

RECORD OF PROCEEDINGS

Minutes of

Meeting

DARTON LEGAL BLANK, INC. - FORM NO. 1074-B

Held 1-21

2014

CITY OF CANAL FULTON CITY COUNCIL MEETING MINUTES January 21, 2014

CALL TO ORDER

The meeting was called to order by Mayor Richard Harbaugh at 7:00pm.

PLEDGE OF ALLEGIANCE

ROLL CALL

Mayor/Council Members Present: Richard Harbaugh, Linda Zahirsky, Scott Svab, Danny Losch, Sean Craney, Sue Mayberry and Nellie Cihon.

Others Present: City Manager Mark Cozy, Council Clerk Teresa Dolan, Service Director Dan Mayberry, Finance Director William Rouse, Police Chief Doug Swartz, Fire Chief Ray Durkee.

Others Present: Chell Rossi, Jim Deans, Earl Minks, Tiffany Craney, Joan Porter, George Bogner, Jeremiah Kincaid, Joey Ball, Dillon Harper, Tyler Fialko, Nick Quinn, Beth Novelli, Cindy Oneal, Kyle Oneal, Colin Darlan, Jared Marsh, Scott Marsh, Ian Eichorn, Tom Fialko

REPORTS OF STANDING COMMITTEES

Scott Svab reported on the Committee on Committees which met prior to the Council meeting. The Committees are as follows:

Finance Committee: Sue Mayberry, Scott Svab, Linda Zahirsky, Danny Losch
Economic Development Committee: Danny Losch, Sean Craney, Sue Mayberry, Scott Svab
Personnel/Rules Committee: Nellie Cihon, Scott Svab, Sean Craney, Linda Zahirsky
Safety Committee: Nellie Cihon, Danny Losch, Sean Craney, Linda Zahirsky
Public Service Committee: Nellie Cihon, Sean Craney, Sue Mayberry, Scott Svab

CITIZENS' COMMENTS - AGENDA MATTERS (Five Minutes per Individual - No Yield)

None

CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS

December 17, 2013

A motion was made to approve the December 17, 2013 minutes by Scott Svab, second by Linda Zahirsky. All Council Members voted yes. Motion approved.

January 14, 2014

A motion was made to approve the January 14, 2014 minutes by Linda Zahirsky, second by Nellie Cihon. Sue Mayberry asked that changes be made to page one to change the last sentence where it said he didn't thing - should be think. On page three, fourth paragraph down, Sue Mayberry stated that in regards to the leaf vac issue, there should be "in the file" instead of ending the sentence after issue. On page five, under Old/New Other Business, Charter Rule 25 should be Council Rule 25. All Council Members voted yes. Motion approved.

REPORTS OF ADMINISTRATIVE OFFICERS

Senior Citizens - No Report

Community Service - No Report

Fire Chief - Fire Chief Ray Durkee distributed a monthly report and a report with all response numbers from the year. The Fire Department has been promoting Knox Boxes on their Facebook Page. With Lawrence Township they have been promoting the reflective address signs which are available from both departments. The training center has been utilized and our department recently hosted the County Hazmat Team.

Mark Cozy asked if the department installed the reflective signs. Chief Durkee said they would if a resident had a hardship.

Police Chief - Police Chief Doug Swartz extended the department's sympathies to the Mayor on the passing of his wife, and also, the Fire Chief and Councilman Danny Losch on the passing of their fathers. Chief Swartz said that the Boy Scouts from Jackson Township were in attendance at tonight's meeting and wanted to extend an invitation for a K9 demonstration.

Chief Swartz commended Officer Rob Steika on a recent accident/crash involving a person who fled the scene. Officer Steika was able to follow the tracks of the suspect in the snow and make the arrest. Engineer/Streets/Public Utilities - Service Director Dan Mayberry stated that the department has had only a few complaints in regards to snow removal. The department has responded to two water main breaks, both were not serious. Council commended the street department on their job on keeping the streets clean.

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Finance Director – Finance Director William Rouse included December reports in the packet. Mr. Rouse stated that the year-end closing is done. W2s should be printed in the next few days. Mr. Rouse stated that he had proposed reallocation of the utility funds and how fees were distributed among the debt service funds, the capital funds, and the operating funds in order to direct more of those fee collections toward the operating funds. He said he had built the budget under that assumption that the reallocation would be looked at.

A motion was made to have a Finance Committee meeting on January 28, 2014 at 6:00pm to discuss the reallocation of funds in regards to utility fees, second by Danny Losch. All Council Members vote yes, motion approved.

