the CITY and High Street.
- 6. This Agreement contains the entire Agreement by and between the parties and the terms contained herein are contractual and are not a mere recital.

IN WITNESS WHEREOF, we have hereunto set our hands to this instrument this _____ day of _____, 2010.

CITY OF CANAL FULTON, OHIO

BY _____

BOARD OF COMMISSIONERS OF STARK COUNTY, OHIO

BY _____

BILL TO:



City of Canal Fulton
 155 East Market Street, Suite #A
 Canal Fulton, Ohio 44614-1305
 (330) 854-2225 • FAX (330) 854-6913

PURCHASE ORDER

PO. NUMBER: **RG006096**
 PO. DATE: **06/09/10**
 DEPARTMENT: **SEWER**
 CREATED BY:
 VENDOR NO.: **00489**

DELIVER TO:

CANAL FULTON WATER DEPT
 453 WATER STREET
 CANAL FULTON, OH 44614

VENDOR:

OHIO PUBLIC WORKS COMMISSION
 C/O LOAN OFFICER
 65 E STATE ST SUITE 312
 COLUMBUS, OHIO 43215

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
 Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

ACCOUNT NUMBER	AMOUNT
451.330.5820	\$20,859.76
451.330.5830	\$18,805.00
441.310.5840	\$30,029.74
441.310.5820	\$16,122.78
441.310.5860	\$16,582.44
441.310.5830	\$6,157.80
541.310.5690	\$0.02

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		DENSHIRE SANITARY SEWER IMPROVEMENTS ORIG. AMOUNT \$417,195 BALANCE \$250,316		\$20,859.76
		SOLIDS HANDLING IMPROVEMENTS EXP. 2024 ORIG. AMOUNT \$376,100 BALANCE \$235,062		\$18,805.00
		WATER PLANT AND WELL EXPANSION EXP. 2024 ORIG. AMT. \$600,594 BALANCE \$420,416		\$30,029.74
		MILAN STREET WATRE LINE, EXP. 2026 ORIG. AMT. \$331,648, BALANCE \$257,027		\$16,582.44
		MARKET STREET WATER LINE, EXP. 2015 ORIG. AMT. \$322,455, BALANCE \$ 80,613		\$16,122.78
		CANAL STREET WATER LINE, EXP. 2015 ORIG. AMT. \$123,156, BALANCE \$30,788		\$6,157.82
ITEM IS A FIXED ASSET			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
			TOTAL:	\$108,557.54

CIRCLE IF APPLICABLE: Now and then P.O. the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

I is hereby certified that the amount (\$ 108,557.54) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been awfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the sewer water dept Fund(s).
 free from any obligation or certification now outstanding.

Finance Director: [Signature] Date: 6-9-10
 City Manager: _____ Date: _____

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND THE CITY MANAGER

INVOICE

BILL TO:

PURCHASE ORDER



City of Canal Fulton

155 East Market Street, Suite #A
Canal Fulton, Ohio 44614-1305
(330) 854-2225 • FAX (330) 854-6913

PO. NUMBER RG006100
PO. DATE 06/01/10
DEPARTMENT WATER
CREATED BY
VENDOR NO. 00092

DELIVER TO:

CANAL FULTON WATER DEPT
453 WATER STREET
CANAL FULTON, OH 44614

VENDOR:

OHIO DRILLING CO INC
PO BOX 847
MASSILLON, OH 44648-0847

ACCOUNT NUMBER	AMOUNT
341.310.5730	\$6,715.00
341.310.5720	\$8,285.00

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		REHABILITATE WELL AND WELL PUMP FOR #6. CLEAN, REPAIR, REINSTALL PUMP. BUDGETED CAPITAL ITEM		\$15,000.00
ITEM IS A FIXED ASSET			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
			TOTAL:	\$15,000.00

CIRCLE IF APPLICABLE: Now and then PO. the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

It is hereby certified that the amount (\$ 15,000) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the Capital Water Fund(s), free from any obligation or certification now outstanding.

Finance Director

[Signature]
Date 6-1-10

City Manager

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND THE CITY MANAGER

Date
INVOICE

Check.	Date.....	Vendor Name.....	Amount.....	
040498	05-25-2010	01556 WITMER ASSOCIATION INC.	62.99	FIRE SUPPLIES
040499	05-25-2010	02235 TREASURER STATE OF OHIO	200.00	STORM WATER PERMITS MARSHALLVILLE
040500	05-25-2010	00638 STARK COUNTY SOIL & WATER	100.00	PLAT INSP. FEES
040501	05-30-2010	02271 DENNIS MANLEY	50.00	MOWER REPAIR
040502	05-26-2010	00397 CLARK CONCRETE CONSTRUCTION	3100.00	SIDEWALK REPAIRS
040503	05-27-2010	00973 MELISSA KOSCO	54.56	REIMB SUPPLIES
040504	06-01-2010	00102 U. S. POSTMASTER	467.08	UTILITY POSTAGE
040506	06-03-2010	00399 SBC AMERITECH	555.40	
040507	06-02-2010	00003 A J DIANA SONS INC	174.85	SEWER MATERIALS
040508	06-02-2010	00243 AKRON BEARING COMPANY, INC.	111.07	BOOM MOWER BEARING
040509	06-02-2010	02270 AMERICAN LEGAL PUBLISHING CO.	3823.00	CODIFIED ORDINANCES
040510	06-02-2010	00557 AUDITOR OF STATE	3718.30	AUDIT AND GAAP
040511	06-02-2010	02185 American safety & health inc.	150.00	SAFETY TRAINING
040512	06-02-2010	02111 BUTTERBRIDGE STABLES	1704.00	2 MONTHS HORSE BOARDING
040513	06-02-2010	01995 CARTRIDGE WORLD	46.50	INK
040514	06-02-2010	00486 CTI ENVIRONMENTAL, INC.	14141.64	ENGINEERING
040515	06-02-2010	00490 DALE B. KINCAID	309.35	COLLECTIONS
040516	06-02-2010	00225 DOC'S LAWN & GARDEN	241.60	MOWER MISC.
040517	06-02-2010	00527 DOLLAR BANK LEASING CORP	508.89	COPIER LEASE
040518	06-02-2010	02105 ERA INC.	20.00	FLOURIDE
040519	06-02-2010	00436 GEORGE WAIKEM FORD INC	733.66	POLICE REPAIRS
040520	06-02-2010	01651 H.D. WATERWORKS SUPPLY	87.08	WATER SUPPLIES
040521	06-02-2010	00909 INDEPENDENT PROTECTION SYSTEMS	435.00	MONITOR NW SENIOR CTR
040522	06-02-2010	01771 JONES ROLL OFF CONTAINERS INC.	95.00	MOWING VACANT LOT
040523	06-02-2010	00733 KAREN HILTBRAND	400.00	CONTRACT CLEANING
040524	06-02-2010	02274 KNOX COMPANY	1380.00	FIRE LOCK BOXES
040525	06-02-2010	02042 LEVINSON'S UNIFORMS	408.70	FIRE UNIFORMS
040526	06-02-2010	00401 LOGIC	3943.08	POLICE DISPATCH
040527	06-02-2010	02273 MATT LITTEN	200.00	LIGHT BAR
040528	06-02-2010	01424 MILLER AND CO.	190.75	PORTA POTS
040529	06-02-2010	00783 NORTH CENTRAL LABORATORIES	722.06	SEWER LAB TEST EQUIP.
040530	06-02-2010	00094 OHIO EDISON COMPANY	15.29	NEW OUTSIDE LIGHT ACCT.
040531	06-02-2010	01685 OLDE CITY FINANCIAL	133.07	FIRE EMPLOYMNT LAW BOOK
040532	06-02-2010	02062 R & R ENGINE AND MACHINE	204.69	DUMP TRUCK
040533	06-02-2010	00679 REPUBLIC WASTE SERVICES #870	439.37	TRASH
040534	06-02-2010	00105 ROBERT E. PATRIS	87.50	POLICE COMPUTER REPAIRS
040535	06-02-2010	00399 SBC AMERITECH	31.81	LIFT STA
040536	06-02-2010	02272 SHAWN YERIAN	543.83	REIMB TRAINING EXP & MILEAGE
040537	06-02-2010	00379 STARK COUNTY HEALTH DEPT	20.50	PERMIT PANCAKE BRKFST
040538	06-02-2010	02264 TRI C CONCRETE & EXCAVATING	800.00	SIDEWALKS
040539	06-02-2010	00744 WARREN PUMP & SUPPLY CO	40.00	FOUNTAIN
040540	06-03-2010	09000 PAUL & LUCINDA BAGOCIUS	222.65	TAX REFUNDS
040541	06-03-2010	09000 DELICIOUSLY DIFFERENT	340.00	
040542	06-03-2010	09000 MARK FAHRNEY	76.80	
040543	06-03-2010	09000 AMY FASNACHT	27.07	
040544	06-03-2010	09000 BRETT KING	44.38	
040545	06-03-2010	09000 DAVID MICHAELS	565.47	
040546	06-03-2010	09000 RICHARD & AMY PETERS	966.92	
040547	06-03-2010	09000 SHELLEY PUCKETT	40.94	
040548	06-03-2010	09000 RICHARD AND TAMMY SHIPLETT	419.46	
040549	06-03-2010	09000 RICHARD WHITTINGTON	82.00	
040550	06-03-2010	09000 WORKMANS AUTOPARTS	85.20	TAX REFUNDS
040551	06-04-2010	00399 SBC AMERITECH	96.23	PHONE
040552	06-04-2010	00517 ACTION DOOR	117.43	FIRE STA.
040553	06-04-2010	00030 D & R SUPPLY, INC.	1142.66	STREET MATERIALS
040554	06-04-2010	00986 JOHN HATFIELD	400.00	LEASE PARKING LOT
040555	06-04-2010	00304 MITCHELL COMMUNICATIONS, INC.	1272.72	RADIO REPEATER
040556	06-04-2010	00109 RUPP CONSTRUCTION, INC.	344.96	ASHALT
040557	06-04-2010	00399 SBC AMERITECH		