Mr. Rouse stated that December financial reports were included. He wanted to point out the December Bill Listing. The high amount is not cash out of our bank it is the requirement when we have an OPWC grant for a project. When they make a payment to a vendor, in this case it was about \$550,000 to Northstar Asphalt on our behalf, we have to record revenue and then an offsetting expense for the same amount, so that the payment is recognized.

Mr. Svab asked what the breakdown was on income tax on our split. Is it 50/25/25 being twenty five percent comes out of water and sewer when we are doing wages for income tax. Mr. Rouse said he thought it was charged entirely to one department.

A motion as made to accept the December Financials by Linda Zahirsky, second by Nellie Cihon. All Council Members voted yes. Motion approved.

City Manager – City Manager Mark Cozy included a report with the packet. Mr. Cozy stated that he brought a guideline on selection of the steering committee for the police department consolidation study. Along with that he had an outline of the actual project.

The YMCA study meeting is being held on Thursday, January 23, 2014 at the Safety Center training room at 4:00pm.

Mr. Cozy stated that he did forward a copy of the Minerva Hotel Study to Ceres Enterprises to see if they wanted to look it over to see if they had recommendations and if they wanted to proceed with any kind of study.

Mrs. Zahirsky said she had glanced through it and did not see much of a recommendation. Usually there is an executive summary like the YMCA study had.

Mr. Cozy asked for an executive session to discuss the proposals for the teamster's contract.

Report of Mayor - HPC and Planning Commission Appointments will be handled at the next meeting.

Parks & Recreation Board - No Report

Law Director – Law Director Scott Fellmeth recommended changes to the Executive Session form to add the exception from the Sunshine Laws to consider confidential information related to an applicant for economic development assistance.

THIRD READINGS

Resolution 29-13: A Resolution by the Council of the City of Canal Fulton, Ohio to enter into a Supplemental Sewer Service Agreement with Stark County, Ohio.

A motion was made to approve Resolution 29-13 by Linda Zahirsky, second by Nellie Cihon. All Council Members voted yes. Motion approved.

Resolution 30-13: A Resolution by the Council of the City of Canal Fulton to enter into an Amended Agreement with CTI Engineers, Inc. to Provide Professional Services for the Locust/Portage Street Resurfacing/Rehabilitation Improvements.

A motion was made to approve Resolution 30-13 by Linda Zahirsky, second by Sue Mayberry.

Sean Craney asked what the other firm was involved in this project. Mr. Mayberry said not in the resurfacing, just the intersection.

Scott Svab said he was surprised it took them this long to have an amendment after the whole project was done since late summer. The original scope was set and there was additional work involved. Now they are asking us for more money. Mr. Svab said he found it strange and thought if we owed them money they would be on this quicker.

Mark Cozy said he did not have an answer and the Engineer is not here to answer the question. Mr. Mayberry stated that he knew there was additional engineering added on. He could not specifically remember what that was, but it was after the fact that additional engineering was requested. Mr. Cozy said it was one of those issues when we bid on the project, bids came in low so we added the difference between Millfield and the Senior Center. Our actual costs will be significantly less because of reimbursement from OPWC.

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All Council Members voted yes. Motion approved.

Ordinance 33-13: An Ordinance Establishing Ticket Prices for St, Helena Boat Rides for Operations Commencing in 2014 and Repealing any Ordinance in Conflict Therewith.

A motion was made to approve Ordinance 33-13 by Nellie Cihon, second by Linda Zahirsky. All Council Members voted yes. Motion approved.

SECOND READINGS

Ordinance 1-14: An Ordinance by the Council of the City of Canal Fulton, Ohio for Final Acceptance of Canal Place

FIRST READINGS

Resolution 1-14: 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 Locust Street Sanitary Sewer and Waterline Extension and Declaring an Emergency.

Mr. Cozy asked Council to hold on to this legislation and do a reading tonight. We are still waiting on signatures on the project from property owners.

P.O.s

P.O. 9070: to Auditor of State in the amount of \$27,000.00 for 2013 Financial Audit

A motion was made to approve P.O. 9070 by Linda Zahirsky, second by Sean Craney. All Council Members voted yes. Motion approved.

P.O. 9071: to Auditor of State in the amount of \$10,000.00 for GAAP Conversion: Local Government Services Division

A motion was made to approve P.O. 9071 by Scott Svab, second by Nellie Cihon. All Council Members voted yes. Motion approved.

P.O. 9072: to Bonded Chemicals in the amount of \$7,500.00 for Fresh Water Treatment Chemicals

A motion was made to approve P.O. 9072 by Sean Craney, second by Nellie Cihon. All Council Members voted yes. Motion approved.

P.O. 9073: to John Hatfield in the amount of \$3,600.00 for Lease of Hatfield Parking Lot

A motion was made to approve P.O. 9073 by Scott Svab, second by Sue Mayberry. All Council Members voted yes. Motion approved.

P.O. 9074: to CTI Engineers, Inc. in the amount of \$31,000.00 for Cherry/Locust Intersection Project

A motion was made to approve P.O. 9074 by Nellie Cihon, second by Linda Zahirsky. All Council Members voted yes. Motion approved.

P.O. 9075: to Stark Regional Planning in the amount of \$4,200.00 for Zoning Update

A motion was made to approve P.O. 9075 by Sean Craney, second by Scott Svab. All Council Members voted yes. Motion approved.

P.O. 9076: to CTI Engineering in the amount of \$25,000.00 for General Engineering Services

A motion was made to approve P.O. 9076 by Sue Mayberry, second by Linda Zahirsky. All Council Members voted yes. Motion approved.

P.O. 9077: to Graydian in the amount of \$5,500.00 for Creation and Implementation of Website.

A motion was made by to approve 9077 by Danny Losch, second by Nellie Cihon.

Mr. Svab asked how the firm was selected. Mrs. Dolan said she had worked with them previously. They have done municipality websites. Government sites usually cost between \$13-\$26,000.00. Mrs. Dolan said she did bring a packet on what Graydian planned on doing with the City's website if anyone was interested. They are a local firm and the website will be updated by us. That is going to save the City money in the long run. Future updates can be made, such as meter readings. Surveys will also be able to be done in house. Implementation of payments for events will also be included.

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Mr. Losch said he wanted to fully support this because it would give us the flexibility to launch us out to new possibilities. Participation is the key. Mr. Svab said more interaction is good.

All Council Members voted yes. Motion approved.

BILLS - December \$1,235,765.35

A motion was made to approve the December Bills by Sue Mayberry, second by Linda Zahirsky. All Council members voted yes. Motion approved.

OLD/NEWTOTHER BUSINESS

Mrs. Zahirsky stated that the Volunteer Fire Department appointments need to be made. Nellie Cihon and Scott Svab volunteered to do that.

A motion was made by Linda Zahirsky to nominate Nellie Cihon and Scott Svab to serve as the Volunteer Fire Department Appointments, second by Sean Craney. All Council Members voted yes. Motion approved.

Mrs. Zahirsky said at the last meeting a question was brought up as to why we vote the way that we vote. The roll call vote is done and each one votes individually. Our Charter required that we have a roll call vote, which is why we do it by name for each person that is a Council Member.

Mr. Svab expressed sincere condolences to the Mayor on the passing of his wife. Mr. Svab stated that he wanted to make a voice motion vote to raise the City Flag half-staff until next Monday. Mrs. Mayberry did research and saw there was no conflict with rules.

A motion was made to fly the City Flag at half-staff until next Monday, January 20, 2014, second by Nellie Cihon. All Council members voted yes. Motion approved.

The Mayor thanked Council for the gesture.

Sean Craney asked about making a motion on the YMCA Study and the location of the YMCA at the Puffenberger site. Mrs. Zahirsky stated she would like to wait after the YMCA Study meeting.

REPORT OF PRESIDENT PRO TEMPORE

No Report. Mr. Svab recognized the Boy Scouts for coming to the meeting. The Scouts stated that they were in attendance for their Citizenship in the Community Merit Badge.

REPORT OF SPECIAL COMMITTEES

A motion was made to have a Safety Committee Meeting on February 18, 2014 at 6:00pm to select a Chair, and discuss the Police Department Consolidation Study by Danny Losch, second by Nellie Cihon. All Council Members voted yes. Motion approved.

CITIZENS COMMENTS – Open Discussion (Five Minute Rule)

James Deans – 426 Heritage.

Mr. Deans reported that Olde Canal Days planning has started. The festival will have a few changes this year and should be a great show. It will be held July 10-12th, 2014. There will be six bands.

A motion was made to go into Executive Session at 7:45pm to for the purpose of consideration of preparing for, conducting or reviewing negotiations or bargaining sessions with public employees by Linda Zahirsky, second by Scott Svab. All Council Members voted yes. Motion approved.

A motion was made to return to public session at 8:15pm by Linda Zahirsky, second by Danny Losch. All Council Members voted yes. Motion approved.

ADJOURNMENT

The meeting was adjourned at 8:18pm.