040558	06-04-2010	00399	SBC AMERITECH	1993.40
040559	06-04-2010	01672	TAMMY MARTHEY	293.48
040560	06-04-2010	00129	WORKMAN'S AUTO PARTS	
040561	06-04-2010	00129	WORKMAN'S AUTO PARTS	0.00
040562	06-08-2010	00399	SBC AMERITECH	311.31
040563	06-08-2010	00514	FULTON HARDWARE INC	477.86
040564	06-08-2010	02270	AMERICAN LEGAL PUBLISHING CO.	1955.00
040565	06-08-2010	02239	CANAL FULTON ELECTRICAL	554.25
040566	06-08-2010	00559	CANAL FULTON GIANT EAGLE 1633	163.96
040567	06-08-2010	00499	CARTER LUMBER	54.62
040568	06-08-2010	01705	DYNAMERICAN SEPTIC AND DRAIN	600.00
040569	06-08-2010	02244	ELAINE WEITZEL	80.00
040570	06-08-2010	00054	HARDGROVE AUTO SERVICE	222.99
040571	06-08-2010	00554	LAKE BUSINESS PRODUCTS	38.15
040572	06-08-2010	02044	MARY ANN HIGGINS	223.60
040573	06-08-2010	00783	NORTH CENTRAL LABORATORIES	36.36
040574	06-08-2010	02085	OHIO DEPT. JOBS FAMILY SERVICE	895.41
040575	06-08-2010	00094	OHIO EDISON COMPANY	
040576	06-08-2010	00094	OHIO EDISON COMPANY	17938.01
040577	06-08-2010	00866	OHIO ELECTRIC CONTROL, INC.	95.21
040578	06-08-2010	01182	OHIO EPA	1550.00
040579	06-08-2010	02062	R & R ENGINE AND MACHINE	260.20
040580	06-08-2010	00399	SBC AMERITECH	
040581	06-08-2010	00399	SBC AMERITECH	736.91
040582	06-08-2010	02276	STARK COUNTY SAFETY COUNCIL	160.00
040583	06-08-2010	00638	STARK COUNTY SOIL & WATER	250.00
040584	06-08-2010	02166	TAMMY AMMONS	5.00
040585	06-08-2010	00404	TRINER OIL CO.	810.42
040586	06-08-2010	01854	UNIFIRST CORPORATION	108.00
040587	06-08-2010	01891	UNIFIRST CORPORATION UNIFORM	193.64
040588	06-08-2010	02110	WEB MARKETING SERVICES, INC.	45.00
040589	06-08-2010	00129	WORKMAN'S AUTO PARTS	
040590	06-08-2010	00129	WORKMAN'S AUTO PARTS	4399.97
***			TOTAL	81,148.26